



CITY OF BANDERA

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MINUTES FOR THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF BANDERA

THURSDAY, OCTOBER 1, 2020 AT 6:00 PM
IN THE MUNICIPAL BUILDING AT 511 MAIN STREET, BANDERA, TEXAS

THIS MEETING WAS OPEN TO THE PUBLIC VIRTUALLY VIA ZOOM.

1. Call to order.

Mayor Schauman called the meeting to order at 6:00 pm. All councilmembers were present, as well as City Administrator J Horry, City Secretary Jill Shelton and Marshal Will Dietrich.

2. Invocation and Pledge of Allegiance.

Marshal Dietrich offered the invocation and all stood for the pledge.

3. Visitors to be Heard.

There were no visitors to be heard.

4. Consent Agenda.

a. Approval of minutes from:

- September 3, 2020 Regular Meeting
- September 10, 2020 Tax Rate Public Hearing & Budget Workshop
- September 17, 2020 Budget Public Hearing
- September 17, 2020 Tax Rate Public Hearing
- September 17, 2020 Regular Meeting
- September 22, 2020 Budget Public Hearing & Budget Workshop

Mayor Pro Tem Gibson made a motion to approve, seconded by Councilmember Smith. All in favor, none opposed. Motion passes.

5. Discussion and possible action on the following items:

a. Proclamation declaring October as Hill Country Night Sky Month.

Mayor Pro Tem Gibson read the proclamation. There is no action on this item.

b. Approval of BEC franchise agreement.

Mayor Pro Tem Gibson asked if there was any change in the agreement from the previous years and Administrator Horry replied there was not. There was no further discussion. *Councilmember Russe makes a motion to approve, seconded by Councilmember Clark. All in favor, none opposed. Motion passes.*

c. Presentation by Simple City of the phase one DNA Analysis.

Matt Lewis and Amanda Popken presented the DNA analysis of the city and explain the possibilities of development and integrating the city's landmarks, history, and natural beauty. He spoke of the timeless building types that Bandera has. They spoke about the community pride and how happy and open people were to speak to them and give them information on the City. There was some discussion about phase two which is the public engagement portion of this project. Mayor Schauman would like to recommend a joint workshop for the full presentation before phase two is started. There is no action on this item.

d. Appointment to fill council vacancy.

Councilmember Russe makes a motion to appoint Alan Calaway to City Council, seconded by Councilmember Clark. Mayor Pro Tem Gibson states she does not agree with that appointment based on experience with this individual and that there is just a better person for the seat with all the big projects going on in the City.

City Secretary states that she reached out to all the applicants to see if they could be available. Applicant Christine Morse was waiting for them to call her via zoom. Alan Calaway submitted a statement stating why he could not be present to answer questions. Councilmember Russe asked when where they notified. Ms. Shelton verifies she called them all the morning before. Councilmember Smith asked how long the other applicant had lived in this city. Mayor Schauman attempted to answer but Councilmember Russe objected and stated there was already a motion made and he went on to state his reasoning was because of the way he answered his questions. He stated he reached out to the other two applicants Sarah Martin and Alan Calaway. He stated Calaway is lead maintenance at a dealership which shows he has leadership, can use good judgment with maintenance plus his prior history with the City he knows the infrastructure in and out of the city much better than anybody else. Mayor Pro Tem Gibson states she believes it's a conflict to use his employment history with the City as a qualification without making comment about his employment record. Councilmember Russe states that's not public information.

There was a one-minute pause as the zoom lost connection.

Councilmember Clark states he has had lots of people call him about Mr. Calaway and he asked if there were any male applicants for City Council other than Mr. Calaway for the election running for positions. Mayor Pro Tem Gibson states, "any men? I don't know that you can ask that question." Councilmember Smith says, "I do not think so either." Councilmember Clark asks to withdraw his question and accept what Mayor Pro Tem Gibson said. Councilmember Smith asked about why applicant Morse had resigned and if it was all straightened out now. Mayor Schauman replies yes.

Mayor Schauman called for a vote. *Councilmembers Russe, Clark, and Smith are in favor, Mayor Pro Tem Gibson is opposed. Motion passes.*

e. Approve BEDC fiscal year 2020-2021 budget.

