

**CITY OF CASTROVILLE CITY COUNCIL  
SPECIAL CALLED COUNCIL MEETING**

**1209 Fiorella  
City Council Chambers**

**July 28, 2020**

**Tuesday**

**5:00 P.M.**

**MINUTES**

**I. CALL TO ORDER**

The meeting was called to order at 5:03 p.m. by Mayor Pro Tem Schroeder

**II. ROLL CALL**

Present:

Mayor Pro Tem Darrin Schroeder  
Councilmember Sheena Martinez  
Councilmember Paul Carey  
Councilmember Phil King  
Councilmember Todd Tschirhart

Leroy Vidales, Interim City Administrator  
Debra Howe, City Secretary  
Brian Jackson, Police Chief  
John Gomez, Public Works Director

Others in attendance:

Michael Persyn, P.E., K. Friese and Associates

**III. PLEDGE OF ALLEGIANCE**

**IV. INVOCATION**

Councilmember Paul Carey gave the invocation.

**V. CITIZEN COMMENTS**

**The public will be permitted to offer public comments telephonically as provided by the agenda and as permitted by the presiding officer during the meeting. Written questions or comments may be submitted up to two hours before the meeting. A recording of the telephonic meeting will be made and will be available to the public in accordance of the Texas Public Information Act upon request.**

No one requested to speak

**VI. Updates on safety measures for city staff and the public during the COVID 19 pandemic**

Mayor Pro Tem Schroeder suggested this be moved up in the meeting to accommodate those who did not stay for the full meeting. Mayor Pro Tem Schroeder said he was working with staff and others on the requirements and supporting upcoming events in the city. Councilmember Martinez said the school year was up on them and everyone needed to be vigilant in staying safe and following the governor's orders.

**VII. CONSENT AGENDA**

- A. Minutes for July 9, 2020 Special Called Council Meeting.
- B. Minutes for July 14, 2020 Special Called Council Meeting.

Mayor Pro Tem Schroeder said he had a few corrections on July 14, 2020 meeting minutes. Completion of his title and spelling of his first name. This was noted by City Secretary Debra Howe for corrections.

**A motion was made by Councilmember Martinez and duly seconded by Councilmember Carey to approve the consent agenda. A vote was taken (5:0 all ayes) the motion carried by all present.**

**VIII. Consider and take appropriate action on renewal of a Professional Services Agreement with Michael Persyn, P.E., K. Friese and Associates for City Engineering Services.**

Councilmember King asked what changes were made to the original contract. Interim City Administrator Leroy Vidales said the only change was an additional year and would end September 30, 2021. Mr. Vidales said the current rates would stay the same. Mr. Michael Persyn was in attendance for any questions. Mr. Persyn said he was working with staff on projects at this time.

**A motion was made by Councilmember King and duly seconded by Councilmember Tschirhart to approve the renewal of a Professional Services Agreement with Michael Persyn, P.E., K. Friese and Associates for City Engineering Services. A vote was taken (5:0 all ayes) the motion carried by all present.**

**IX. Consider and take appropriate action on a Resolution establishing a regular meeting time, date, and place for City Council Meetings. (Debra Howe, City Secretary)**

City Secretary Debra Howe briefed the city council on the resolution to set the day, time, and place for regular council meetings. Ms. Howe said at the last council meeting the city council had adopted their policies and procedures and this resolution was to be brought back for them to consider times for the regular meetings. Ms. Howe said recently the meetings had been held at 5pm and was considered special called due to the difference in times. Ms. Howe said the recommendation was to change the meetings from 6 p.m. to 5 p.m., if council agreed. Councilmember Carey said his only concern was people who worked would be less likely to attend at the 5 p.m. meetings. Ms. Howe said if there was a topic the staff or council knew was of interest to the community a special called meeting could be called with a different time to accommodate the public. Council members felt this was an acceptable option.

