



Expanding Horizons

CITY OF CONVERSE
CITY ADMINISTRATION

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**MINUTES
CITY OF CONVERSE
CITY COUNCIL MEETING
July 17, 2012 - 7:00 PM**

Be it known that the City Council of the City of Converse met for a Regular Meeting at the City Council Chambers at 402 South Seguin Street on Tuesday, July 17, 2012 at 7:00 PM. A quorum of the following commissions may have been present: Beautification & Environmental, Building & Standards, Economic Development Corporation, Park & Recreation and Planning & Zoning.

1. CALL TO ORDER.

Mayor Suarez called the meeting to order at 7:00 PM.

2. INVOCATION.

John Woolery, Associate Pastor, New Life Baptist Church gave the invocation.

3. PLEDGE OF ALLEGIANCE.

Mayor Suarez led the pledge of allegiance to the United State Flag and the Texas Flag.

4. ROLL CALL AND RECOGNITION OF VISITORS.

Mayor Al Suarez
Councilwoman Kathy Richel, Place 1
Councilman Randy Pannell, Place 4
Councilman Steve Brown, Place 6

Mayor Pro Tem, Grant Lopez
Councilman Andy Selko, Place 3
Councilwoman Laura Beehler, Place 5

Mayor Suarez recognized former Mayor John Steinberg. Mayor Pro Tem Lopez arrived at 7:07 PM

Staff present:
Assistant City Manager John Quintanilla
Police Lt. Allen James
Director of Utilities Lupe Perez
City Secretary Jackie Gaines

City Manager Shawna Dowell,
Assistant Police Chief Rex Rheiner
Director of Facilities Karl Hoppes
Assistant Director of Utilities Jon Smith
City Attorney Ray Ortiz

5. CONSENT AGENDA.

- A. Approve Minutes of City Council Meeting on May 1, 2012.**
- B. Approve Minutes of City Council Meeting on June 19, 2012.**
- C. Approve Minutes of City Council Meeting on July 3, 2012.**
- D. Receive Minutes for the Parks & Recreation Commission Meeting on March 12, 2012.**
- E. Receive Minutes for the Parks & Recreation Commission Meeting on April 09, 2012.**
- F. Receive Minutes for the Parks & Recreation Commission Meeting on May 14, 2012.**
- G. Receive Minutes for the Planning & Zoning Commission on Meeting on June 04, 2012.**
- H. Receive Minutes for the Planning & Zoning Commission on Meeting on June 18, 2012.**
- I. Receive Minutes for the Economic Development Corporation Meeting on June 12, 2012.**
- J. Approval of Rolling Creek Unit #4.**

K. Approval of MacArthur Park Unit #4.

Councilman Pannell asked to pull item 5 B and made a motion to approve items 5A and 5C-K. Councilman Brown seconded the motion. The motion passed unanimously. (MPT Lopez was not in attendance for vote.)

Councilman Pannell asked for a correction to the Minutes of Meeting June 19, 2012, Item 8 H to state Councilman Pannell opposed the motion to adopt Resolution 653. Councilwoman Beehler seconded the motion. The motion passed unanimously with the correction. (MPT Lopez was not in attendance for vote.)

6. SPECIAL CONSIDERATION ITEMS.

A. Recognition of Hale Poloa, Police Officer, Police Department, for his Service of Ten (10) Years with the City of Converse. (Mayor Suarez).

Mayor Suarez and City Council recognized Officer Hale Poloa for ten years of service to the City of Converse Police Department.

B. Recognition of Robert Osio, Police Officer, Police Department, for his Service of Ten (10) Years with the City of Converse. (Mayor Suarez).

Mayor Suarez and the City Council recognized Police Officer Robert Osio for ten years of service to the City of Converse Police Department.

C. Recognition of Phillip Steinberg, Police Officer, Police Department, for his Service of Ten (10) Years with the City of Converse. (Mayor Suarez).

Mayor Suarez and the City Council recognized Police Officer Phillip Steinberg for ten years of service to the City of Converse Police Department.

