

Micki L. Ball
Mayor
Charles Fillinger
Alderman Place 1
Mayor Pro Tem
Gary Bricken
Alderman Place 2
Thomas Repino
Alderman Place 3



John Crickmer
Alderman Place 4
Michael Martinez, Jr.
Alderman Place 5
Cassandra Ortiz
City Attorney
Charlotte Rabe
City Secretary

CITY COUNCIL OF THE CITY OF SANDY OAKS, TEXAS
REGULAR MEETING MINUTES
February 10, 2022 at 6:30 p.m.

Notice is hereby given that a Regular Meeting of the City Council of the City of Sandy Oaks, Texas will be held on Thursday, February 10, 2022 at 6:30 p.m. at City Hall, 22870 Priest Road, Sandy Oaks, Texas. All agenda items are subject to action.

The City of Sandy Oaks will also provide a livestream video and telephonic access of the meeting through the link <https://us02web.zoom.us/j/6717793635> and Meeting ID 671 779 3635 or by dialing in to any the following phone numbers: (346) 248-7799, (669) 900-6833, (929) 205-6099, (253) 215-8782, (301) 715-8592 or (312) 616-6799. When requested, enter Meeting ID 671 779 3635.

The public will be permitted to offer public comments in person, telephonically or by video as provided by the agenda and as permitted by the presiding officer during the meeting by signing up with the City Secretary at least 15 minutes in advance of the meeting, if providing comments in person, and at least two hours in advance of the meeting by emailing cityclerk@cityofsandyoaks.com or by calling (210) 607-0834 if speaking telephonically or by video. Written comments may be submitted to the City Secretary up to two hours before the meeting by emailing cityclerk@cityofsandyoaks.com and will be provided to the City Council for their consideration.

A recording of the telephonic meeting will be made and will be available to the public in accordance with the Texas Public Information Act upon written request.

- 1. Call to order and quorum call.** Mayor Ball called the meeting to order at 7:30 p.m. Also present were Mayor Pro Tem Fillinger, Aldermen Bricken, Repino, Crickmer and Martinez. City Attorney Cassandra Ortiz and City Clerk Rabe were present. Executive Assistant to Mayor Ball, Jacqueline Guerrero joined via Zoom.
- 2. Pledge of Allegiance** Mayor Ball led the Pledge.
- 3. Citizens to be heard. Persons wishing to speak may sign up with the City Secretary in the time and manner as indicated above.** Please note that the Texas Open Meetings Act prohibits the City Council from responding, commenting, or discussing items or topics during this portion of the meeting that are not included on the agenda. The City Council appreciates hearing from the citizens and your thoughts and questions are valued; however, civility and a sense of decorum will be strictly followed. All speakers must address their comments to City Council. Speakers shall refrain from public criticism of members of the City Council that are prohibited by law. This item will be open for up to 30 minutes, with 3 minutes to each speaker. One (1) person may speak on behalf of a group. Up to three (3) persons may register on behalf of the group in order for the spokesperson to be allotted up to nine (9) minutes to speak. If there are more than ten (10)

speakers, each will be given two (2) minutes or six (6) minutes for a group spokesperson. No one signed up to speak.

- 4. Mayor & Administrator Announcements/Updates** Mayor Ball announced we have been awarded the grant we had applied for and she is working with Grantworks and our engineer to get the drainage project at Hilltop Peaks and Lost Hills started. We will be allowed to use ARPA funds for the match money. **Consent Agenda.** All matters listed under Consent Agenda are considered routine by the City Council of the City of Sandy Oaks and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.

a) Approve December 2021 City Attorney Invoice No. 1292 from Kassahn & Ortiz not to exceed \$4,160.10

b) Approve the minutes from the January 27, 2022 Regular City Council meeting.

Mayor Pro Tem Fillinger made a motion to approve the Consent Agenda. Seconded by Alderman Repino. Motion passed unanimously.

- 5. Financial Report** The income and expenses will be reported by City Secretary Charlotte Rabe with possible discussion and/or action. Mayor Ball pulled this item for next meeting.

6. Police

a) Updates and Announcements from Chief Lopez with possible discussion and/or action. Chief Lopez had no Updates or Announcements.

b) Presentation of monthly report by Chief Lopez with possible discussion and/or action. Chief Lopez reported for the month of January 25 Court Defendants, with 45 cases. 44 Traffic Stops, 36 citations and 28 warnings. Several other offenses were reported. The full report can be found on the city website.

