



**CITY OF LEON VALLEY
CITY COUNCIL REGULAR MEETING**
Leon Valley City Council Chambers
6400 El Verde Road, Leon Valley, TX 78238
Tuesday, November 2, 2021

AGENDA

The City of Leon Valley City Council Shall Hold an In-Person Meeting with As Many City Members of City Council Physically Present as Possible. The City Will Use Appropriate Guidelines from The Centers for Disease Control and Prevention with Respect to Social Distancing and Utilizing Additional Hygiene Controls. Citizens May E-Mail Public Comments To citizenstobeheard@leonvalleytexas.gov. All Other Citizen Participation May Be Provided In-Person at City Council Chambers.

1. **5:30 PM Call to Order and Determine a Quorum is Present**
2. **The City Council Shall Meet in Executive Session to Discuss the Following:**
 1. Pursuant to Texas Government Code, Chapter 551, Section 551.071 Consultation with Attorney on Legal Matters: To Receive Legal Advice from the City Attorney on the Rule 11 Agreement with the San Antonio Aquarium related to Cause No. 2017-CI-15078; San Antonio Aquarium, L.L.C. v. The City of Leon Valley; pending in the 408th Judicial District of Bexar County, Texas
3. **Reconvene into Regular Session**
4. **Citizens to be Heard**
5. **Possible Action on Issues Discussed in Executive Session If Necessary**
6. **6:00 PM - Start of the Business Meeting - Pledge of Allegiance**
7. **Presentations**
 1. Presentation, Discussion and Possible Action on Leon Valley's Annual Christmas Tree Lighting Event (Maribel Mendoza, Special Events Coordinator)

8. **Announcements by the Mayor and Council Members.** At this time, reports about items of community interest, which no action will be taken may be given to the public as per Chapter 551.0415 of the Government Code, such as: expressions of thanks, congratulations or condolence, information regarding holiday schedules, reminders of social, ceremonial, or community events organized or sponsored by the governing body or that was or will be attended by a member of the Leon Valley City Council or a City official.

9. **City Manager's Report**

1. Upcoming Important Events:

- a. Tuesday, November 16, 2021, at 6:00 PM, Regular City Council Meeting in Council Chambers.
- b. Sunday, November 07, 2021, at 2:00 PM, Mural Unveiling and Dedication, at the Leon Valley Public Library.
- c. Thursday, November 11, 2021, City Offices and Municipal Court will be closed in observance of Veterans' Day.
- d. Thursday, November 25, 2021 and Friday, November 26, 2021, City Offices and Municipal Court will be closed in observance of the Thanksgiving Holiday.
- e. Miscellaneous other events and announcements.

10. **Consent Agenda**

1. Acceptance of Board/Committee/Commission Minutes:

- a. 08-12-2021 Library Board of Trustees Meeting Minutes
- b. 09-09-2021 Library Board of Trustees Meeting Minutes
- c. 09-27-2021 Capital Facilities Oversight Committee Minutes

2. Presentation and Discussion of the Monthly Financial Report Ending September 30, 2021 (M&C # 2021-11-02-4494 V. Wallace)

3. Discussion and Possible Action on an Ordinance Amending the Leon Valley Code of Ordinances, Appendix A Fee Schedule, Article A6.001 Food Establishment Fees to add Section A6-001 (c), to Provide Fees for Mobile Food Vending and to Establish a Policy for Mobile Food Vendors (2nd Read) (M&C #2021-11-02-4525 M. Moritz)

4. Discussion and Possible Action on an Ordinance Amending the Leon Valley Code of Ordinances, Chapter 14 Utilities, Article 14.04 Water Service, Section 14.04.013 Rates Equal and Uniform and Appendix A Fee Schedule, Article A11.001 Water and Sewer Fees, Section A11.001 Generally, (a) Monthly Water Rates and Charges, All Customers Residential or Nonresidential, (2) Monthly Volumetric Rate (per Thousand Gallons) to Provide Relief for Water Customers Who Experience a High Water Charge Due to a Water Leak (M&C # 2021-11-02-4528 M. Moritz as requested by Councilor Rey Orozco and Councilor Benny Martinez)

