

CITY OF SEGUIN CITY COUNCIL AGENDA
City Hall Council Chambers
210 E. Gonzales Street
Seguin, Texas 78155
September 15, 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 15th day of September 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 Ramon Salazar Jr.
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 September 1, 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 request for part of **300 Chaparral Dr.**, from “Multi-Family (MF-3)” to “Zero Lot Line Homes” for 10 acres out of 154.15 acres, Ab. 29, A. Mansola Survey, Property Account #2G0029-0000-02000, (ZC 12-09 A)
 - b. Approval of an Ordinance on second reading to consider a Zoning Change request for **Water Tower Rd.**, from “Zero Lot Line Homes” to “Multi-Family (MF-3)” for 2.98 acres, Ab. 23, E. Gortari Survey, Property Account #2G0023-0000-31200, (ZC 12-09 C)
 - c. Approval of an Ordinance on second reading to consider a Zoning Change request for **Water Tower Rd.**, from “Zero Lot Line Homes” to “Multi-Family (MF-3)” for 4.96 acres, Ab. 23, E. Gortari Survey, Property Account #2G0023-0000-31300, (ZC 12-09 D)

- d. Approval of an Ordinance on second reading to consider a Zoning Change request from “Single-Family Residential” to “Multi-Family (MF-3)” for the property located at **16901 F.M. 725**, 3.850 acres, Ab. 23, E. Gortari Survey, Property Account #2G0023-0000-20400, (ZC 13-09)
- e. Approval of an Ordinance on second reading to consider a Zoning Change request from “Agricultural Ranch”, “Commercial” and “Light Industrial” to “Planned Unit Development” for the property located at **W. IH-10 and F.M. 78**, 539.0054± Acres, Ab. 11, J. D. Clements Survey, Property Account #1G2486-0001-00100, #1G2486-0001-00200, #1G2486-0001-00300, #1G2486-0001-003A0, #2G0011-0000-32200, #2G0011-0000-32210, (ZC 15-09)
- f. Approval of an Ordinance on second reading amending Section 29 the Downtown Historic District, Seguin, Texas Zoning Ordinance by adding C. Front Setback; providing a severability clause and declaring an effective date
- g. Approval of an Ordinance on second reading adopting the FY2010 General Fund Budget and making appropriation in accordance with said budget for the period beginning the first day of October 2009 and ending the last day of September 2010; Appropriating money to a sinking fund to pay interest and principal due on the City’s indebtedness; fixing the authorized number of employees; providing for the effective date of this Ordinance; providing for the publication of this Ordinance
- h. Approval of an Ordinance on second reading approving the FY2010 Debt Service Funds Budget and making appropriation in accordance with said budget for the period beginning the first day of October 2009 and ending the last day of September 2010; Appropriating money to a sinking fund to pay interest and principal due on the City’s indebtedness; Providing for the effective date of this Ordinance; Providing for the publication of this Ordinance
- i. Approval of an Ordinance on second reading levying a Tax Rate of \$.4600 for the Tax Year 2009; Providing for the effective date of this Ordinance; and Providing for the publication of this Ordinance
- j. Approval of an Ordinance on second reading adopting the FY2010 Special Revenue and Fiduciary Funds Budget and making appropriations in accordance with said budget for the period beginning the first day of October 2009 and ending the last day of September 2010; fixing the authorized number of employees; providing for the effective date of this Ordinance; providing for the publication of this Ordinance
- k. Approval of an Ordinance on second reading adopting the FY2010 Utility Fund Budget and making appropriation in accordance with said budget for the period beginning the first day of October 2009 and ending the last day of September 2010; Appropriating money to a sinking fund to pay interest and principal due on the City’s indebtedness; fixing the authorized number of employees; providing for the effective date of this Ordinance; providing for the publication of this Ordinance

- I. Approval of an Ordinance on second reading establishing stop intersections at certain intersections within the City of Seguin, Texas; providing for penalties for violations thereof; providing a severability clause; providing for an effective date; providing for publication of this ordinance
7. Discussion and possible approval of an Ordinance on second reading amending Chapter 98, Article IV, Section 98-105 Two-Hour Parking; providing for temporary two-hour time limit parking on the west side of the 400 Block of North Austin Street as a Two-Hour Parking; providing for penalties for violations thereof; providing a severability clause; providing for an effective date; providing for publication of this ordinance – Mary Jo Filip, Main Street Director
8. Public Hearing to consider a zoning change request from “Multi-Family” to “Commercial” for the property located at **1231 W. Court St.**, 1.920 acres out of a 9.890 acre tract, Ab. 6, H Branch Survey, Property Account #2G0006-0000-05800 (ZC 14-09)
9. Discussion and possible action on approval of an Ordinance on first reading approving a zoning change request from “Multi-Family” to “Commercial” for the property located at **1231 W. Court St.**, 1.920 acres out of a 9.890 acre tract, Ab. 6, H Branch Survey, Property Account #2G0006-0000-05800 (ZC 14-09) – Don Smith, Director of Planning
10. Public Hearing to consider a zoning change request from “Single-Family Residential” to “Multi-Family (MF-1)” for the property located at **B&B Road**, 190’ x 160’ parcel, .698 acres out of an 8.398 acre tract, Ab. 11, J.D. Clements Survey, Property Account #2G0011-0000-41110, (ZC 16-09)
11. Discussion and possible action on approval of an Ordinance on first reading approving a zoning change request from “Single-Family Residential” to “Multi-Family (MF-1)” for the property located at **B&B Road**, 190’ x 160’ parcel, .698 acres out of an 8.398 acre tract, Ab. 11, J.D. Clements Survey, Property Account #2G0011-0000-41110, (ZC 16-09) – Don Smith, Director of Planning
12. Discussion and possible action on approval of an Ordinance on first reading amending the FY2009 General Fund Budget – Susan Caddell, Director of Finance
13. Discussion and possible action on approval of an Ordinance on first reading amending the FY2009 Utility Fund Budget – Susan Caddell, Director of Finance
14. Discussion and possible action on approval of an Ordinance on first reading amending the FY2009 Special Revenue Fund – Susan Caddell, Director of Finance
15. Discussion and possible action on approval of an Ordinance on first reading amending the FY2009 Debt Service Fund – Susan Caddell, Director of Finance
16. Discussion and possible action on approval of a Resolution approving the amendment to the FY2009 Seguin Economic Development Corporation budget – Susan Caddell, Director of Finance
17. Discussion and possible action on approval of the Quarterly Investment Report – Susan Caddell, Director of Finance