D. Recognition of the Fire Fighter of the Quarter. (Councilman Selko)

Councilman Selko and John Woolery recognized Heather Franklin, Fire Fighter-Paramedic, as the Fire Fighter of the Quarter. Councilman Selko read a recommendation letter from Captain Josh Everett to the Fire Chief that recognized her motivation, hard work and training of others as lead medic.

7. CITIZENS TO BE HEARD.

This time is provided for Citizens to address City Council on any issues and concerns. No City Council discussion or action can be taken if the item is not on the Agenda. Please limit your remarks to three (3) minutes and state your name and address for the record.

-Deborah James, Coppertown, stated she was successful in getting a verbal commitment from TXDOT to cut the high weeds on Loop 1604.

-Jeff Beehler, Norris Drive East, asked the city to provide an itemized statement for the work provided on the purple pipe project on his property, stated the city owes him a lot more money and asked for the receipts.

-Roger Dennis, Plumas Drive, stated his utility bill (garbage pickup) is an unfair charge for a single person and asked to have the garbage fees reduced.

8. PUBLIC HEARINGS.

A. Public Hearing on a Proposed Amendment for the City of Converse Code of Ordinances Chapter 46-Utilities, Article IV-Water, Division IV-Service Charges and Fees, Section 46-222-Residential Users. This Section of the City of Converse Ordinance Regulates Water Rates for the City of Converse.

Mayor Suarez opened the public hearing at 7:20 PM and closed the public hearing at 7:22 PM.

- B. Public Hearing on a Proposed Amendment for the City of Converse Code of Ordinances Chapter 46-Utilities, Article II-Sewage Disposal, Section 46-26-Billing Practice Rates. This Section of the City of Converse Ordinance Regulates Sewer Rates for the City of Converse.**

Mayor Suarez opened the public hearing at 7:22 PM and closed the public hearing at 7:23 PM.

- C. Public Hearing on a Proposed Amendment for the City of Converse Code of Ordinances Chapter 46-Utilities, Article IV, Water, Division IV, Service Charges and Fees, Section 46-226, Water Impact Fees. This Section of the City of Converse Ordinance Regulates Water Impact Fees for the City of Converse.**

Mayor Suarez opened the public hearing at 7:23 PM and closed the public hearing at 7:24 PM.

- D. Public Hearing on a Proposed Amendment for the City of Converse Code of Ordinances Chapter 46-Utilities, Article IV-Water, Division IV-Service Charges and Fees, Section 46-22-Billing Practice Rates. This Section of the City of Converse Ordinance Regulates Sewer Impact Fees for the City of Converse.**

Mayor Suarez opened the public hearing at 7:25 PM and closed the public hearing at 7:26 PM.

- E. Public Hearing on a Request for a Special Use Permit (SUP) on a Parcel of Land located at 107 Ave. "B" (CB 5563, BLK 3 LOTS 14, 15, & 16, PID # 346031), approximately 0.2686 Acres of Land to allow for the operation of a gunsmith.**

Mayor Suarez opened the public hearing at 7:26 PM.

-Mr. Roy Schaufele, owner of 107 Avenue B, stated the building is secure and is asking for a special use permit for a gunsmith repair shop.

-Ms. Deborah James, Coppertown, opposed a gunsmith shop in Converse.

Mayor Suarez closed the public hearing at 7:29 PM.

9. OLD BUSINESS.

- A. Discussion and Appropriate Action to Approve a Request for an Addition to City of Converse Code of Ordinances, Chapter 10-Business, Article VII-Miscellaneous Businesses/Occupations, Division IV (New) Amusement Redemption Machine Establishments, Sections 10-305 – 10-309 (New) The City of Converse is considering adding a new division, Division IV, "Amusement Redemption Machine Establishments" to Section 10 of the City of Converse Code of Ordinances. This addition will serve to define and regulate any electronic, electromechanical, or mechanical contrivance designed, made and adapted solely for bona fide amusement purposes if the contrivance rewards the player exclusively with noncash merchandise prizes, toys, or novelties, or a representation of value redeemable for those items, that have a wholesale value available from a single play of the game or device of not more than 10 times the amount charged to play the game or device once or \$5, whichever is less. (Second Reading) (City Attorney) (Assistant City Manager)**

Mr. Ortiz made revisions per Council's request from a prior Council meeting. Mr. Quintanilla stated staff recommends approval. Lt. James said this is a good working document.