5. Discussion and Possible Action on an Ordinance Amending the Leon Valley Code of Ordinances, Appendix A, Article A2.000 Administrative Fees Section A2.006 Library Fees Subsection G Fines and fees for Materials (2nd Read) (M&C # 2021-11-02-4539 R. Reed)
6. Presentation, Discussion, and Possible Action to Fund an Outdoor Seating Area of 7007 Bandera #14 - I Love Churros, and as an Economic Development Project, not to Exceed \$6061.05. William Cox, Business Relations Director (M&C # 2021-11-02-4540 W. Cox)
7. Discussion and Action to Consider Approval of an Ordinance Authorizing Budget Adjustments for the FY 2021-2022 General Fund in the amount of \$1,371,002, Street Maintenance Fund in the Amount of \$643,839, and Enterprise Fund in the Amount of \$3,034,795, for Carryover Capital Projects (2nd Read) (M&C #2021-10-19-4522 M. Moritz)
8. Discussion and Possible Action on a Resolution Making Appointments to the Library Board of Trustees (M&C # 2021-11-02-4545 S. Passailaigue)
9. Presentation and Discussion on Approving an Ordinance Authorizing a Budget Adjustment for FY 2021-2022 General Fund, Designated Line-Item American Rescue Plan Funds, in the Amount of \$316,000 (2nd Read) (M&C # 2021-10-19-4509 G. Perales)
10. Discussion and Possible Action Regarding the 2022 City Council Meeting Schedule (M&C # 2021-11-02-4520 S. Passailaigue)
11. **Ordinance**
 1. Second Reading, Public Hearing, and Final Approval of an Ordinance Granting a Zone Change to Samir Chehade on Approximately 2.85 Acres at 6758 Poss Road, Generally Located on the East Side of Poss Road, South of Bandera Road, for a Zone Change From B-3 Commercial District with SO Sustainability Overlay District Zoning, to PD, Planned Development District (M&C # 2021-10-19-3336 B. Melland)
 2. Discussion and Possible Action on an Ordinance Amending the Leon Valley Code of Ordinances, Article 14.02 Solid Waste Collection, Eliminating Leon Valley's Ability to Enforce Certain Requirements and Easing Restrictions for Businesses and Residents (2nd Read) (M&C # 2021-10-19-4441 Councilor Josh Stevens and Councilor Will Bradshaw)
 3. Second Reading, Public Hearing, and Final Approval of an Ordinance Granting a Specific Use Permit to Patrick Christiansen for Firearm and/or Ammunition Sales at 6228 Bandera Road, Generally Located at the Corner of Bandera Road and Thistle Drive (M&C # 2021-10-19-4449 B. Melland)

4. Second Reading, Public Hearing, and Final Approval of an Ordinance Granting a Zone Change to Jonah Obassi on Lot 3, We Care Shopping Center Subdivision, Generally Located at 7228 Bandera Road, from B-2 District with GO Gateway Overlay District to PD, Planned Development District (M&C # 2021-10-19-4492 B. Melland)
5. Second Reading, Public Hearing, and Final Approval of an Ordinance Granting a Specific Use Permit to Valentin Batta, for Entertainment Indoor Use at 5716 Wurzbach Road; Generally Located on the South Side of Wurzbach Road Approximately 600 Feet East of Bandera Road (M&C # 2021-10-19-3414 B. Melland)