Councilmember Russe makes a motion to amend the EDC budget, under 50000 project, private enterprise grants or loans, I would like to move that from 50000 to line item 80030 Street CIP for \$50,000.00 making that line item \$150,000.00, seconded by Councilmember Smith

Mayor Schauman explains that it's not appropriated without Council approval. Mayor Pro Tem Gibson states her understanding is that Councilmember Russe does not want to put any money into the incentive program at all. Councilmember Russe states that is correct for this year. He explains he would like to give them time to make corrections and changes to the bylaws and utilize the money for other projects. He explains it takes it back to the way the original EDC was set up where the money was to be used for infrastructure. He further states he thinks seven years is too long for the street project, so he thinks if we have the funds accelerated. Mayor Schauman calls for a vote on the motion. *Councilmembers Russe, Clark, and Smith are in favor, Mayor Pro Tem Gibson is opposed. Motion passes.*

f. Amending BEC Bylaws Section III -Board Of Directors.

Schauman clarifies section 3.01. *Councilmember Russe makes a motion to keep the current bylaws that have*

already been adopted except for the two county residents must both own a business with a dedicated store front, so it would remain with five City residents and then instead of county one with a business on without it would require both county positions to own a business with a dedicated storefront, seconded by Councilmember Clark.

Mayor Pro Tem discusses that when the Attorney was here they talked about changing it to follow the state statute, she feels like there are very valuable ways of being valuable without having a storefront and they are limiting their intellectual resources by doing that. She was under the assumption they were moving to simplify the Ordinance and when it was tabled it was only to insert the word OR into it and that is what the Council made and that is the only change she would support. Councilmember Clark asked about how it was before how many County vs City. It was discussed that the people that are on the board now would be grandfathered in until the end of the term.

Mayor Schauman called for a vote. *Councilmembers Russe, Clark, and Smith are in favor, Mayor Pro Tem Gibson is opposed. Motion passes.*

g. Appoint EDC member(s).

Councilmember Russe states that with the applications there are only two City Council applications so he feels like those are the only ones that we should be considering. Councilmember Clark asks if we have to make this decision and Councilmember Smith asks how many people can be on Council and EDC. Mayor Pro Tem makes a statement that she is going to resign and step down at this point because she thought they were waiting till after the election to fill the board so she would like to give someone else the opportunity to take her spot. There is some back and forth between Council and cutting off. City Secretary asked to get back to the agenda item as it is written. Mayor Schauman reminds Council that they don't have to fill the seats right now. *Councilmember Russe makes a motion to appoint Andrea Jankowski to EDC, seconded by Councilmember Clark. Councilmembers Russe, Clark, and Smith are in favor, Mayor Pro Tem Gibson is opposed. Motion passes.*

Councilmember Russe makes a motion to appoint Cindy Coffey to EDC, seconded by Mayor Pro Tem Gibson. All in favor, none opposed. Motion passes.

h. Approval of Resolution 2020-009 supporting the passage of legislation to allow for the expenditure of hotel occupancy tax revenue on municipal park improvements.

Councilmember Russe makes a motion to approve as read, seconded by Mayor Pro Tem Gibson. All in favor, none opposed. Motion passes.

i. Approval of Resolution 2020-010 adopting the rate schedule RRM-Rate Review Mechanism for Atmos Energy Corporation as a substitution for the annual interim rate adjustment process.

Councilmember Russe makes a motion to approve as read, seconded by Councilmember Clark. All in favor, none opposed. Motion passes.

6. Requests and Announcements.

a. Request by Council to place items on a future agenda.

Councilmember Russe asked the Mayor for a Noise workshop/special meeting prior to the meeting. He added if that could include implementation or enforcement would be better put and possible a directive after the workshop.

b. Announcements by Council.

Homecoming Parade

Mayor Pro Tem Gibson compliments the staff about working with Bill on the FIF project and how highly he spoke about the staff and the timeliness he has been given all the information.

7. **Adjourn.**

The meeting is adjourned at 7:13 pm.


Jill Shelton, City Secretary