Councilwoman Beehler made a motion to change Section 10-308 Permit Fee Schedule (a) 3 from \$2,500 to \$3,000 for conformity purposes. Councilman Selko seconded the motion. The motion passed with 6 in favor and one abstention from Councilwoman Richel due to conflict of interest.

Councilman Pannell made a motion to approve as amended. Mayor Pro Tem Lopez seconded the motion. The motion passed with 6 in favor and one abstention from Councilwoman Richel due to conflict of interest.

B. Discussion and Appropriate Action on a Request to Amend the City of Converse Code of Ordinances Chapter 40-Subdivisions, Article II-Plat Procedure, Division 1-Generally, Section 40-37-(b)-Subdivision Plat Fees. This Section of the City of Converse Ordinance Regulates Subdivision Development Fees. (Second Reading) (Assistant City Manager)

Mr. Quintanilla detailed the changes to the plat fees.

Mayor Pro Tem Lopez made a motion to approve the amendment of the Code of Ordinance Chapter 40-Subdivisions Article II-Plat Procedure, Division 1-Generally, Section 40-37-(b)-Subdivision Plat Fees. Councilwoman Richel seconded the motion. The motion passed with six in favor and one opposition from Councilman Selko.

C. Discussion and Appropriate Action to Approve Budget Amendment Ordinance #108F. (Second Reading) (City Manager)

Ms. Dowell stated this budget amendment reflects the cost associated with the Water Emergency for the weekend of May 17-19, 2012 for all associated cost in purchasing, repairing and installation when an electrical storm burned the motor at North Cimarron well site and subsequently had to purchase back-up motors for two well sites. Ms. Dowell worked with Mr. Richard Trevino, Randolph Air Force Base Chief Engineer and created an agreement in case of emergencies such as this. The increased expenditures in the Maintenance & Repair account is \$19,189.23 and \$39,473.59 for the Capital Outlay account, bringing the Water/Sewer Fund Increased Revenue Fund Balance Amendment to \$58,662.82.

Councilman Pannell made a motion to approve Budget Amendment Ordinance 108F. Councilman Selko seconded the motion. The motion passed unanimously.

10. NEW BUSINESS.

A. Discussion and Appropriate Action to Adopt Resolution 677, A Resolution By The City Council of the City of Converse that Authorizes the City Manager and Financial Consultants to move forward with a financing plan for the issuance of a Tax Note with a par amount not to exceed \$515,000 for the purpose of paying off the Capital Lease for the City's fire truck and absorbing it into the Interest and Sinking Fund. (Bond Counsel) (City Manager)

Ms. Dowell discussed the 10 year lease for a fire truck the Council approved last year that has the cost associated on the Operations and Maintenance side of the tax rate. Financial advisors discussed with Ms. Dowell that the payment for the fire truck needs to be moved from the O&M side of the tax rate to the I&S side of the tax rate. To do the transfer, we must issue a tax note. The term will be a seven year tax note and not a ten year tax note. The tax note must be issued prior to the first meeting of September in order for this to be included in the budget and in our tax rate calculations.

Ms. Dowell discussed a hand out from Southwest Securities that included the P25 Compliance; a 1 year debt of \$223,685.60 for the PD/Fire Dept for radios, \$34,158.00 for the Water/Streets Department for radios and \$35,000.00 for MDTs at a total of \$292,843.60. Do we issue a one year tax note and pay that back when we receive the CPS Energy CIED funds? Details of the bond debt service for the fire truck and the P25 radios were discussed.

Councilman Selko asked what the savings are on a seven year lease and a ten year lease. Ms. Dowell estimated a cost for a seven year lease is approximately \$80,000, the City will save on interest from moving from a ten year lease to a seven year lease. Ms. Dowell replied the exact breakdown will be presented to the Council at the next meeting for consideration.

No action taken for Resolution # 677.

B. Discussion and Appropriate Action on a Request to Re-Appoint Fernando S. Aranda to the Converse Economic Development Corporation (EDC) Board of Directors for a Two (2) Year Term that Expires May 2014. (EDC Executive Director)

Item pulled due to this being a duplicate request that was approved at a City Council Meeting on May 1, 2012.

