

**CITY OF SANDY OAKS, TX**  
**COUNCIL MEETING MINUTES**

**September 10, 2015**

**INTRODUCTION**

The meeting was called to order by Mayor Pro-tem Earnest Gay at 6:32 p.m. at the Lakeside Lodge Braunig RV Park. Present for the meeting were Aldermen David Tremblay, Doug Tomasini, and Alderwoman Micki Ball. Alderman Joel Ortega was absent. Also in attendance City Attorney Casandra Ortiz and City Clerk Charlotte Rabe.

**OPENING CEREMONIES**

The invocation was given by Alderman Tomasini, followed by the Pledge of Allegiance.

**Agenda Item 3** Citizens to Be Heard: Jim Clement asked to wait to speak when the item is addressed, Raul Ortiz spoke on his concerns about the negative look of the neighborhood

**Agenda Item 4** Financial Report: The income and expenses will be reported by City Clerk Rabe. Ms. Rabe reported that the beginning balance was \$33,731.97, less expenses of \$13,890.55 and a deposit of \$27,968.05 from CPS, leaving a balance of \$47, 809.47. Financial report is attached.

**Agenda Item 5** Consent Agenda:

1. Discuss and consider approval of the minutes of August 13, 2015]
2. Discuss and consider invoice 1082 of Kassahn & Ortiz, P.C. \$2850.00
3. Discuss and consider approval of the Haz Mat ordinance.
4. Discuss and consider approval of the sign ordinance

Mayor Pro-tem asked to pull #3, it needs more information and Alderwoman Ball asked to pull #1 because of errors. Mayor Pro-tem Gay made a motion to approve approve #2 and #4, Alderwoman Ball seconded. Vote (for) was unanimous. Alderwoman Ball found an error in the minutes, Item # 6 Financial Report, ending balance should be \$33,731.97 and Alderman Tomasini asked to amend Item #13 to include the statement that "no new survey is needed as long as the one presented is acceptable." Mayor Pro-tem Gay made a motion to accept the minutes as amended. Seconded by Alderwoman Ball. Vote (for) was unanimous. A discussion was held on the Haz Mat ordinance, and the changes that need to be made. Alderwoman Ball made a motion to make the minimum fine \$750.00 and a maximum fine of \$2000.00. Alderman Tremblay seconded. Vote (for) was unanimous. Ordinance will be presented at a later date for approval.

**Agenda Item 6** Discuss and set a date for a public hearing/workshop on the Solid Waste RFP's that were submitted. Three companies have submitted a proposal: Tiger, Apache and Republic. Mayor Pro-tem Gay said he would look into reserving the room for a meeting, preferable on Saturday. It was decided to have it on Saturday Sept 19 or Sept 26, depending on reserving the room.

**Agenda Item 7** Discuss and consider the city e-mail server as it is at max capacity. Because of the plan selected, we have maxed out email addresses. Alderwoman Ball stated we should postpone this item until more research is done in the city's records management ordinance and cost of enhancing our website plan.

**Agenda Item 8** Discuss and consider a records management ordinance for the city of Sandy Oaks. Per Texas Law, the City is required to have a records management plan and to designate a Records Management Officer. The ordinance as written selects the city clerk as the records management officer. Mayor Pro-tem Gay made a motion to adopt the ordinance and select Ms. Rabe, the city clerk, as the records management officer. Alderwoman Ball seconded. Vote (for) was unanimous.

**Agenda Item 9** Discuss and consider the street ownership and maintenance responsibilities with the City to Sandy Oaks. Ask city attorney for an update. Mayor Pro-tem asked our city attorney if she has any new information. Ms. Ortiz stated she had looked into the matter somewhat but it was going to take some time and money to investigate the matter further. Alderman Tremblay stated he felt once we get the situation with the WPPOA straightened out we will know who is responsible. Alderman Tremblay made a motion to table the item. Alderwoman Ball seconded. Vote (for) was unanimous.

**Agenda Item 11** Discuss and consider FY2015-2016 budget if it was not approved at the earlier special meeting. This item was approved at the previous meeting.