**A motion was made by Councilmember Carey and duly seconded by Councilmember King to adopt a resolution establishing the time for a regular council meeting at 5 p.m., on the second and forth Tuesdays of each month to be held at City Hall in the council chambers. A vote was taken (5:0 all ayes) the motion carried by all present.**

**X. Consider and take appropriate action on applications submitted for open position on City Boards and Commissions. (Debra Howe, City Secretary)**

City Secretary Debra Howe briefed the city council on applications submitted for all the city boards and commissions. Ms. Howe said the terms of the boards, except for the Historic Landmark Commission had

terms ending in June. Ms. Howe reviewed each of the board openings and applications submitted for appointments or reappointments. Ms. Howe presented the applications for: Airport Board – Brad Lauderdale (position #2, reappointment), Bonita Turner (Alternate #2, request to move to full board position), Matthew Ewoldt (new-appointment), Linda Guarino (new-appointment). Historic Landmark Commission – Kyle McVay (new-appointment), Jeff Gardner (new-appointment). Library Advisory Board – Carol Junco (position #2, reappointment) and Lacy Schott (position #1, reappointment). Parks and Recreation Advisory Board – Patrick Connor (Alternate #1, request for full board position), Cynthia Alegos (new-appointment), Sarah Sanders (new-appointment). Planning and Zoning Commission – Priscilla Garrett (position #1, reappointment), Jennifer Basinger (position #5, reappointment), Larry Roberson (position #2, reappointment), Eric Cherry (Alternate #2, reappointment/request for appointment to full board position), Kyle McVay (new-appointment), Jeff Gardner (new-appointment), Robbie Klekar (new-appointment). Zoning Board of Adjustment – Robert Lee (position #3, reappointment), Beatrice (Bebe) Hurtado (position #2, reappointment), Diane Cumpian (Alternate #1, request for full board position), Marques Fuentes (Alternate #2, request for full board position), Robbie Klekar (new- appointment). Ms. Howe noted on the Planning and Zoning Commission the full board members served on the Impact Fee Committee. Councilmember Tschirhart spoke as the Airport Liaison and said he had received the recommendations of the Airport Board to reappoint Brad Lauderdale, appoint Linda Guarino and Matt Ewoldt to the full board and keep Bonita Turner as alternate.

**A motion was made by Councilmember Tschirhart and duly seconded by Councilmember Carey to reappointment Brad Lauderdale (position#2 term ending 2022), Linda Guarino (position #3 term ending 2021), and Matthew Ewoldt (position #4 term ending 2022) to the Airport Advisory Board. A vote was taken (5:0 all ayes) the motion carried by all present.**

**A motion was made by Councilmember King and duly seconded by Councilmember Carey to appoint Kyle McVay (position #3 term ending 2022) and Jeff Gardner (position #4 term ending 2022) to the Historic Landmark Commission. A vote was taken (5:0 all ayes) the motion carried by all present.**

**A motion was made by Councilmember Carey and duly seconded by Councilmember Martinez to reappoint Lacy Schott (position #1 term ending 2022) and Carol Junco (position #2 term ending 2022) to the Library Advisory Board. A vote was taken (5:0 all ayes) the motion carried by all present.**

**A motion was made by Councilmember Martinez and duly seconded by Councilmember Carey to appoint Patrick Connor (position #2 term ending 2022), Cynthia Alejos (position #1 term ending 2021), and Sarah Sanders (position #4 term ending 2022) to the Parks and Recreation Advisory Board. A vote was taken (5:0 all ayes) the motion carried by all present.**

**A motion was made by Councilmember Carey and duly seconded by Councilmember King to reappoint Priscilla Garrett (position #1 term ending 2022), Larry Roberson (position #2 term ending 2022), Eric Cherry (position \$3 term ending 2021), Jennifer Basinger (position #5 term ending 2022), Jeff Gardner (Alternate #1 term ending 2021) and Kyle McVay (Alternate #2 term ending in 2022) to the Planning and Zoning Commission. A vote was taken (5:0 all ayes) the motion carried by all present.**

**A motion was made by Councilmember Carey and duly seconded by Councilmember Martinez to reappoint Robert Lee (position #3 term ending 2022), and Beatrice (Bebe) Hurtado (position #2 term ending 2022), appoint Diane Cumpian (position #1 term ending 2022) and Robbie Klekar (Alternate #1 term ending 2022) to the Zoning Board of Adjustment. A vote was taken (5:0 all ayes) the motion carried by all present.**

**XI. Consider and take appropriate action on Texas Municipal League Health Benefits Pool Employer Members for Region 7 nominee. (Debra Howe, City Secretary)**

City Secretary Debra Howe briefed the city council on submitting a nomination to represent Region 7 on the Texas Municipal League (TML) Health Benefits Pool Employer Members. Ms. Howe said she had confirmed Joe Cardenas would like to stay on the board for an additional term. Mr. Cardenas was the current Assistant City Manager of Uvalde and had served on the board for several years.