8. Animal Control

a) Updates and Announcements from Animal Control Advisory Committee (“ACAC”) Chair John Crickmer with possible discussion and/or action. Chair Crickmer stated he had not received confirmation that Penny Paws would be in the park for Feb 19.

b) Presentation of monthly report by Animal Control Officer (“ACO”) Dalton Ellis with possible discussion and/or action. ACO Ellis reported intake of four dogs in January. Two dogs were returned to owner, one euthanasia due to aggression, two in foster homes, leaving seven in the shelter.

c) Discuss and/or possible action on approving Ordinance 2022-197 amending Ordinance 2016-66 to make changes to the position of Animal Control Officer. Mayor Ball pulled this item until next meeting.

d) Discuss and/or possible action on approving Ordinance 2022-196 Animal Control Regulations, amending Ordinance 2021-185 Animal Control Regulations

Mayor Ball went through the changes made, including abiding by the new State Animal Laws. Mayor Pro Tem Fillinger made a motion to amend the proposed ordinance striking Section 5 paragraph B in its entirety. Seconded by Alderman Repino. Motion passed unanimously. Mayor Pro Tem Fillinger then made a motion to amend the proposed ordinance by striking Section 5 paragraph C in its entirety. Seconded by Alderman Repino. Motion passed unanimously. Mayor Pro Tem Fillinger made a motion to have Section 5 Paragraph D item 1 to read dogs shall wear rabies tag as required by this ordinance. Mayor Pro Tem made a motion to strike the 2 occurrences of “or cat” in Section 5 Paragraph D item 2. Seconded by Alderman Crickmer. Mayor Pro Tem Fillinger made a motion to strike the two occurrences of “or cats” and remove “and licensing” and the s on the word “tags” in Section 5 paragraph D item 3. Seconded by Alderman Crickmer. Motion passed unanimously. Moving on to Section E item 2, Mayor Pro Tem Fillinger made a motion to add at the end of the sentence and the City of Sandy Oaks. Seconded by Alderman Repino. Vote was 4 for and Alderman Bricken against. Motion passed. Mayor Pro Tem Fillinger made a motion to add “and the City of Sandy

Oaks” after the word company in Section E Item 3. Seconded by Alderman Crickmer. Motion passed unanimously. Continuing in Section E, Item 4 Alderman Martinez made a motion to include the words” with the registration company and the City of Sandy Oaks”. Seconded by Alderman Repino. Motion passed unanimously. In Section 8 subsection A item 3, Mayor Pro Tem Fillinger made a motion to add at the end of the last sentence “for the purposes of this ordinance a rehoming fee will be considered a sale. Seconded by Alderman Repino. Motion passed unanimously. Mayor Pro Tem Fillinger made a motion to add “business” after the word three (3) in both instances in Section 9 subsection A, item 5. Seconded by Alderman Crickmer. Motion passed unanimously. Alderman Repino made a motion to strike Section 14 Subsection C item 3 in its entirety. Seconded by Alderman Crickmer. Motion passed unanimously. Alderman Martinez made a motion to amend Section 15 Subsection A paragraph d to insert the word business after the word three (3). Seconded by Alderman Repino. Motion passed unanimously. Mayor Pro Tem Fillinger made a sweeping motion to change every instance in the ordinance of the words Marshal’s Dept to Police Department. Seconded by Alderman Repino. Motion passed unanimously. On Exhibit A “Fee page”, Mayor Pro Tem Fillinger made a motion to replace the word “altered: with “been spayed or neutered” in the sentence Return/Redemption of Captured Animal (1st offense). Seconded by Alderman Repino. Motion passed unanimously. Mayor Pro Tem Fillinger then made a motion to change the wording in the next line Return/Redemption of Captured Animal strike (unaltered) add “not been spayed/neutered, unless exempted in Section 5 Subsection F paragraph 3”. (1st offense). Seconded by Alderman Crickmer. Motion passed unanimously. Mayor Pro Tem Fillinger made a motion to set the fee for this line at \$50 and sign the Animal Control contract to spay/neuter in 30 days. Seconded by Alderman Martinez. Motion passed unanimously. Mayor Pro Tem Fillinger made a motion to have the line “Return/Redemption of Captured animal not spayed/neutered within the 30 days on contract” added to the fee schedule, the animal will not be returned to Owner. Seconded by Alderman Repino. Motion passed unanimously. Mayor Pro Tem Fillinger made a motion to add a line item on the fee schedule Return/Redemption of Captured Animal not spayed/neutered 2nd offense (not in violation of the contract) \$100.00. Seconded by Alderman Crickmer. Mayor Pro Tem Fillinger made a motion to strike all references to licensing on the fee schedule. Seconded by Alderman Repino. Motion passed unanimously. Mayor Pro Tem Fillinger made a motion to approve Ordinance 2022-196 Amending ordinance 2021-185 establishing animal control regulations as amended. Seconded by Alderman Repino. Motion passed unanimously.

