

The La Vernia City Council held a Regular City Council Meeting on February 13, 2014 at 6:30 p.m. at the City Hall, La Vernia, and Texas.

Item No. 1. Call to Order Mayor Robert Gregory called the meeting to order at 6:30 p.m. Council members present were Marie Gerlich, Randy Leonard, John Richter, Eloi Cormier, and Jennifer Moczygamba. Staff members present were City Secretary-Treasurer Angela Cantu Municipal Development District Director Jennifer Kolbe, and Police Chief Bruce Ritchey. City Attorney Charles Zech was also in attendance.

Item No. 2. Pledge of Allegiance and Invocation The Pledge of Allegiance was recited and Mayor Gregory gave the invocation.

Item No. 3. Citizens to be heard A gentleman came to speak to council regarding Agenda 21.

Item No. 4. Consent Agenda Councilman Leonard made a motion to approve the consent agenda and Councilman Richter seconded. **Motion carried 5 – 0.**

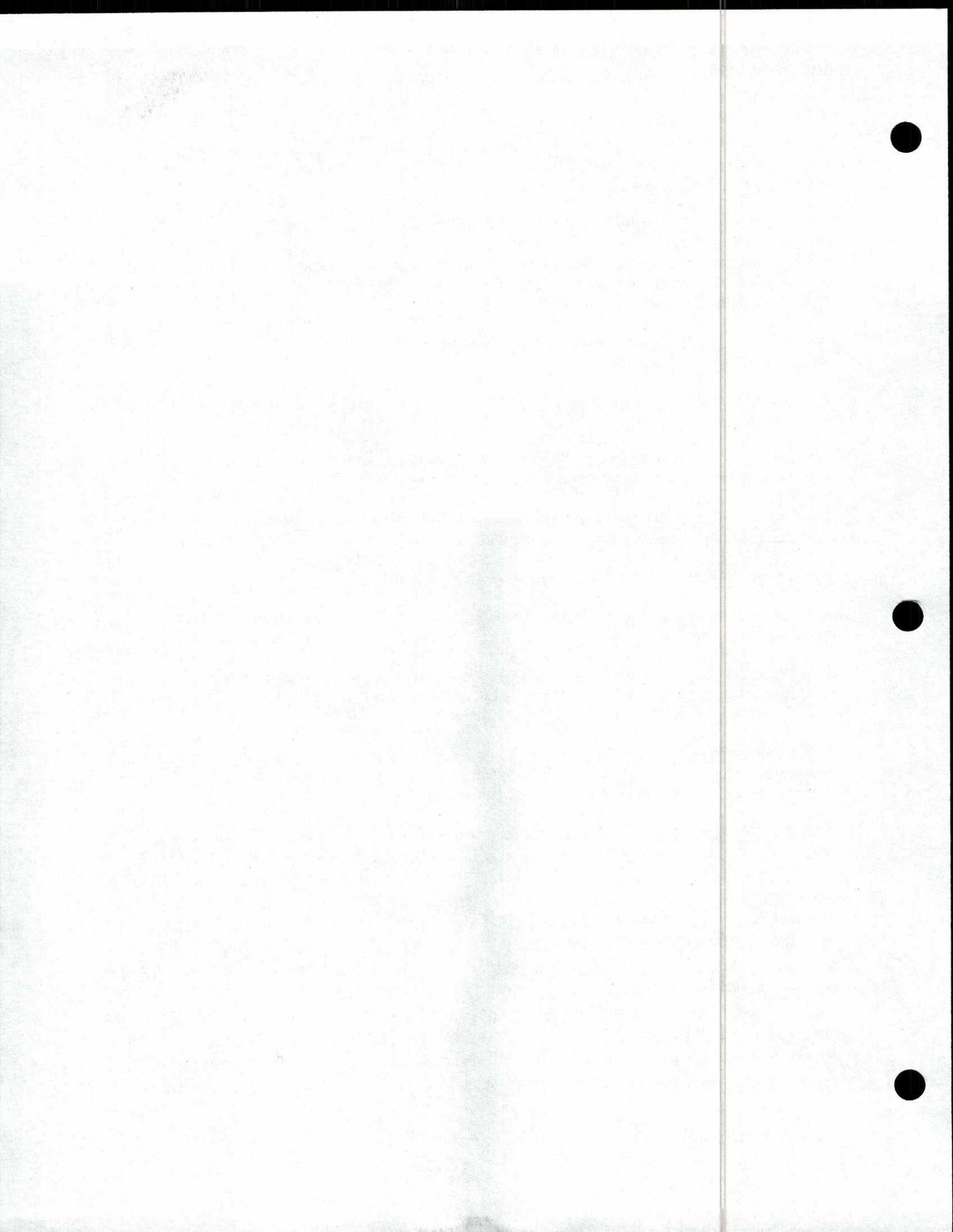
Item No. 5.A. Presentation Mayor Gregory presented a plaque for National Night Out to the Police Department. He and Chief Ritchey also presented Certificates of Appreciation to the La Vernia Volunteer Fire Department, La Vernia EMS, La Vernia High School Student Council and Art Club, and Debbie Sorrenson and her Whataburger staff.