18. Discussion and possible action on approval of a change order in the amount of \$124,602.84 with Harris Construction for a turn lane/median crossing on Hwy 46 for the C.H. Matthies project – Joe Ramos, Jr., City Engineer
19. Discussion and possible action on approval of a Resolution authorizing the City Manager to execute an agreement with National Tree Expert extending the tree trimming services contract – William Bisette, Director of Utilities
20. Discussion and possible action on approval of an Ordinance on first reading repealing Section 29.1 Downtown Historic District Design Review in its entirety and replacing with revised Section 29.1 Downtown Historic District Design Review of the Seguin Zoning Ordinance; providing a severability clause and declaring an effective date – Mary Jo Filip, Main Street Director
21. Discussion and possible action on approval of a Resolution authorizing the submission of a Texas Capital Fund Grant application to the Texas Department of Agriculture for a Texas Historical Commission Main Street City; and authorizing the Mayor to act as the City’s Executive Officer and Authorized Representative in all matters pertaining to the City’s participation in the Texas Capital Fund Program – Mary Jo Filip, Main Street Director
22. Discussion and possible action on approval of a Resolution designating an area of the Downtown Historic Commercial District as having conditions of slum and blight, and seeking assistance in eliminating these conditions from a Texas Capital Fund Main Street Grant that will provide funds to help eliminate slum and blight through infrastructure improvements in the area; and that slum and blight is defined locally as an area that has unsafe and unsightly conditions and is not fully accessible to people with physical disabilities – Mary Jo Filip, Main Street Director
23. Discussion and possible action on approval of establishing a “Cooler Fee” during the Hats Off to Juan Seguin event being held from 7:30 – 10:30 pm on Saturday, October 24, 2009 – Mary Jo Filip, Main Street Director
24. Discussion and possible action on approval of an Ordinance on first reading temporarily assigning 398.695 acres of land out of 495.550 acres of land annexed in 2009, as per Ordinance No. 09-53 to Councilmember District 1 in the City of Seguin – Don Smith, Director of Planning
25. Discussion and possible action on approval of an Ordinance on first reading temporarily assigning 96.855 acres of land out of 495.550 acres of land annexed in 2009, as per Ordinance No. 09-53 to Councilmember District 8 in the City of Seguin – Don Smith, Director of Planning
26. Discussion and possible action on approval of an Ordinance on first reading temporarily assigning 60.965 acres of land annexed in 2009, as per Ordinance Nos. 08-59, 09-09, and 09-34 to Councilmember District 8 in the City of Seguin – Don Smith, Director of Planning
27. Discussion and possible action on approval of an Ordinance on first reading temporarily assigning 116.000 acres of land annexed in 2008 and 2009, as per Ordinance Nos. 08-38 and 09-35 to Councilmember District 6 in the City of Seguin – Don Smith, Director of Planning

28. Discussion and possible action on approval of a Resolution ratifying the submission of a grant for the 2009 Apache Foundation Tree Grant Program from the Apache Foundation; 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 Apache Foundation Tree Grant Program - Don Smith, Director of Planning

29. Presentation of a proposed Oak Hollow Apartment development - Rick Miller

30. Discussion on developing an Olympic size pool - Councilman Dan Daniels

31. Discussion and possible action on approval of appointment to the following Boards - Mayor Betty Ann Matthies

- a. Building & Standards (3 Reappointments) (2 Vacancies)
- b. Construction Board of Appeals (2 Reappointments) (1 Vacancy)
- c. Historic Design Review Committee (2 Reappointments) (1 Vacancy)
- d. Parks & Recreation (1 Reappointment) (1 Vacancy)
- e. Planning & Zoning Commission (1 Reappointment) (2 Vacancies)
- f. Zoning Board of Adjustments (3 Reappointments)

32. Acknowledgement of Bills

33. 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 11th day of September 2009 at 3:00 p.m.

Naomi Manski
City Manager's Office

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.