Mayor Ball called the meeting into recess at 9:24.p.m. and back into session at 9:40 p.m.

9. Public Works/Parks

- a) Update and Announcements from Park Advisory Committee Chair Tom Repino with possible discussion and/or action. Chair Repino reported that the next meeting would be February 15. Chair Repino and Mayor Pro Tem Fillinger have been in contact with the exercise equipment company.

10. Administration

- a) Discuss and/or possible action on the proposed additional streetlight from CPS Energy. Mayor Ball has budgeted this year for an extra 100 streetlights. Mayor Ball along with CPS Energy had a map available with 42 new light positions. She moved on to item b. CPS concentrated on the two main streets and she would like citizen input on placing the remaining 58 lights budgeted for.
- b) Discuss and/or possible action on scheduling a public hearing on the proposed additional streetlights from CPS Energy. Mayor Pro Tem Fillinger made a motion to accept public comments starting Monday February 14 and to advertise on our website, Nixle and social media to hold a public hearing prior to our next regularly

scheduled meeting Feb 24, 2022. Seconded by Alderman Repino. Motion passed unanimously.

- c) Executive Session pursuant to Government Code section 551.074, *Personnel Matters*, to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee or to hear a complaint or charge against an officer or employee regarding the following employees:
- Chief of Police
 - Court Clerk
 - Animal Control Officer
- At 10:04 Mayor Ball called the meeting into Executive session.
At 10: 57 p.m. Mayor Po Tem Fillinger called the meeting open. Mayor Ball has removed herself from the meeting. Mayor Pro Tem Fillinger called the meeting into recess until 11:12 p.m.
- d) Discuss and/or possible action on Mayor's written reprimand issued to Chief of Police on February 7, 2022 and/or other matters discussed in Executive Session. Mayor Pro Tem Fillinger made a motion to defer action on this item until the council could hear the grievance entered. Seconded by Alderman Repino. Motion passed unanimously.
- e) Discuss and/or possible action on Mayor's written reprimand issued to Court Clerk on February 7, 2022 and/or other matters discussed in Executive Session. Mayor Pro Tem Fillinger made a motion to defer action on this item until the council could hear the grievance entered. Seconded by Alderman Repino. Motion passed unanimously.
- f) Discuss and/or possible action on change in salary for certification for ACO Ellis pursuant to Council action at the October 14, 2021 Council meeting and/or other matters discussed in Executive Session. Mayor Pro Tem Fillinger congratulated ACO Ellis for completing his basic animal control course. Alderman Repino made a motion to increase his pay to \$17.00 an hour. Seconded by Alderman Bricken. Motion passed unanimously.
- g) Discuss and/or possible action on reconsidering approval of the quote from Beluga Air to install air purification systems in the Municipal Buildings approved by Council at the January 27, 2022 meeting. Alderman Crickmer said he had questions on what exactly we are paying for. He is asking for more information from the vendor. A discussion was held. Alderman Crickmer made a motion to defer action on item 10g until further research has been done. Seconded by Alderman Martinez. Motion passed unanimously.
- h) Discuss and/or approval to purchase a laptop/tablet for Code Enforcement. A quote was presented from CTS Mobility for \$1,492.95. It is the same one ordered for Animal Control. Alderman Martinez made a motion to approve the purchase with a not to exceed price of \$1,500.00. Seconded by Alderman Repino. Motion passed unanimously.
- i) Discuss and/or possible action on quote from Beluga Air to remove and replace A/C filters for Municipal Building, for 12 months rather than the 2 months on previous approved quote. Mayor Pro Tem Fillinger would like to defer this item until the contract has been approved.
- j) Discuss and/or possible action on a quote from Beluga Air to clean Municipal Building duct system. Mayor Pro Tem pulled this item until the next agenda.
- k) Discuss and/or possible action on quote from Priscilla Schmitt, Public Works Dept. for alternate means of changing AC filters on the Municipal Building. Ms. Schmitt presented a quote for \$369.67 for a safety work platform and accessories as an attachment to the tractor for lifting. It can also be used for various other projects

for the city. Mayor Pro Tem made a motion to approve the quote not to exceed \$400.00. Seconded by Alderman Repino. Motion passed unanimously.

11. Adjourn Mayor Pro Tem Fillinger adjourned the meeting at 11:31 p.m.

PASSED AND APPROVED ON THIS 10TH DAY OF MARCH 2022



Charles Fillinger
Mayor

ATTEST:



Charlotte Rabe
City Secretary