Item No. 5.B. Presentation Municipal Development District Director Kolbe presented the Annual MDD report.

Item No. 5.C. Presentation Robbye Meyer presented information regarding a new proposed development by Bridgeland Development, LLC and their application for funding. This item will require a Special Meeting to approve two resolutions.

Item No. 5.D. Presentation Kip Workman and Susan Richter came to talk to Council regarding the Veteran's Memorial in the La Vernia City Park. Mayor Gregory stated that this item will need to be put on a future agenda so the Council can approve a resolution in support.

Item No. 6.A. Ordinance Mayor Gregory explained ORDINANCE NO. 021314-01 AN ORDINANCE CALLING FOR A MUNICIPAL ELECTION ON SATURDAY, MAY 10, 2014 FOR THE CITY OF LA VERNIA, WILSON COUNTY, TEXAS; ESTABLISHING THE PROCEDURE FOR THE SPECIAL MUNICIPAL ELECTION FOR THE PURPOSE OF REAUTHORIZING THE ADOPTION OF A LOCAL SALES AND USE TAX IN THE CITY OF LA VERNIA AT THE RATE OF ONE-FOURTH OF ONE PERCENT TO PROVIDE REVENUE FOR MAINTENANCE AND REPAIR OF MUNICIPAL STREETS; DESIGNATING THE LOCATION OF POLLING PLACE; PROVIDING FOR DESIGNATION OF OFFICERS FOR SUCH ELECTION; SETTING THE RATE OF PAY FOR THE ELECTION CLERKS; PROVIDING FOR THE MAXIMUM NUMBER OF ELECTION CLERKS; AND DESIGNATION OF THE EARLY VOTING BALLOT BOARD. City Secretary Cantu stated that this is the sales tax that goes toward the maintenance and repairs of municipal streets that is required to be re-newed every three years. Councilwoman



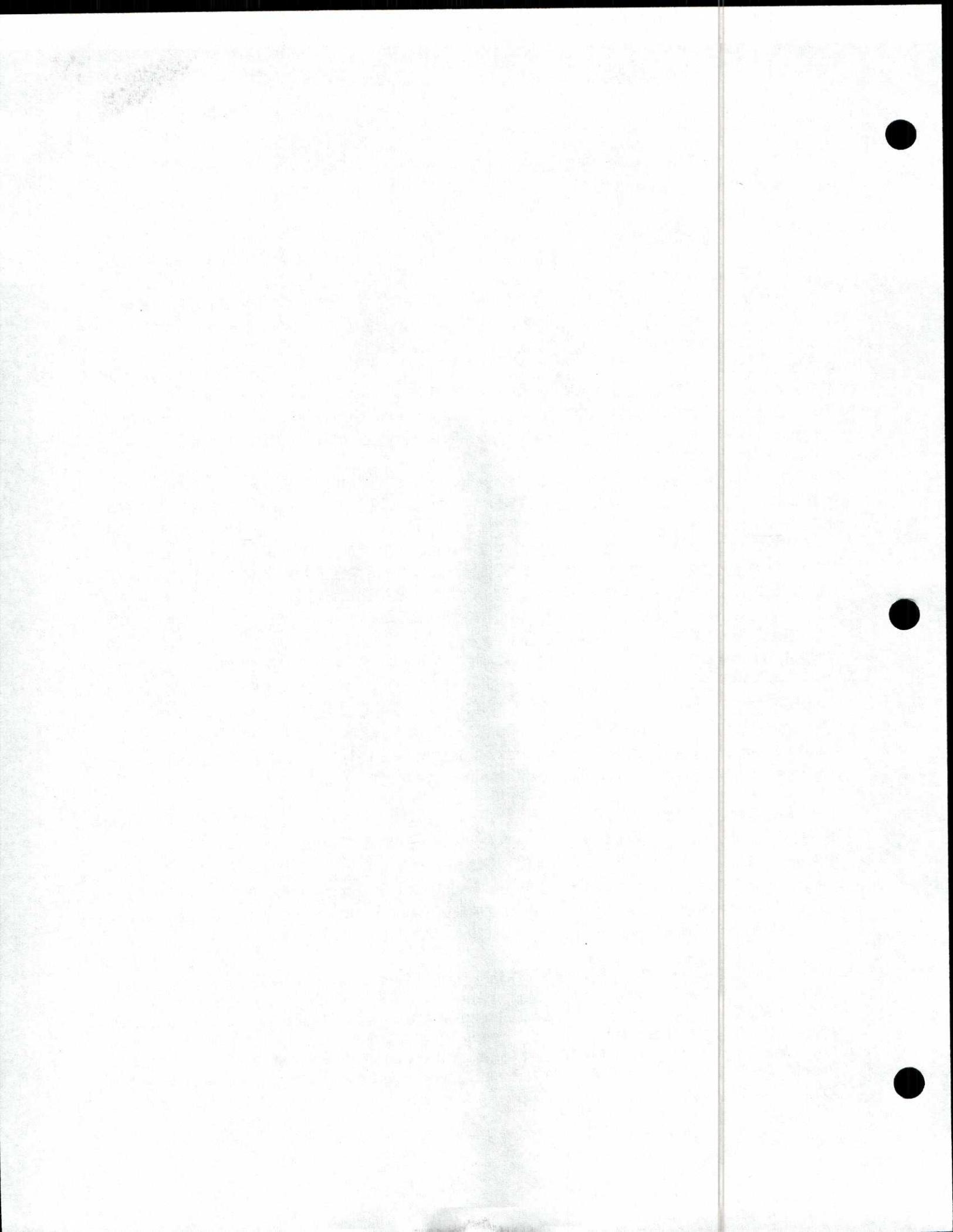
Moczygamba made a motion to approve Ordinance No. 021314-01 and Councilman Cormier seconded. **Motion carried 5 – 0.**