**A motion was made by Councilmember King and duly seconded by Councilmember Carey to nominate Joe A Cardenas as the city of Castroville nominee for the TML Health Benefits Pool Employer Members for Region 7. A vote was taken (5:0 all ayes) the motion carried by all present.**

**XII. Consider and take appropriate action on Texas Municipal League Intergovernmental Risk Pool nominee. (Debra Howe, City Secretary)**

City Secretary Debra Howe briefed the city council on submitting a nomination to represent Region 7 on the Texas Municipal League Intergovernmental Risk Pool (TML-IRP). Ms. Howe said she had confirmation that Robert Herrera, former City Manager of Hondo and current City Manager of Cibolo would like to continue to represent the Region 7 cities on the board.

**A motion was made by Councilmember king and duly seconded by Councilmember Tschirhart to nominate Robert Herrera as the city of Castroville nominee for the TML-IRP Region 7 representative. A vote was taken (5:0 all ayes) the motion carried by all present.**

**XIII. Discussion and appropriate action on Third Quarter Investment Report. (Leroy Vidales, Interim City Administrator)**

Interim City Administrator Leroy Vidales briefed the city council on the third quarter Investment Report. Mr. Vidales said the current Water Development Board funds were in a money market account overseen by BOK and staff would continue to monitor the interest rate activity, acting accordingly when opportunities arose.

**A motion was made by Councilmember king and duly seconded by Councilmember Tschirhart to accept the third quarter investment report as presented. A vote was taken (5:0 all ayes) the motion carried by all present.**

**XIV Discussion and appropriate action on Third Quarter Financial Report. (Leroy Vidales, Interim City Administrator)**

Interim City Administrator Leroy Vidales briefed the city council on the third quarter financial report. Mr. Vidales said revenues and expenditures should be at 75% with revenues for the General Fund up at 80.70%, Utility Fund at 57.32% and Airport Fund at 54.15%. Expenditures for General Fund was at 57.70%, Utility Fund 49.41% and Airport Fund 66.71%. Mr. Vidales said the revenues were good in the General Fund due to property tax collections being up in the second quarter, revenues in the Utility Fund was down due to decrease in fees collected and revenues in the Airport Fund down due to facility rentals and lower fuel sales. Councilmember King asked about the Utility Fund showing revenues being down approximately a million dollars. Mr. Vidales said to balance the budget last year they had to reduce the reserves to offset the deficit.

Mr. Vidales said they needed to look at more closely the fund balance and utility rates at the next budget work session. Councilmember Martinez clarified the 0% under Sewer – training was incorrect. Mr. Vidales verified it should reflect a 5% usage.

**A motion was made by Councilmember King and duly seconded by Councilmember Carey to accept the third quarter financial report. A vote was taken (5:0 all ayes) the motion carried by all present.**

Mayor Pro Tem Schroeder recess the meeting to go into executive session at 6:01 p.m.

**XV. EXECUTIVE SESSION:**

**(1) Pursuant to the Texas Government Code, Section 551.071 (entitled “Consultation with Attorney”) City Council shall convene in Executive Session to consult with the Attorney, regarding pending or contemplated litigation; or a settlement offer; or a matter in which the Attorney, under the state bar’s rules of conduct, is required to disclose confidentially to City council, as follows:**

**a. Rebekah Ann Parker vs. City of Castroville Cause No. 19-03-25655-CV**

**Open: 6:06 p.m.**

**Closed: 6:16 p.m.**

**XVI. RECONVENE IN OPEN SESSION**

Mayor Pro Tem Schroeder reconvened into open session at 6:18 p.m.

**XVII. Consider possible action or give direction on captioned items legally discussed in Executive Session**

No action was taken.

**XVIII. Discussion on future agenda items**

Councilmember King said he would be bringing the Castro Colonies Living History/Biry House bathroom construction project to the city council for approval.

Councilmember Tschirhart requested a report on water rights allocations and an update on the water looping.

Mayor Pro Tem Schroeder wanted a discussion on updating/ improving signage on the west side of town. He would have a report on updating the Thoroughfare Plan and looking at short, medium and long term goals to improve.

**XIX. ADJOURN**

Mayor Pro Tem Schroeder adjourned the meeting at 6:24 p.m.

Darrin Schroeder  
Mayor Pro Tem

ATTEST:

Debra Howe  
City Secretary