

CITY OF SEGUIN CITY COUNCIL AGENDA
City Hall Council Chambers
210 E. Gonzales Street
Seguin, Texas 78155
April 21, 2009
5:30 P.M.

Notice is hereby given that the governing body of the City of Seguin, Texas will meet at 5:30 p.m. on the 21st day of April 2009 for a Regular Called Meeting at the City Council Chambers, City Hall, 210 E. Gonzales Street, in the City of Seguin, Texas for the purpose of considering all matters related to the following agenda items:

1. Invocation – Councilman Bob Pees
2. Pledge of Allegiance
 - a. Pledge to U.S. Flag
 - b. Pledge to Texas Flag
3. Roll Call
4. Invitation to hear citizens and council members in advance of regular business on items other than what is on the agenda, which shall be limited to five (5) minutes. Discussion of any item not on the agenda shall be limited to:
 - a. Statements of specific factual information given in response to any inquiry.
 - b. A recitation of existing policy in response to an inquiry.
 - c. A proposal to place the subject on the agenda for a future meeting.
5. Approval of minutes of the April 7, 2009 Regular Called Meeting
6. No separate discussion or action on any of the items is necessary unless desired by a council member in which event the matter shall be considered in its normal sequence after the matter not requiring separate discussion has been acted upon by a single motion:
 - a. Approval of an Ordinance on second reading to consider a Zoning Change from “Multi-Family (MF-3)” to “Public” for the property located at **220 Vickers**, Lt. 13, Blk. 1057, West Addition, property Account #1G3500-1057-01300 (ZC 03-09 #1)
 - b. Approval of an Ordinance on second reading to consider a Zoning Change from “Single-Family Residential” to “Public” for the properties located at **821 Prexy Dr.**, Lts. 30 & 31, Lutheran College Addition, Property Account #1G1960-0000-03000, and **837 Prexy Dr.**, Lts. 34 & 35, Lutheran College Addition, Property Account #1G1960-0000-03400 (ZC 03-09 #2)
 - c. Approval of an Ordinance on second reading to consider a Zoning Change request from “Agricultural Ranch” and “Commercial” to “Industrial” for the property located off **I.H. 10 West and F.M. 464**, 99.377 acres, Ab. 11, J.D. Clements Survey, Property Account #2G0011-000-01920 and #2G0011-0000-01925 (ZC 04-09)
7. Presentation of a Proclamation celebrating “EARTH DAY” on April 25, 2009 in Seguin, Texas – Mayor Betty Ann Matthies

8. Certificate of Appreciation presented to organizations & companies for the improvements to Manuel Castilla Park – Mayor Betty Ann Matthies
 - a. River City Stone & Masonry
 - b. L.U.L.A.C.
 - c. Commercial Metals Company
 - d. Pete Campbell
9. Public Hearing to consider a Zoning Change request from “Pre-Development” to “Light Industrial” for the property located at **North State Hwy. 123 Bypass and Stempel Rd.**, 48.781 acres, Ab. 10, M Cherino Survey, Property Account #2G0010-0000-08920 (ZC 05-09)
10. Discussion and possible action on approval of an Ordinance on first reading to consider a Zoning Change request from “Pre-Development” to “Light Industrial” for the property located at **North State Hwy. 123 Bypass and Stempel Rd.**, 48.781 acres, Ab. 10, M Cherino Survey, Property Account #2G0010-0000-08920 (ZC 05-09) – Don Smith, Director of Planning & Zoning
11. Public Hearing to consider annexation of the following areas:
 - a. **AREA 1 (US 90 East)** – Approximately 20.308 acres situated in the William Griffin Survey, Ab. 136, Guadalupe County, Texas, consisting of ten tracts, bordered on the south by U.S. Hwy. 90 East, on the west by the existing city limits and on the east by the existing city limits and Mill Creek
 - b. **AREA 2 (State Hwy 123 South and F.M. 467)** – Approximately 115.00 acres situated in the E. Gortari Survey, Ab. 23 and the A. Mansola Survey, Ab. 29, Guadalupe County, Texas, consisting of 76 tracts, bordered on the north by F.M. 467 and on the east by the existing city limits, State Hwy. 123 Business and State Hwy. 123 Bypass
12. Discussion and possible action on approval of a street closure request from Seguin-Guadalupe County Hispanic Chamber of Commerce for use of Central Park and closure of streets surrounding Central Park beginning Thursday, June 11th for the Fiestas Juan Seguin Celebration being held Friday, June 12, 2009 and Saturday, June 13, 2009 with approval for the sale of alcohol, food, and other items – Rob Galvan, President
13. Presentation on CASA of Central Texas, Inc. – Norma Blackwell
14. Discussion and possible action on approval of a Resolution authorizing the submission of an Animal Friendly Spay/Neuter Program (PY2010) application to the Texas Department of State Health Services (DSHS); and authorizing the City Manager to act as the City’s Executive Officer and authorized representative in all matters pertaining to the City’s participation in the Spay/Neuter Program – Don Smith, Director of Planning & Zoning
15. Discussion and possible action on approval of a Resolution authorizing the submission of a Texas Neighborhood Stabilization Program 2009 application to the Texas Department of Housing & Community Affairs (TDHCA); and authorizing the City Manager to act as the City’s Executive Officer and authorized representative in all matters pertaining to the City’s participation in the Community Development Program – Don Smith, Director of Planning & Zoning
16. Update on the Safe Routes to School Grant Program – Don Smith, Director of Planning