**Agenda Item 12** Discuss and consider adopting the 2015 Ad Valorem Tax (Property Tax) rate as announced in the Wilson County News August 19, 2015. The rate announced was \$0.30 per \$100. Mayor Pro-tem Gay made a motion that the City of Sandy Oaks levy and collect for the use and support of the municipal government of the City of Sandy Oaks upon all property real, personal, and mixed, within the corporate limits of the City subject to taxation, a a tax of \$0.25 on each \$100 valuation of property for the maintenance and support of general government (General Fund) for the 2015-2016 Fiscal Year, which is the 2015 Tax Year, \$0.25 on each \$100 valuation of property. Alderwoman Ball seconded. A Record Vote was called for: Alderman Tremblay-For, Mayor Pro-tem Gay-For, Alderwoman Ball-For, Alderman Tomasini-Against. Motion passed 3-1. The second motion made by Mayor Pro-tem Gay that the City of Sandy Oaks levy and collect for the 2015-2016 Fiscal Year, which is the 2015 tax year, upon all property, real, personal, and mixed, within the corporate limits of the City subject to taxation, for the interest and sinking fund, \$0.0 on each \$100 valuation of property. Alderwoman Ball seconded. This motion would cover any outstanding debts the city may have (which there are none) A Record Vote was called: Alderman Tremblay-For, Mayor Pro-tem Gay-For, Alderwoman Ball-For, Alderman Tomasini-For. Vote (for) was unanimous.

**Agenda Item 10** Discuss and consider the WPPOA property transfer offer to the City of Sandy Oaks. Includes but is not limited to the real property and improvements, assets (current and future), liabilities and Maintenance Fees. Ask city attorney for an update on progress of talks with WPPOA. Mr. Clement spoke about getting together with the City Attorney via tele-conference and the paperwork that was requested. Eight items were presented. Outstanding indebtedness was discussed, with the CPS bill being the biggest. Because over 50% of the maintenance fees were not paid the WPPOA ran out of money in May. The clubhouse is in need of repair and needs a new roof, an insurance claim will pay the WPPOA \$3,362.00 which will not cover the repairs needed. He has addressed all the issues presented. He apologized for the delay. He asked for the City Council to accept the transfer offer from the WPPOA. The WPPOA does not have the money to pay for an environmental study, which was requested by the Council. The City Attorney asked if there was something from TCEQ that would cover this. Mayor Pro-tem Gay asked the city attorney if she thought we could proceed with the documentation provided. She asked Mr. Clement if he could provide a copy of the insurance report and also a report from the TCEQ. A discussion was held on the condition of the park and possible contamination of the ground in the

maintenance yard. Mr. Clement stated he would provide to the attorney and the Council paperwork from the TCEQ. Also discussed was the CPS bill and what was still using electricity. The council asked Mr. Clement to turn off some of the CPS accounts. Alderman Tremblay made a motion to postpone this item until the next meeting. Alderwoman Ball seconded. Alderman Tremblay and Alderwoman Ball voted for and Mayor Pro-tem Gay and Aldermen Tomasini voted against postponing. Leaving us with a tie vote and no one to break the tie. Alderman Tremblay again made a motion to postpone the transfer of property until next month when the TCEQ documentation can be provided. Alderwoman Ball seconded. Alderman Tremblay and Alderwoman Ball voted for and Mayor Pro-tem Gay and Aldermen Tomasini voted against postponing. Motion died. No action taken.

Motion to adjourn at 8:05 made by Alderwoman Ball, seconded by Aldermen Tomasini.

PASSED AND APPROVED ON THIS 8th DAY OF October, 2015

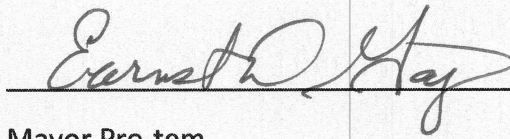
Attest



City Clerk

Charlotte Rabe

1 Attch- September Financial Report



Mayor Pro-tem

Ernest D. Gay

**City of Sandy Oaks**  
**Financial Report**  
**September 10, 2015**

	<b>Beginning Balance</b>		<b>\$33,731.97</b>
8/5	Service Charge	July	\$20.00
8/12	#1011	BLRV (Bldg Rental Aug, Sep, Oct)	\$300.00
8/14	#1012	Martinez De Vara Law Firm (Legal 9/14/14-5/10/15)	\$ 10,706.25
8/17	Deposit	CPS Franchise Fee (July Insurance)	\$ 27,968.05
8/17	1013	Klotz & Assoc Residential Develpmnt Review	\$ 525.00
8/17	1014	Kassahn & Ortiz (Legal 6/1/15-6/30/15)	\$2,194.10
8/17	1015	Wilson County News (RFP Trash)	\$45.20
8/28	1016	BLRV (Sep 2 Budget Mtg))	\$100.00
	<b>Ending Balance</b>		<b>\$47,809.47</b>

Two checks outstanding written in September totaling \$152.10. (\$100 for Sept 8 meeting, \$52.10 to Wilson County News for Public Hearing/ Tax Rate notices.