

**CITY OF SANTA FE
SPECIAL COUNCIL MEETING
MARCH 16, 2015 7:00 P.M.
COUNCIL CHAMBERS
12002 HWY. 6
SANTA FE, TEXAS**

MINUTES

The meeting was called to order at 7:00 p.m. by Mayor Ralph Stenzel.

Roll Call:	Present:	Mayor Pro-tem Jeff Tambrella Councilmember Bubba Jannett Councilmember Pat McCrary Councilmember Wanda Wagner City Attorney Ellis J. Ortego, arrived at 7:15 p.m. City Manager Joe Dickson City Secretary Janet L. Davis
	Absent:	Mayor Ralph Stenzel, excused Councilmember Joe Carothers, excused

The invocation was given by and the pledge of allegiance to the U. S. Flag and to the Texas Flag was led by City Manager Joe Dickson.

Mayor's and City Manager's Report:

- a. The minutes of 2/12/15 were approved as presented.
- b. Mr. Alan Sandersen of Sandersen, Knox & Co. presented the annual financial statement for the fiscal year ending September 30, 2014, with a clean opinion and in compliance with GASB 34 reporting. He said the city is conservatively managed and has a health fund balance.
- c. City Manager Joe Dickson presented the financial statement and investment report for the quarter ending December 31, 2014, with a total book value of \$1,676,467.

Planning and Zoning Business: None

City Business (Other):

Old Business: None

New Business:

1. Consideration and possible action: Authorizing Mayor to execute Agreement between the City and Jennifer Beaver for the relinquishment of canine Kujo

City Manager Joe Dickson said that in 2013 Officer Jennifer Beaver donated her police canine Kujo to the city. We recently received grant funding for a new canine puppy, Hondo, who has completed training and will now assume canine duties. The city will retire Kujo and would like to release him back to Officer Beaver. Motion by Councilmember Jannett, seconded by Councilmember Pat McCrary to authorize the Mayor to execute the Agreement between the City and Jennifer Beaver for relinquishment of canine Kujo. The motion passed the roll call vote unanimously.

2. Consideration and possible action: Approval of Santa Fe Economic Development Corporation water line extension Project A located between 3521 and 3405 FM 646 North, City of Santa Fe, Texas
Santa Fe Economic Development Corporation President Robert Cheek presented this water and sewer expansion project for approval of funding. This \$55,000 project is to expand the water and sewer on FM 646 N at the existing OFM business near FM 1764 and the project is within the city and in compliance with funding guidelines. If approved, work on the project would commence sometime in the fall of this year. Motion by Councilmember Wagner, seconded by Councilmember Tambrella to approve the Santa Fe Economic Development Corporation water line extension Project A located between 3521 and 3405 FM 646 North, City of Santa Fe, Texas. The motion passed the roll call vote unanimously.

3. Consideration and possible action: Ratifying approval of Change Order 1 pertaining to the Texas Community Development Block Grant Disaster Recovery Program, Round 2.2, Contract 13-078-000-7101, to increase the number of manhole rings and covers
City Manager Joe Dickson said this change order is for manhole rings and covers on the sewer line rehab project throughout the city. Following telescoping of the sewer lines, the exact number of manhole rings and covers needed has now been determined and the cost is \$15,330. Motion by Councilmember Wagner, seconded by Councilmember McCrary to ratify approval of Change Order 1 pertaining to the Texas Community Development Block Grant Disaster Recovery Program, Round 2.2, Contract 13-078-000-7101, to increase the number of manhole rings and covers. The motion passed the roll call vote unanimously.

4. Consideration and possible action: Authorizing Mayor to execute Deed Without Warranty conveying the ground storage tank located at 3636 Avenue L and funded through the GLO Contract No. 13-078-000-7101, Community Development Block Grant Disaster Recovery Program, Round 2.2 Non-Housing Grant, to Galveston County Water Control & Improvement District No. 8
City Manager Joe Dickson said the city received disaster recovery grant funds for construction of a ground storage tank. In accordance with our agreement with WCID #8, it has been one year since construction, and they are now responsible for assuming the maintenance and operation of the storage tank located on Avenue L. Motion by Councilmember McCrary, seconded by Councilmember Wagner to authorize the Mayor to execute the Deed Without Warranty conveying the ground storage tank located at 3636 Avenue L and funded through the GLO Contract No. 13-078-000-7101, Community Development Block Grant Disaster Recovery Program, Round 2.2 Non-Housing Grant, to Galveston County Water Control & Improvement District No. 8. The motion passed the roll call vote unanimously.