C. Discussion and Appropriate Action to Approve the Preliminary Acceptance of infrastructure of HANOVER COVE, UNIT #3, Phase II. (City Engineer) (Assistant City Manager).

Mr. Quintanilla requested approval and stated all the items on the punch list have been met. The City has asked for a revision of the plan to include additional drainage and the City has received the revised grading plan.

Councilman Brown replied that this item was not brought before the Planning & Zoning Commission.

Mayor Suarez requested the item to be pulled in order for the Planning & Zoning Commission to review.

Councilman Brown made a motion to table the item and for the Planning & Zoning Commission to review and bring back to the City Council for appropriate action. Councilwoman Richel seconded the motion. The motion passed unanimously.

D. Discussion and Appropriate Action on a Request to Approve a Special Use Permit (SUP) on a Parcel of Land located at 107 Ave. "B" (CB 5563, BLK 3 LOTS 14, 15, & 16, PID # 346031), approximately 0.2686 Acres of Land to allow for the operation of a gunsmith. (Assistant City Manager)

Mr. Quintanilla stated the Planning & Zoning Commission approved the Special Use Permit request at the July 16th meeting.

Mayor Suarez asked property owner Mr. Schaufele, and Mr. Papach to come forward to discuss concerns of the citizens and the Council. Mr. Papach stated ATF requires a final inspection and a security check. He has met with the Police Chief on his alarm system, will not have a large inventory, will have a safe on the premise that is bolted and secured, no retail sales and no signage.

Mayor Pro Tem Lopez made a motion to approve the Special Use Permit. Councilwoman Beehler seconded the motion. The motion passed unanimously to approve.

E. Discussion and Appropriate Action on a Request to Accept the Water and Sewer Rate Study as Prepared by Rate Consultant. (Rate Study Consultant) (City Manager)

Ms. Dowell briefed the Council on the debt that goes into the Water Sewer Rate Study:

- The cost of the 10-year Capital Improvement Plan that Vickrey & Associates just completed.
- The City joining the Cibolo Valley Local Government Corporation (CVLGC). In order to proceed with the debt issuance to seek water in other counties with the CVLGC, we will have to meet \$12,750,000 of initial investment.
- Meet an additional \$32,500,000 of debt with interest over a 20-30 year time period.

Mr. Bob McClain gave a presentation that included the objectives to be achieved. Notated that the billing history provided to him is not accurate enough to develop rate design alternatives. Once the City has a full 12 months of history in Incode billing system, the accuracy should be much better. Key findings for the change in rates were detailed and the proposed impact fee on average residential customers were outlined for the fiscal years.

Ms. Dowell added that this study will have to be revised every two to three years as projects change.

Councilman Selko made a motion to approve the Water and Sewer Rate Study. Councilman Brown seconded the motion. The motion passed unanimously.

* Mayor Suarez asked to move to Item 10M.

M. Discussion and Appropriate Action on a Request to Approve an Agreement Between the City Public Service Energy (CPS) and the City of Converse for the distribution of Community Infrastructure and Economic Development (CIED) Funds. (City Manager)

Mr. Roland Hinojosa and Ms. Dowell gave a report on the agreement to terminate the Community Infrastructure and Economic Development (CIED) Fund Program. On January 30, 2012, the CPS Board resolved to terminate the CIED Fund and directed CPS Energy staff to enter into discussions with the City on the un-earmarked funds from the CIED Fund. The City's final CIED fund balance is \$955,111.12 of which \$100,000.00 has been previously earmarked for projects meeting the requirements of the Policy. The disburseable amount is \$855,111.12 with a payment schedule of 25% for each of the following dates: August 15, 2012, November 15, 2012, February 15, 2013 and May 15, 2013.

Councilman Selko suggested saving 50% of the funds for a special use. Ms. Dowell suggested targeting the funding for the P25 compliance project balance.

Councilman Selko made a motion to approve the agreement between the CPS Energy and the City of Converse for the distribution of the Community Infrastructure & Economic Development (CIED) Funds. Mayor Pro Tem Lopez seconded the motion. The motion passed unanimously.