12. Regular Agenda

1. Presentation and Discussion on an Ordinance Amending the City of Leon Valley Code of Ordinances, Section 1.06.003 Leon Valley Police Department Citizens Police Advisory Committee (1st Reading as Required by City Charter) (M&C # 2021-10-19-4503 Councilor Rey Orozco)
2. Discussion and Action on a Resolution Waiving Open Record Charges for Open Record Requests #100621-C and #100621-D (M&C # 2021-11-02-4554 Councilor Josh Stevens and Councilor W. Bradshaw)
3. Discussion and Action Considering a Resolution Dissolving the Hike & Bike Trail Advisory Committee and the Pool Advisory Committee (M&C #2021-11-02-4518 M. Moritz)
4. First Reading on an Ordinance Granting a Specific Use Permit to Jaime Avilla for a Restaurant - Not Enclosed, at 6526 Bandera Road, Suite 4; Generally Located on the West Side of Bandera Road, approximately 150 Feet South of the Intersection of Bandera and El Verde Road (M&C # 2021-11-02-4506 B. Melland)
5. First Reading Presentation, Discussion and Possible Action on Amending Leon Valley Code of Ordinances Section 2.01 Regarding Stray, Abandoned, and Found Animals (M&C # 2021-11-02-4555 Councilor Josh Stevens and Councilor Will Bradshaw)
6. Discussion and Possible Action on a Resolution Making Appointments to the Planning & Zoning Commission (M&C # 2021-11-02-4546 S. Passailaigue)
7. Discussion and Possible Action on Directing Staff to Advertise for an RFQ for a City Law Firm to Serve as City Attorney (M&C # 2021-11-02-4557 Councilor Will Bradshaw and Councilor Josh Stevens)

8. Discussion and Possible Action on Directing Staff to Advertise for an RFQ For a Floodplain Manager or Flood Consultant to Evaluate Flood Mitigation Strategies Flood Plain Manager (M&C # 2021-11-02-4556 Councilor Will Bradshaw and Councilor Josh Stevens)
9. Presentation, Discussion, and Possible Action on Complaints Regarding Staff Application of International Building Code, International Residential Code, International Fire Code, and International Existing Building Code (M&C # 2021-11-02-4553 Councilor Josh Stevens and Councilor Will Bradshaw)
13. **Citizens to Be Heard**
14. **Requests from Members of City Council to Add Items to Future Agendas**
15. **Presentation and Discussion on Pending Council Action Future Agenda Items**
 1. Attachment
16. **Adjournment**

Executive Session. The City Council of the City of Leon Valley reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any of the matters listed on the posted agenda, above, as authorized by the Texas Government Code, Sections 551.071 (consultation with attorney), 551.072 (deliberations about real property), 551.073 (deliberations about gifts and donations), 551.074 (personnel matters), 551.076 (deliberations about security devices), and 551.087 (economic development).

Sec. 551.0411. MEETING NOTICE REQUIREMENTS IN CERTAIN CIRCUMSTANCES: (a) Section 551.041 does not require a governmental body that recesses an open meeting to the following regular business day to post notice of the continued meeting if the action is taken in good faith and not to circumvent this chapter. If an open meeting is continued to the following regular business day and, on that following day, the governmental body continues the meeting to another day, the governmental body must give written notice as required by this subchapter of the meeting continued to that other day.

Attendance by Other Elected or Appointed Officials: It is anticipated that members other City boards, commissions and/or committees may attend the open meeting in numbers that may constitute a quorum. Notice is hereby given that the meeting, to the extent required by law, is also noticed as a meeting of any other boards, commissions and/or committees of the City, whose members may be in attendance in numbers constituting a quorum. These members of other City boards, commissions, and/or committees may not deliberate or take action on items listed on the agenda. [Attorney General Opinion – No. GA-0957 (2012)].

I hereby certify that the above **NOTICE OF PUBLIC MEETING(S) AND AGENDA OF THE LEON VALLEY CITY COUNCIL** was posted at the Leon Valley City Hall, 6400 El Verde Road, Leon Valley, Texas, and remained posted until after the meeting(s) hereby posted concluded. This notice is posted on the City website at www.leonvalleytexas.gov. This building is wheelchair accessible. Any request for sign interpretive or other services must be made 48 hours in advance of the meeting. To make arrangements, call (210) 684-1391, Extension 216.



SAUNDRA PASSAILAIGUE, TRMC
City Secretary
October 30th, 2021 1:10 PM