Item No. 6.B. Ordinance Mayor Gregory explained ORDINANCE NO. 021314-02 AN ORDINANCE CALLING FOR A MUNICIPAL ELECTION ON SATURDAY, MAY 10, 2014 FOR THE CITY OF LA VERNIA, WILSON COUNTY, TEXAS; ESTABLISHING THE PROCEDURE FOR THE GENERAL MUNICIPAL ELECTION FOR THE PURPOSE OF ELECTING TWO (2) ALDERMAN AND ONE (1) MAYOR FOR A TWO (2) YEAR TERM; DESIGNATING THE LOCATION OF POLLING PLACE; PROVIDING FOR DESIGNATION OF OFFICERS FOR SUCH ELECTION; SETTING THE RATE OF PAY FOR THE ELECTION CLERKS; PROVIDING FOR THE MAXIMUM NUMBER OF ELECTION CLERKS; AND DESIGNATION OF THE EARLY VOTING BALLOT BOARD. Councilwoman Gerlich made a motion to approve Ordinance No. 021314-02 and Councilman Cormier seconded. **Motion carried 5 – 0.**

Item No. 6.C. Ordinance Mayor Gregory explained ORDINANCE NO. 021314-03 AN ORDINANCE OF THE CITY OF LA VERNIA, TEXAS CREATING ORDINANCE 011314-01 REGULATING SUBSURFACE PETROLEUM AND NATURAL GAS DRILLING WITHIN THE TERRITORIAL LIMIT OF THE CITY; PROHIBITING SURFACE DRILL SITES ON CITY OWNED PROPERTY AND PARKS; ESTABLISHING PROCEDURES FOR THE ISSUANCE OF SUBSURFACE DRILLING PERMITS; REQUIRING A PERMIT AND THE PAYMENT OF AN ANNUAL REGISTRATION FEE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING CUMULATIVE REMEDIES; PROVIDING A PENALTY FOR VIOLATIONS; PROVIDING A PUBLICATION CLAUSE; PROVIDING A REPEALER AND SETTING AN EFFECTIVE DATE. Councilwoman Moczygamba made a motion to discuss Ordinance No. 021314-03 and Councilman Cormier seconded. Mayor Gregory explained that this is the item that was discussed earlier in the day at the workshop. Councilwoman Moczygamba made amended her previous motion to proceed with the oil and gas ordinance and send it to the attorney's office for approval. Councilman Cormier seconded. **Motion carried 5 – 0.**