F. Discussion on a Request to Amend the City of Converse Code of Ordinances Chapter 46-Utilities, Article IV-Water, Division IV-Service Charges and Fees, Section 46-222-Residential Users. This Section of the City of Converse Ordinance Regulates Water Rates for the City of Converse. (First Reading) (City Manager)

Ms. Dowell requested pulling the item to take time to consider information presented by Mr. McLain on the Water and Sewer Rate Study. Mayor Suarez deferred the item until further notice; no action taken.

G. Discussion and Appropriate Action on a Request to Amend the City of Converse Code of Ordinances Chapter 46-Utilities, Article II-Sewage Disposal, Section 46-26-Billing Practice Rates. This Section of the City of Converse Ordinance Regulates Sewer Rates for the City of Converse. (First Reading) (City Manager)

Ms. Dowell stated the fees are a reflection of the current San Antonio River Authority (SARA) contract amount and Section 46-26 needs to reflect the current adopted rate. Each single-family residential unit shall pay an \$8.83 fixed charge per month, plus \$1.60 per 1,000 gallons of water consumption. The winter average, as defined in section 46-19, shall be the measurement of the water consumption and not the actual measured water consumption each month. Where the account has not established a winter average, the customer shall be charged \$16.28 per month until a winter average for the household is established. For all other users, which are not single-family residential units, the customer shall pay \$4.77 fixed charge per month plus \$1.81 per 1,000 gallons of metered water consumption each month.

Councilman Pannell made a motion to approve Chapter 46-26 Billing Practice Rates. Councilman Selko seconded the motion. The motion passed unanimously.

H. Discussion and Appropriate Action on a Request to Amend the City of Converse Code of Ordinances Chapter 46-Utilities, Article IV-Water, Division IV-Service Charges and Fees, Section 46-226-Water Impact Fees. This Section of the City of Converse Ordinance Regulates Water Impact Fees for the City of Converse. (First Reading) (City Manager)

Ms. Dowell stated the Planning and Zoning Commission approved the water charges and the water impact proposed fees. The water impact fee is for one Living Unit Equivalent (LUE) of \$3,163.37, which will be assessed for all future development to help us pay for acquiring water, distribution and collection of services.

Mr. Turner with Vickrey & Associates reiterated the fees do match the Impact Fee Study.

Councilman Selko asked how these numbers compare with other cities. Are we making development too expensive for homebuilders to come to the City of Converse?

Ms. Dowell replied the comparisons that were presented to the P&Z Commission will be emailed to all Council Members.

Councilman Brown made a motion to approve amending Chapter 46-226 Water Impact Fees. Councilman Pannell seconded the motion. The motion passed unanimously.

I. Discussion and Appropriate Action on a Request to Amend the City of Converse Code of Ordinances Chapter 46-Utilities, Article IV-Water, Division IV-Service Charges and Fees, Section 46-22-Building Sewers and Connections. This Section of the City of Converse Ordinance Regulates Sewer Impact Fees for the City of Converse. (First Reading) (City Manager)

Ms. Dowell referred to page 2 of the Water and Waste Water Impact Fee Study that has the wastewater impact fee breakdown of the collection cost and treatment cost estimated fee of \$1,674.48. (Debt service calculated based upon a 20-year 4% note and applies to collection only).

Mr. Quintanilla reported that staff recommends approval based on the capacity projections needed in the next ten years.

Councilman Brown asked to include the cost of a permit for authorization of making connection with any public sewer or appurtenance and the penalty for violation of making connection and altering of any kind without authorization.

Ms. Dowell stated the penalties and permit cost will be added to the document for approval at the second reading.

Councilman Pannell made a motion to approve the amended Code of Ordinance Section 46-22 with the cost of a permit and the cost of the violation. Councilman Brown seconded the motion. The motion passed unanimously.

J. Discussion and Appropriate Action on a Request to Adopt the Internal Revenue Service (IRS) Standard Mileage Rate for 2012 at \$.55 cents per mile. (City Manager)

Ms. Dowell briefed the Council on the Internal Revenue Service Standard Mileage Rate increase of \$.55 per mile. The IRS set the standard to be effective January 1, 2012 for mileage rates for the use of employee's personal car for city use.