5. Consideration and possible action: Authorizing approval of participation in the Bots and Books Grant 2015-16 through Connecting Texas Libraries Statewide for the Lego WeDo robotics learning program for children
Library Director Brenda Cheatham said we are a participant in a group that is writing this grant application to the State Library for a literacy-based robotics program for ages 7 to 11. She said this is the second round of funding of this grant program and we have been selected to participate. Ms. Cheatham said the only match for the city is staff training expenses, and when the grant is completed, we get to keep the laptops and software. Motion by Councilmember Wagner, seconded by Councilmember McCrary to authorize approval of participation in the Bots and Books Grant 2015-16 through Connecting Texas Libraries Statewide for the Lego WeDo robotics learning program for children. The motion passed the roll call vote unanimously.

6. Consideration and possible action: Adoption of a resolution opposing Senate Bill 343 and any other legislation which would erode the authority of a home rule municipality

City Manager Joe Dickson said Senator Don Huffines introduced SB 343 which would erode the authority of home rule cities. This proposed legislation states that a home rule city cannot enact ordinances relating to anything governed by state law. Motion by Councilmember Jannett, seconded by Councilmember Wagner to adopt the resolution opposing Senate Bill 343 and any other legislation which would erode the authority of a home rule municipality. The motion passed the roll call vote unanimously.

7. Consideration and possible action: Authorizing execution of engagement letter between the City and Lloyd Gosselink, Attorneys at Law, for legal services relating to CenterPoint Energy Texas Gas Operations proposed franchise agreement for operation and maintenance of its facilities within the public rights-of-way in the City of Santa Fe, Texas

City Manager Joe Dickson said our gas franchise agreement is expired and CenterPoint Energy Texas Gas has send a new proposed ordinance. The new agreement proposes a 5 percent franchise fee rather than the current 3 percent but we would give up our original jurisdiction which enables us to challenge their rate increases rather than go with whatever the railroad commission decides. We would like to hire Lloyd Gosselink, who has represented us in past rate cases, to negotiate a new franchise agreement with CenterPoint Energy Texas Gas. Motion by Councilmember Wagner, seconded by Councilmember McCrary to authorize execution of engagement letter between the City and Lloyd Gosselink, Attorneys at Law, for legal services relating to CenterPoint Energy Texas Gas Operations proposed franchise agreement for operation and maintenance of its facilities within the public rights-of-way in the City of Santa Fe, Texas. The motion passed the roll call vote unanimously.

8. Consideration and possible action: Adoption of a resolution authorizing the aerial spraying for the abatement of mosquitoes

City Manager Joe Dickson said this is the annual authorization to permit the Galveston County Health District to spray for mosquitoes over the city from an airplane. Motion by Councilmember McCrary, seconded by Councilmember Wagner to adopt the resolution authorizing the aerial spraying for the abatement of mosquitoes. The motion passed the roll call vote unanimously.

9. Consideration and possible action: Appointment/reappointment of members to serve on the Park and Recreation Board for a two-year term to expire February, 2017

Community Services Director Diana Steelquist said he have four members whose term on the Park Board is expiring. Mr. Ron Dailey and Ms. Jodi Gidley have expressed their interest in continuing to serve on the board. Ms. Janie Watkins said she can no longer serve and Ms. Amber Thurmond has not attended any meetings in the past and did not respond to staff's inquiry about renewal of her appointment. Motion by Councilmember Wagner, seconded by Councilmember McCrary to reappoint Ron Dailey and Jodi Gidley as members to serve on the Park and Recreation Board for a two-year term to expire February, 2017. The motion passed the roll call vote unanimously.

10. Consideration and possible action: First reading of an ordinance of the City of Santa Fe, Texas, amending Chapter 3, Building Regulations, by updating the Building Code, Residential Code, Energy Conservation Code, Mechanical Code, Electrical Code, Fuel Gas Code, and Plumbing Code from the International Codes 2006 Edition to the 2012 Edition

Community Services Director Diana Steelquist said the International Building Codes have undergone some modifications since they were last adopted by the city six years ago. She said we need to update our building and development codes from the 2006 to the 2012 Edition. Ms. Steelquist said there a certain areas of the codes that staff has modified for enforcement in the city. These modifications relate to fall protection out of windows and sprinkler requirements for churches and non-profit developments. Additionally, the State of Texas prohibits enforcement of fire sprinkler requirements for single family and duplex structures unless a similar city ordinance was in place before 2009. Motion by Councilmember Jannett, seconded by Councilmember Tambrella to pass the first reading of an ordinance of the City of Santa Fe, Texas, amending Chapter 3, Building Regulations, by updating the Building Code, Residential Code, Energy Conservation Code, Mechanical Code, Electrical Code, Fuel Gas Code, and Plumbing Code from the International Codes 2006 Edition to the 2012 Edition. The motion passed the roll call vote unanimously.