Item No. 7.A. Resolution Mayor Gregory explained RESOLUTION NO. R021314-01 A RESOLUTION REGARDING A FINANCING AGREEMENT FOR THE PURPOSE OF PROCURING A "VEHICLE AND RELATED EQUIPMENT. Councilwoman Gerlich asked if the vehicle is being purchased through BuyBoard and Mayor Gregory stated that it is coming from Caldwell Automotive. Councilwoman Moczygamba made a motion to approve Resolution No. R021314-01 and Councilwoman Richter seconded. **Motion carried 5 – 0.**

item No. 8.A. Presentation and Discussion/Action Mr. Jay Hennette, President of the Silverado Hills Homeowners Association, came to request more police presence in the subdivision. He is requesting that they watch for speeders as well as people running the stop signs. City Attorney Zech stated that the speed limit can be lowered to 25 miles per hour by Ordinance and installing new speed limit signs. He stated that there are other steps to follow every year if we go this route. We can also pay to have a traffic study done to reduce the speed to 20 miles per hour.



Item No. 8.B. Presentation and Discussion/Action Mayor Gregory asked if there are any other measures that need to be taken. Mr. Hennette stated that the Homeowners Association has discussed putting in speed bumps. Mayor Gregory stated that the Police Department will increase their presence and we will have to look into the cost of doing a traffic study. Chief Ritchey stated that with a parked police car drivers can see it coming so people slow down. Mr. Hennette asked if they can put signs stating "NO THROUGH TRAFFIC." Both Chief Ritchey and Attorney Zech stated that it would not be enforceable. Councilman Leonard stated that he does not think reducing the speed limit will help and feels that we may need to bring in a reserve to help do patrols. Mayor Gregory stated that there has been discussion of placing an unused car in the subdivision. Chief Ritchey stated that they will monitor the area and bring council an update at the next regular meeting. Mayor Gregory stated that he will put in the next Mayor's Corner to watch your speed and the stop signs in the subdivision. Councilwoman Moczygemba stated that she will put it on social media as well. Councilwoman Moczygemba also asked if there is any way to block the street off for Halloween and Attorney Zech stated that they could be given special permission to close it down for special events such as Halloween.

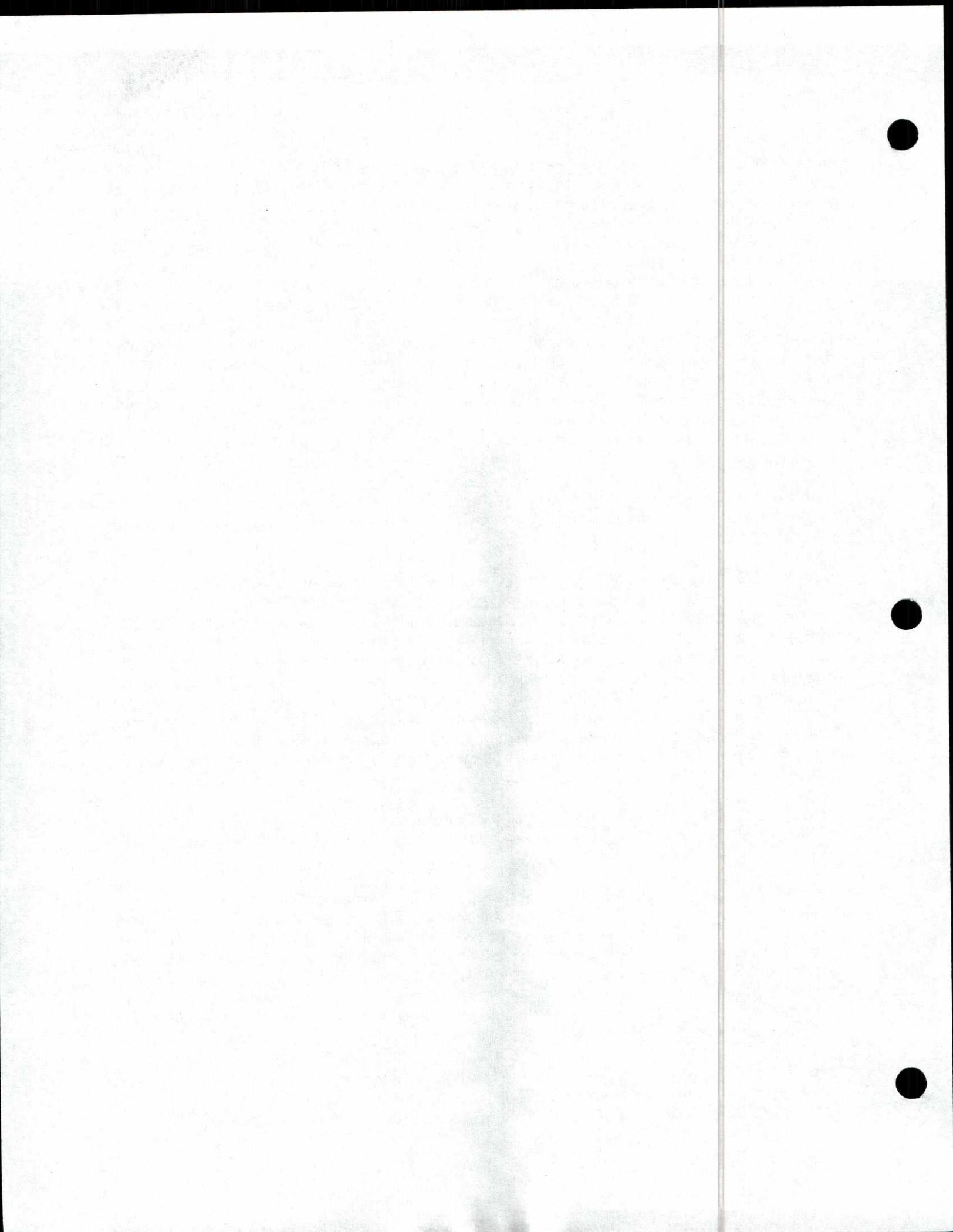
Item No. 9.A. Discussion/Action Mayor Gregory stated that the bids for the filtration plant will be opened on February 19th and there should be an acceptance of bidders at the next regular council meeting.