Councilman Selko made a motion to approve the IRS Standard Mileage Rate increase to \$.55 per mile. Councilman Brown seconded the motion. The motion passed unanimously.

K. Discussion and Appropriate Action on a Request to Adopt the U. S. General Service Administration (GSA) FY2012 Per Diem Rate for the San Antonio area at \$66.00 Per Day for Meals and Expenses. (City Manager)

Ms. Dowell reported the Per Diem rates have increased to \$66.00 per day for meals and incidental expenses.

Councilman Selko made a motion to approve the increase of \$66.00 per day for meals and incidental expenses. Councilman Pannell seconded the motion. The motion passed unanimously.

L. Discussion and Appropriate Action on a Request to Approve an Interlocal Agreement Between the San Antonio Water Systems (SAWS) and the City of Converse for Sewer and Storm Water Fee Collection. (City Manager)

Ms. Dowell reported that BexarMet has provided service for sewer for non-annexed areas of Converse such as North Hampton. SAWS has taken over BexarMet. SAWS has provided a price comparison chart and a proposed contract that several cities are contesting. Ms. Dowell asked to defer the item due to changes by legal staff that SAWS has not had the time to reply on the proposed amendments. Mayor Suarez agreed to defer item per the City Manager's request.

N. Discussion and Appropriate Action on a Request to Approve the Use of the CLEAR CHANNEL Digital Billboard for Local Not For Profit Organizations. (City Manager)

Ms. Dowell stated the digital billboard contract allows six free spots to advertise for public purposes. Currently the City is using three of the spots. The other three spots can be used by non-profits for a short-time use. This endeavor will be advantageous to the community.

Mayor Suarez replied that this is a great way to assist the non-profits and give back to the community and asked for a procedure and schedule to be produced by staff. Councilman Pannell asked that only the City Manager approve the non-profit use of the advertising.

Councilman Selko made a motion to approve the use of the Clear Channel Digital Billboard for local not for profit organizations. Councilman Pannell seconded the motion. The motion passed unanimously.

O. Discussion and Appropriate Action on a Request to Approve the BEXAR COUNTY APPRAISAL DISTRICT (BCAD) Fiscal Year 2013 Budget. (City Manager)

Ms. Dowell reported that Bexar Appraisal District brings this proposed budget to the City Council each year for a vote pursuant to Section 6.06 (a) of the Texas Property Tax Code.

Councilman Pannell made a motion to approve the Bexar Appraisal District proposed budget. Councilman Brown seconded the motion. The motion passed unanimously.

P. Discussion and Appropriate Action on a Request to Amend the City of Converse Code of Ordinances Chapter 46-Utilities, Article IV-Water, Division IV-Service Charges and Fees, Section 46-224-Billing. This Section of the City of Converse Ordinance Regulates the Proration of Deposits and Final Billing for the City of Converse. (First Reading) (City Manager)

Ms. Dowell reported the City will go live in August for the Utility Department Incode portion. In order to embrace Incode, Section 46-224 of the Codified Ordinance has to be revised to reflect the following: Deposits and final bills shall be prorated according to the number of days the customer resides at the service location during the 30 day billing cycle. Water will be charged according to the consumption usage during the final cycle. Proration will only affect sewer, garbage and tax charges.

Councilwoman Beehler made a motion to approve the change to Section 46-224 that regulates the proration of deposits and final billing for the City of Converse. Councilwoman Richel seconded the motion. The motion passed unanimously.

Q. Discussion and Appropriate Action on a Request to Amend the City of Converse Code of Ordinances Chapter 46-Utilities, Article IV-Water, Division II-Regulations, Section 46-108- Standard Procedures (T-New Bill Processing Fee) and Amending Section 46-222- Residential Users-Raising Base Rate from \$11.35 to \$12.10. This Section of the City of Converse Ordinance that Establishes Standard Procedures for the City of Converse. (First Reading) (City Manager)

Ms. Dowell stated this is a request to amend the Code of Ordinance Chapter 46-108 Standard Procedures; add item (t): each customer shall pay a monthly \$.75 bill processing fee which will be added to the base water rate for billing statements for water services. This fee shall be used to offset the administrative costs associated with confidential bill processing and mailing. Section 46-222 Residential Users amends residential users increased base of \$11.35 to \$12.10. Billing will be processed by a third party provider. Customers can get notifications via e-mail which will create efficiency within the department. ETS will be the vendor for billing and will help us process bulk collections that we receive in the night drop box. The City did receive three quotes for this product and a San Antonio based company was willing to work with the requests of the City.

