



**CITY OF BANDERA
CITY COUNCIL REGULAR MEETING**

Bandera City Hall, 511 Main Street, Bandera, Texas
Tuesday, July 11, 2023 at 5:30 PM

511 Main St. • PO Box 896 • Bandera, Texas 78003 • P: (830) 796-3765 • F: (830) 796-4247

MINUTES

1. Call to order.

Mayor Gibson called the meeting to order at 6:00PM

Present

Mayor Rebeca Gibson

Councilmember Jeff Flowers

Councilmember Christine Morse

Councilmember Lynn Palmer

Councilmember Tony Battle

2. Invocation and Pledge. **Councilmember Flowers offered the invocation, and all stood for the pledge.**

3. Visitors to be heard (shall not exceed 30 minutes total). **There were no visitors to be heard.**

4. **Consent Agenda.**

A. Approval of the June 13, 2023, and June 27, 2023, Regular City Council meeting minutes.

A motion was made by Councilmember Palmer, and seconded by Councilmember Battle Morse, to approve the consent agenda item A. The motion passed.

B. Discussion and approval of City of Bandera Ordinance No. 428, approval of a budget adjustment in the amount of \$7,862.24 within fund 10-506-000, for the Interim City Administrator's salary and living expenses. (Mayor Gibson)

A motion was made by Councilmember Palmer, and seconded by Councilmember Morse, to approve the consent agenda B with the change in the dollar amount to \$12,262.24. The motion passed.

5. **Discussion and possible action on the following items:**

A. Discussion and possible action on the appointment of a candidate to fill the City Council seat vacancy. (Mayor Gibson) **A motion was made by Councilmember Palmer to appoint Deborah Breen, seconded by Councilmember Battle. There was much discussion, and the Attorney suggested the council go into executive session. Councilmember Palmer withdrew her motion. The meeting was closed under 551.074 personnel at 6:26PM**

Council reconvened in open session at 6:47PM

A motion was made by Councilmember Morse to appoint Manny Longoria, seconded by Councilmember Flowers.

Voting Yea: Councilmembers Flowers, Morse, Palmer, and Battle

Voting Nay: None

B. Discussion and possible action on a facility use agreement by Bandera Foster Closet for the use of the Bandera City Park for a fundraiser color run on September 23, 2023. (Mayor Gibson)

A motion was made by Councilmember Palmer to approve the City Administrator to execute a facility use agreement with Bandera Foster Closet, seconded by Councilmember Morse.

Voting Yea: Councilmembers Flowers, Morse, Palmer, and Battle
Voting Nay: None

- C. Discussion and possible action on Ordinance No. 429, extending the moratorium on enforcement of City of Bandera Code of Ordinances, Chapter 3 Building Regulations, Article 3.06 Outdoor lighting, Section 3.06.003 Enforcement of the Bandera Code of Ordinances. (Mayor Gibson)
A motion was made by Councilmember Battle to approve Ordinance 429 to abate the enforcement of the Ordinance for 90 days, seconded by Councilmember Morse.
Voting Yea: Councilmembers Flowers, Morse, Palmer, and Battle
Voting Nay: None
- D. Discussion and approval of City of Bandera Resolution No. 2023-022, adding City Council Pro Tem Lynn Palmer as a signatory on all City of Bandera bank accounts. (Mayor Gibson)
A motion was made by Councilmember Battle to approve Resolution 2023-022, seconded by Councilmember Morse.
Voting Yea: Councilmembers Flowers, Morse, Palmer, and Battle
Voting Nay: None
- E. Discussion and possible action on the City of Bandera Code of Ordinances, Chapter 8 Offenses and Nuisances, Article 8.04 Noise. (Mayor Gibson) **Mayor Gibson explains that there are some issues with the noise permit process and the outdoor venue section of the Ordinance. There was much discussion on the issue with Noise and how sound travels, depending on the weather and the time of year. There was much discussion on the times and days that the music plays because the music is so loud. There was some discussion on the decibel levels and the locations that are not following the Ordinance. The Council agreed to start a committee for the noise ordinance, Councilmember Battle and Flowers volunteered to start the Committee and get stake holders involved. No action was taken.**
- F. Discussion and possible action on the City of Bandera Ordinance 1.02.001 Seal. (Mayor Gibson)
There was no action on this item and will be moved to the next agenda for an Ordinance for action on changing the logo “City Seal” back to the official City Seal. No Action Taken.
- G. Discussion and possible action on approval for the Bandera Economic Development Corporation to exceed \$10,000.00 on wayfinding signs. (Mayor Gibson) **Attorney Santee states that the statute states that there must be two readings of a resolution, and this is not considered one. No Action**
- H. Discussion and possible action on a joint workshop with Bandera Economic Development Corporation. (Mayor Gibson) **There was some discussion on the date for the workshop and it was decided to let the boards work out the date and time. It was primarily agreed for the 17th at 6PM.**
- I. Discussion and possible action on a request for \$12,000.00 from the City of Bandera Economic Development Corporation for the Texas Parks and Wildlife Habitat and Angler Access Program Grant. (Mayor Gibson) **This item was withdrawn.**
- J. Discussion and possible action on City of Bandera Resolution No. 2023-024, ordering a General Election of the qualified voters of the City of Bandera for the purpose of electing three (3) City Council members to serve two-year terms. (Mayor Gibson) **A motion was made by Councilmember Battle to approve Resolution 2023-024, seconded by Councilmember Flowers.**

Voting Yea: Councilmembers Flowers, Morse, Palmer, and Battle

Voting Nay: None

6. Closed Session. The council went into Closed session at 7:43

The City Council will meet in closed session pursuant to Texas Government Code Section 551.071, Consultations with Attorney, to

- A. The City Council will meet in closed session pursuant to Texas Government Code Section 551.071 to conduct a private consultation with its attorney about pending or contemplated litigation; to wit: Dietrich Texas Workforce Commission Appeal and F5 Administrative Law Appeal.
- B. The City Council will meet in closed session pursuant to Texas Government Code Section 551.072 deliberations about real property, to receive an update on the Wastewater Treatment Plant land acquisition.

7. Action following Closed Session. Council resumed into open session at 8:16 PM and no action was taken.

8. Requests and Announcements.

- A. Requests by Council to place items on an agenda. **Lease to the building in 2027 on what to do about City Hall.**
- B. Announcements by Council. **National Day of the American Cowboy is this Saturday.**

9. Adjourn. The meeting was adjourned at 8:17PM

/s/ Jill Shelton

Jill Shelton, *City Secretary*