Item No. 9.B. Discussion/Action Mayor Gregory stated that the LVISD did not budget for the increase in the cost of the annual food license permits. He suggested that the fees be deferred until their next budget cycle. Councilman Leonard stated that there are others that did not want to pay the increased fees and they are required to and the ISD should not be any different. Councilwoman Moczygemba stated that this is just a deferral. Councilwoman Gerlich stated that they can pay what they budgeted now and the rest at their next budget cycle. Councilman Leonard stated that he thinks they need to pay just like everyone else and Councilwoman Moczygemba stated that the difference between the school and everyone else is that the school has to do a budget amendment. Councilman Leonard stated that the painful part of creating these ordinances is enforcing them. Mayor Gregory asked for a motion to defer. The item died due to lack of a motion.

Item No. 9.C. Discussion/Action Mayor Gregory stated that he would like to form a committee to look into hiring a City Administrator. Councilman Leonard and Councilwoman Gerlich will serve on the committee.

Item No. 9.D. Discussion/Action Mayor Gregory stated that Bureau Veritas does not review setbacks, fire lanes, or landscaping. They will however inspect electrical, plumbing and inside fire. On the residential side they inspect setbacks, masonry, plumbing, electrical, and site plans. The Planning and Zoning Commission will review the commercial site plans and the engineers will review specific items as necessary. Councilwoman Gerlich stated that before she votes to approve anything she would like to see the written proposal. Mayor Gregory stated that we are not ready to vote at this point and that he still needs to go over the latest review. Also, he will ask that a representative from Bureau Veritas come to present to council.

Item No. 9.E. Discussion/Action After reviewing the calendar the dates for the 2014 Spring Clean-Up will be March 15th through 23rd. Councilman Cormier made a motion to approve the dates of the Spring Clean-Up and Councilman Richter seconded. **Motion carried 5 – 0.**



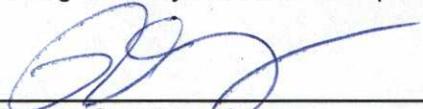
Item No. 9.F. Discussion/Action Mayor Gregory stated that the school agreement has not been revised in a long time. He stated that the school is working up a new draft that will be sent to the City Attorney for review. He stated that he would like for Councilwoman Moczygemba to help review the admin fees associated with these duties.

Item No. 10.A.-D. Staff/Council Updates Monthly reports were presented to Council.

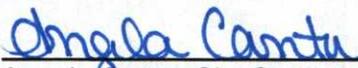
Item No. 11. Items Specific to Future Line Items on the Agenda The following items will be placed on future agendas:

- 1) Check calendars for a special meeting.
- 2) Silverado Hills Homeowners Association.

Item No. 12. Adjourn With no further business Councilwoman Gerlich made a motion to adjourn and Councilman Cormier seconded. The meeting was adjourned at 8:13 p.m.



Robert Gregory, Mayor



Angela Cantu, City Secretary-Treasurer



Charles Carter