Councilwoman Richel made a motion to approve the amendment of section 46-222 for residential users increase of \$.75 as a bill processing fee. Councilman Pannell seconded the motion. The motion passed unanimously.

R. Discussion and Appropriate Action to Adopt Resolution 675, A Resolution By The City Council of the City of Converse that Authorizes the De-obligation of State Energy Conservation Office (SECO) Funding in the Amount of \$7,326.00. (City Manager)

Ms. Dowell reported the City completed the SECO grant and asked to de-obligate \$7,326.00 and return the amount to the State of Texas Comptroller. A budget amendment will be presented at the next City Council meeting.

Councilman Selko made a motion to approve the de-obligation of \$7,326.00 to the State of Texas Comptroller. Councilwoman Richel seconded the motion. The motion passed unanimously.

S. Discussion and Appropriate Action to Adopt Resolution 676, A Resolution By The City Council of the City of Converse that Authorizes the Application of a Grant to the FEMA-Assistance to Firefighters in the Amount of Two Hundred Seventeen Thousand Dollars (\$217,600.00) (Grant Amount of \$195,840 + Local Cash Match of \$21,760) to Fund Costs Associated with the Replacement of Breathing Apparatus. (City Manager)

Ms. Dowell reported the grant amount is \$195,840 and the City's local match is \$21,760. Ms. Dowell read a letter of support from US Senator Kay Bailey Hutchison. The City has old breathing apparatus that was given to the City by RAFB in 1985. Council thanked Chief Wendt and Michelle Burns for submitting the grant application.

Councilman Pannell made a motion to approve Resolution 676. Councilman Selko seconded the motion. The motion passed unanimously.

T. Discussion and Appropriate Action on a Request to Authorize the City Manager to Execute a Contract with ESPY SERVICES for Fee Collection. (City Manager)

Mr. Quintanilla reported that ESPY Services can review the City's phone bills for the sole purpose of correcting, reducing and negotiating telecommunications cost. Phone companies have been known to charge for services not rendered and the monies will be paid back to the City.

Councilman Selko made a motion to approve the authorization to execute a contract with ESPY Services. Mayor Pro Tem Lopez seconded the motion. The motion passed unanimously.

U. Discussion and Appropriate Action on a Request to Amend a Section of the City of Converse Code of Ordinances, namely Chapter 44-Traffic and Motor Vehicles, Article III- Specific Street Regulations, Division VII-Stopping, Standing, Parking, Section 44-218-Prohibited Parking, the City of Converse Ordinance that Regulates Parking. (First Reading) (Police Chief) (Assistant City Manager)

Mr. Quintanilla reported the issue is 18-wheelers parking on Loop 1604 and Thornton Lane up to Copperway. The City repairs the shoulders from the damage of the 18-wheelers. The asphalt cannot support the weight.

Mr. Beehler, citizen, asked to speak. Mayor Suarez said he had three minutes. Mr. Beehler made a suggestion to amend the ordinance to reflect TXDOT classifications and post signs for no parking of the heavier vehicles. Mr. Ortiz will research the TXDOT classifications and amend the ordinance.

Mayor Suarez and Councilwoman Beehler asked to investigate the intersection of Norris Drive W and Schaeffer Road as well as Scenic Creek for parking violations and bring the results to the next meeting.

Councilman Selko made a motion to approve the amended ordinance with adding the TXDOT classifications and post signs for no parking. Councilwoman Beehler seconded the motion. The motion passed unanimously.

V. Discussion and Appropriate Action on a Request to Amend Section of the City of Converse Code of Ordinances, namely Chapter 44-Traffic and Motor Vehicles, Article III- Specific Street Regulations, Division VII-Stopping, Standing, Parking, Section 44-219-Unlawful Acts; Enforcement; Variance, the City of Converse Ordinance that Regulates Parking. (First Reading) (Police Chief) (Assistant City Manager)

Mr. Quintanilla reported he had received a letter from the President of Miramar HOA and sent the Code Compliance Officer, Mark Alvarado to survey violations while driving his route. Officer Alvarado discovered five violations in one day of various violations that included boats and trailers not attached to vehicles; which were traffic hazards.