17. Public Hearing to provide information about all eligible activities and the past use of funds through the Texas Capital Fund Program administered by the Texas Department of Agriculture – Terry Treviño, Director of Economic Development
18. Discussion and possible action on approval of a Resolution approving an application for funding through the Texas Department of Agriculture Texas Capital Fund Program – Terry Treviño, Director of Economic Development
19. Discussion and possible action on approval of the Citizen Complaint Procedures for the Texas Community Development Program – Terry Treviño, Director of Economic Development
20. Discussion and possible action on approval of a Resolution approving the contracts for Collection Agency Services for Fines & Fees, Utility Billing, and EMS Services with Linebarger, Goggan, Blair & Sampson and authorizing the City Manager to sign the contracts – Susan Caddell, Director of Finance
21. Discussion and possible action on approval to the auction list of designated city equipment for a City Auction to be held May 15, 2009 – Susan Caddell, Director of Finance
22. Discussion and possible action on approval of a Resolution authorizing the City Manager to execute a contract with Shattuck & Associates to provide auctioneer services at the City of Seguin Auction to be held May 15, 2009 – Susan Caddell, Director of Finance
23. Discussion and possible action on approval of a Resolution authorizing the City Manager to enter into an Agreement with M&S Engineering to provide engineering services for design and specifications for a Scada System – William Bisette, Director of Utilities
24. Discussion and possible action on approval of the following bid:
 - a. Steel Distribution Poles – William Bisette, Director of Utilities
 - b. Digger Truck – William Bisette, Director of Utilities
25. Discussion and possible action on approval of a Resolution consenting to the sale of a divided interest in a 106.15 tract of land, owned by the Dale & Lisa Tapp Marital Trust and benefitting the Seguin-Guadalupe County Public Library – Ross Fischer, City Attorney
26. discussion and possible action on approval of a Resolution authorizing the City Manager to approve the purchase of property along Walnut Branch for right-of-way acquisition for the Walnut Branch Linear Park Project within the City of Seguin – A.G. Hodges, Project Manager

	<u>Tract</u>	<u>Landowner</u>	<u>Addition</u>	<u>Acres</u>	<u>Price</u>
a.	339 W. Court Street	Blessing Partners, Ltd	Inner	0.706	\$80,000
b.	S. Travis Street	Robin V. Dwyer	Inner	0.119	\$ 8,000
c.	210 S. Travis Street	Mary Jo Filip	Inner	0.073	\$ 5,250
d.	214 S. Travis Street	Lynn Glenewinkel	Inner	0.072	\$ 5,500
e.	321 W. Court Street	Clarence Jr. & Evelyn Little	Acre	0.050	\$ 6,534
f.	330 W. Nolte Street	Joe Jr. & Sylvia Machado	Acre	0.020	\$ 2,000

27. Discussion and possible action on approval of a Resolution authorizing the City Manager to convey a portion of street right-of-way located on South Bowie Street to Robin V. Dwyer as part of the Walnut Branch Linear Park Project – A.G. Hodges, Project Manager

28.Acknowledgement of Bills

29.Adjournment and move into Executive Session pursuant to Chapter 551, Section 551.071 and 551.072 of the Texas Government Code to discuss:

- a. Seek legal advice from City Attorney on contemplated litigation against Diversified Coating, Ltd. and Texas Bonding Company for work related to the Kingsbury Street 1.0 MG elevated tank – Ross Fischer, City Attorney

30.Adjournment from Executive Session and reconvene into Regular Session for discussion and possible action on proposed contract addendum on the Kingsbury Street 1.0 MG Elevated Tank Rehabilitation Project – Ross Fischer, City Attorney

31.Discussion and possible action on contemplated litigation against Diversified Coating, Ltd. and Texas Bonding Company for work related to the Kingsbury Street 1.0 MG Elevated Tank Rehabilitation Project – Ross Fischer, City Attorney

32.Adjournment

CERTIFICATE

I certify that the above notice of meeting was posted on the Front Door at the Municipal Building, 210 E. Gonzales Street of the City of Seguin, Texas on the 17th day of April 2009 at 3:00 p.m.

Naomi Manski
Assistant to the City Manager

The City of Seguin is committed to compliance with the Americans with Disabilities Act (ADA). Reasonable accommodations and equal access to communications will be provided to those who provide notice to the City Secretary at (830) 401-2468 at least 48 hours in advance. This meeting site is accessible to disabled persons as there are two (2) parking spaces reserved for the disabled on the east side of the Municipal Building.