

CITY OF CONVERSE  
SPECIAL CITY COUNCIL MEETING  
MINUTES OF JUNE 14, 2011  
6:00 PM

The City Council of the City of Converse met in a special meeting at the Converse Municipal Complex on Tuesday, June 14, 2011 at 6:00 PM to discuss various items on the agenda. The following were present:

Mayor Al Suarez	MPT Grant Lopez, Place 2
Council Member Kathy Richel, Place 1	Council Member Andy Selko, Place 3
Council Member Randy Pannell, Place 4	Council Member Laura Beehler, Place 5
Council Member Steve Brown, Place 6	Ms. Shawna Dowell, City Manager
Mr. John Quintanilla, Assistant City Manager	Mr. Kie Sagan, IT/Web Master
Mr. Chris King, Police Officer	Mr. Ray Ortiz, City Attorney
Ms. Penny Hieronymus, City Secretary	

1. Call to Order

At approximately 6:00 PM, Mayor Suarez called the meeting to order.

2. Roll Call and Recognition of Visitors

Mayor Suarez stated all Council members are present.

3. New Business

- A. Discussion and Appropriate Action to Withdraw the Use of the Converse City Park to Support the "BIG HEARTS DAY" that was Scheduled for June 18, 2011 Due to Loss of Funding Required for Police, Fire and Emergency Services (City Manager)

Ms. Dowell has been in touch with Ms. Cindy Stiggers on the "Big Hearts Day" event over the last week.

Discussion: Ms. Stiggers had stated that Jordan Ford did not provide the \$25,000 of a match, we have not heard back as of the time we left the office 10 minutes ago, we don't believe there is anything we can say is funded about this project, she can hold this function at any other given time, at this time, she does not have the appropriate organization and/or documents that prove that the money is going to go to a given entity & she has no Board to oversee the funds disbursement, we have asked for the oversights to guarantee the dollars are disbursed accordingly, we asked for a check ahead of time & have not received the funds to date & we informed her she needed to go through an official background check & the waiver has not been returned. Ms. Dowell recommends the City back out of the "Big Hearts Day" for this date & if at such time she can prove that documentation, maybe we can reschedule another date. No money has been invested & no contract was signed.

Ms. Dowell was going to recommend that we contact Mr. Jeff Flinn, Herald Editor, and put some kind of statement in the paper, that the City would not be sponsoring this event. We are proposing to put some kind of sign at the park entrance so everyone is aware; City staff that can get this done. Ms. Stiggers was informed of tonight's meeting.

Mr. Ortiz stated Council can withdraw their support. He explained what has happened is the funding that Ms. Stiggers was to come up with is a condition precedent to any obligation that Council agreed to; we are released of any obligations we may have had. There is no legal ramification against us for withdrawing our support. We have given her every chance & it looks like the funding is not there. The people that paid money would be victims & would have the right to go to the Police/law enforcement & file a complaint. As a City, we really are not a victim, but can refer customers to the Police Dept.

Mayor Suarez stated when we approved this, the following day CC directed the staff to do verification on this information, we do have a checks & balance – good work.

Council member Pannell made a motion to withdraw from the "Big Hearts Day". Council member Beehler seconded the motion. Passed unanimously.

- B. Discussion and Appropriate Action to Approve Resolution #639; a Binding Resolution that Establishes the City of Converse as a Member of the Cibolo Valley Local Government Corporation (CVLGC), as the Constituted Authority and Instrumentality to Accomplish the Specific Purpose of Acquiring, Constructing, Improving, Enlarging, Extending, Repairing, Maintaining and Operating a Water a Water Utility System (City Attorney)

Mr. Ortiz stated he received a call from the City of Schertz, Michael Spain – who has been leading the legal aspects of the CVLGC. Mr. Spain asked for a copy of the Resolution that was passed by Converse approving of this organization & Converse's participation. We back tracked to a meeting in Nov. 2010 where it was discussed in Executive Session. The Resolution was in the packet & the item was listed as something more generally stated; it did not specifically reference the Resolution. After that Executive Session, the Council came out & voted unanimously to support participation in this new organization. But, because the wording of the agenda didn't specifically reference the Resolution number, we thought it best to make it crystal clear & do it again tonight & approve the City's participation in the organization. Within the wording of the Resolution, it specifically references the Articles of Incorporation & the By Laws as being approved. This is a housekeeping matter.

MPT Lopez made a motion to approve agenda item #3 B. Council member Pannell seconded the motion. Passed unanimously.

Recess: 6:14 Pm

#### 4. Executive Session

- A. Executive Session in Accordance with 551.072, Texas Open Meetings Act, DELIBERATION REGARDING REAL PROPERTY; Closed Meeting. A governmental body may conduct a closed meeting to deliberate the purchase, exchange, lease or value of real property if deliberation in an opening meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person. This Real Estate Activity is to Support Activities Associated with the Development of Water Resources (City Attorney) (City Manager)

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Opened: 6:18 PM

Present: Mayor Suarez, MPT Lopez, Council members Beehler, Brown, Pannell, Richel & Selko, Ms. Dowell, Mr. Ortiz & Ms. Hieronymus.

Closed: 6:24 PM

Opened: 6:24 ½ PM

5. Reconvene to Open Session

- A. Discussion and Appropriate Action in Accordance with Consultations Regarding Consultations Regarding Real Estate Negotiations to Support Activities Associated with the Development of Water Resources (City Attorney) (City Manager)

No action was taken at this time.

6. Adjournment

At approximately 6:26 PM, Mayor Suarez adjourned the meeting.

PASSED AND APPROVED THIS 5<sup>th</sup> DAY OF JULY, 2011.

ATTEST:

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Al Suarez, Mayor

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Adriana I. Hieronymus, City Secretary