Assistant Police Chief Rheiner reiterated that violations are city-wide and just not in the Miramar Subdivision.

Councilman Selko replied that HOAs regulations are too heavy and should not be directing direct homeowners so seriously. Mayor Suarez stated he has never heard of issues with boats and trailers parking illegally that the Police Department could not handle. Suggested more community policing as opposed to changing the law.

Ms. Lindgren, citizen, asked to speak by saying, "Mr. Mayor, Mr. Mayor".

Mayor Suarez responded by saying, "Ma'am, we are holding a meeting".

Ms. Lindgren stated, "I know, but you let Jeff Beehler answer a question".

Mayor Suarez replied, "It is my decision; please refrain from any comments".

Ms. Lindgren stated, "No."

Councilman Pannell replied by saying, "Well, then put her out then Mayor".

Mayor Suarez called for Officer Martinez and said, "Officer Martinez, will you please take care of this situation".

Ms. Lindgren said, "I will leave, but the City of Converse owns those streets; not the HOAs".

Assistant Police Chief Rheiner stated the proposed changes in the Ordinance will help but there is still a loophole.

Mr. Ortiz said we can allow a certain amount of time to load and unload. The only definitive answer is to prohibit for everyone.

Ms. Dowell said only the question is "do we want to allow the parking of recreational vehicles in the City". Mr. Quintanilla and Ms. Dowell asked to have more time to rewrite the ordinance and will look at policies from Sister Cities.

Councilman Pannell made a motion to table the item for further review and research. Mayor Pro Tem Lopez seconded the motion. The motion passed unanimously.

11. CITY COUNCIL AND STAFF REPORTS. In consideration of Texas Attorney General Opinion AG-0668, information provided on subjects not on the agenda shall be limited to statements of specific factual information; or recitation of existing policy. Any deliberation of or decision about a subject not on the agenda shall be limited to a proposal to place the subject on the agenda for a subsequent meeting.

A. Mayor's Report/Items of Interest.

Mayor Suarez asked if everyone has received the timeline letter for the City Council workshops.

B. Councilmember's Reports/Items of Interest.

Mayor Pro Tem asked Mr. Ortiz if he has an update on animals left in vacant homes. Asked for a list of all SUPs for review to verify they are complying with the restrictions. When the grass gets cut on Toepperwein Road by the carwash, rocks get washed down and are left in the street. Asked to have Public Works watch for this and pick up after the mowing.

Councilman Brown reported that all Planning and Zoning Commission members are up for renewal.

C. City Commission Liaison Report.

Councilman Brown reported that P&Z met and approved a final plat on Rolling Creek and MacArthur Park and approved an SUP for a gunsmith shop.

Councilwoman Beehler stated the B&E Commission did meet.

Councilwoman Richel stated P&R met last week and the Movie in the Park is scheduled for this Saturday.

Councilman Pannell reported the B&S Commission will meet next month.

Councilman Pannell and Ms. Dowell reported the CVLGC will meet next on the 26th in Selma.

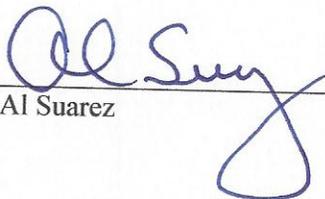
D. City Manager's Report & Discussion of Future Agenda Items/Items of Interest.

1. CENTER-POINT ENERGY – GRIP Increase

12. ADJOURNMENT.

Mayor Suarez adjourned the meeting at 10:10 P.M.

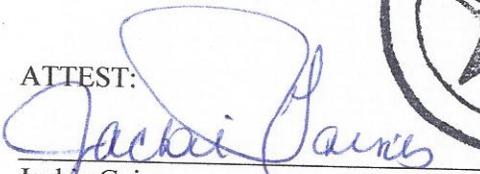
PASSED AND APPROVED this 4th day of September, 2012



Mayor Al Suarez



ATTEST:



Jackie Gaines

City Secretary