11. Consideration and possible action: First reading of an ordinance of the City of Santa Fe, Texas, amending Chapter 3, Construction Regulations, Code of Ordinances, City of Santa Fe, Texas, Section 18, Supplementary Regulations to the Building Codes, amending windstorm resistant construction value; providing for penalties and severability

Community Services Director Diana Steelquist said we would like to increase the value of accessory structures that are exempt from windstorm construction compliance from \$3,000 to \$5,000 because construction costs have increased and the city's building official believes the increased value is more realistic. Motion by Councilmember Jannett, seconded by Councilmember Wagner to pass the first reading of an ordinance of the City of Santa Fe, Texas, amending Chapter 3, Construction Regulations, Code of Ordinances, City of Santa Fe, Texas, Section 18, Supplementary Regulations to the Building Codes, amending windstorm resistant construction value; providing for penalties and severability. The motion passed the roll call vote unanimously.

12. Consideration and possible action: First reading of an ordinance of the City of Santa Fe, Texas, amending Chapter 5, Fire Protection, by updating the International Fire Code from the International Codes 2006 Edition to the 2012 Edition; and updating the NFPA 101 Life Safety Code from the 2006 Edition to the 2015 Edition

Fire Marshal Tony Dauphine said this is general housekeeping to update the Fire Code from the 2006 to the 2012 International Edition and to update the Life Safety Code to the 2015 Edition. He said the Life Safety Codes predominantly affect day cares, schools, and buildings where people congregate so we want to continue to be the most current to ensure the best welfare of our citizens. Motion by Councilmember McCrary, seconded by Councilmember Wagner to pass the first reading of an ordinance of the City of Santa Fe, Texas, amending Chapter 5, Fire Protection, by updating the International Fire Code from the International Codes 2006 Edition to the 2012 Edition; and updating the NFPA 101 Life Safety Code from the 2006 Edition to the 2015 Edition. The motion passed the roll call vote unanimously.

13. Consideration and possible action: Adoption of a resolution cancelling the May 9, 2015, general city officers' election and certifying the unopposed candidates elected to office

City Manager Joe Dickson said the Mayor and two Council positions will expire in May and only one candidate filed for each position by the application deadline. According to the Election Code, we are authorized to cancel the election and declare the unopposed candidates elected to office. Motion by Councilmember Tambrella, seconded by Councilmember Wagner to adopt the resolution cancelling the May 9, 2015, general city officers' election and certifying the unopposed candidates elected to office. The motion passed the roll call vote unanimously.

14. Consideration and possible action: First and final reading of an ordinance amending the general fund operating budget for the fiscal year beginning October 1, 2014

City Manager Joe Dickson said this mid-year budget amendment results in an increase of \$224,993 and specifically increases expenses for windstorm coverage for the new Justice Center, furniture and equipment for the new Justice Center, gradall maintenance, and legal fees for the SFPOA lawsuit and the termination appeal of one of our police officers. This amendment increases the appropriated fund balance by \$73,028 and results in an unappropriated fund balance of approximately \$1,262,953. Motion by Councilmember Wagner, seconded by Councilmember Tambrella to pass the first and final reading of an ordinance amending the general fund operating budget for the fiscal year beginning October 1, 2014. The motion passed the roll call vote unanimously.

15. Executive Session, closed to the public, under Section 551.071, Government Code, to consult with the City Attorney regarding the city's alleged default of the agreement with the Galveston County Health District for animal control and shelter services provided by the Animal Resource Center and the threat of litigation by the Galveston County United Board of Health by letter dated February 27, 2015

Council adjourned at 7:41 p.m. into Executive Session, closed to the public, under Section 551.071, Government Code, to consult with the City Attorney regarding the city's alleged default of the agreement with the Galveston County Health District for animal control and shelter services provided by the Animal Resource Center and the threat of litigation by the Galveston County United Board of Health by letter dated February 27, 2015, and reconvened at 8:08 p.m.

Summary of action from this agenda, request for future agenda items, and scheduling future meetings
The Park Board Easter Egg hunt is Saturday, March 28 at 10 a.m. and the Knight of Columbus Fish Fry continues this Friday and each Friday during Lent. The next meeting is tentatively scheduled for March 26, 2015.

Motion by Councilmember Jannett, seconded by Councilmember Tambrella to adjourn. The motion passed and the meeting adjourned at 8:12 p.m.

RALPH STENZEL, MAYOR

ATTEST:

Janet L. Davis, City Secretary