

**Mayor**  
Dee Grimm

**Council Members**  
Dwayne Padalecki  
Susann Baker  
Caid Franckowiak  
Deborah McInerney  
John Hafner

**City Secretary**  
Janice Staudt

**CITY OF ST. HEDWIG**  
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**APPROVED MINUTES**  
of the Regular City Council Teleconference Meeting

May 6, 2021

**1. CALL MEETING TO ORDER**

Mayor Dee Grimm called the teleconference meeting to order at 7:32 pm.

**2. ROLL CALL AND ESTABLISH A QUORUM**

Roll call was taken. Members present were Councilman Dwayne Padalecki, Councilwoman Susann Baker, Councilman Caid Franckowiak, Councilwoman Deborah McInerney and Councilman John Hafner. A quorum was established. Janice Staudt presided as City Secretary.

**3. READING AND APPROVAL OF MINUTES**

The first set of minutes to approve were from the April 1, 2021 City Council Public Hearing Teleconference Meeting. Councilman John Hafner moved to approve the minutes as written. Councilwoman Susann Baker seconded the motion. All were in favor. The April 1, 2021 City Council Public Hearing Teleconference Meeting minutes were approved.

The second set of minutes to approve were from the April 1, 2021 City Council Teleconference Meeting. Councilwoman Susann Baker moved to approve the minutes as written. Councilwoman Deborah McInerney seconded the motion. All were in favor. The April 1, 2021 City Council Teleconference Meeting minutes were approved.

**4. READING AND APPROVAL OF FINANCIAL SUMMARY**

The financial summary to approve was for March, 2021. Councilman John Hafner moved to approve the March, 2021 financial summary. Councilwoman Susann Baker seconded the motion. All were in favor. The March, 2021 financial summary was approved.

**6. REPORT FROM CODE COMPLIANCE**

Code Compliance Officer Kim Fornof presented the April report.

Ms. Fornof reported that she's received the largest number of new home requests ever; as many in one month as she would normally receive in one year. But, although the

City's inspection company, Bureau Veritas, was also swamped, all the permits were promptly issued. Ms. Fornof added, that although the City doesn't issue driveway permits, they do require a culvert be installed per Bexar County specifications. Councilman Dwayne Padalecki noted that if a culvert is not installed or installed improperly, that water that would normally flow through the bar ditch along the roads, will back up and flood onto the roadway, causing a safety hazard and deteriorate the sides of the road, so he thanked Ms. Fornof for staying on top of this issue.

For a complete report, see it on our website at [sainthedwightcity.com](http://sainthedwightcity.com) under "Building & Development", "Code Compliance".

## **7. REPORT FROM PLANNING AND ZONING**

Planning and Zoning Commission Chairman Mr. Charles Mais reported that not much has been going on and that the Commission is waiting on having the workshop with City Council to review the zoning ordinance changes.

## **8. CITIZENS TO BE HEARD**

Although no one signed up for Citizens to be Heard, Brad Dugas with Frontier Waste Solutions announced his presence to answer Council questions under a later agenda item.

## **9. OLD BUSINESS**

### **A. Roads – Receive Road Maintenance Report, and Take Action on Related Items**

#### **1. Road Report**

Councilman Caid Franckowiak said due to the recent heavy rains, he has scheduled for potholes to be repaired, and also reported a very large oak tree had fallen on La Vernia road, which has been taken care of. Mayor Dee Grimm said she is assembling protocol for who to call in the event of emergencies.

#### **2. Matching Fund Project – Gable Road - Discuss and take action**

Councilman Dwayne Padalecki reported that due to the recent heavy rains, Gable road was impassable for a couple of days, and the start date for this project was delayed, but should start next week. Mayor Dee Grimm said she will be asking TxDOT for another extension for completing this project. Councilman Padalecki added, that although the project should take a couple of months, the road will still be drivable throughout the project.

#### **3. Silesia Drive – Update on Silesia Drive Deficiency Issues**

Mayor Dee Grimm said there is no update at this time.

#### **4. Status of 2020 Roadway Rehabilitation Project**

Councilman Dwayne Padalecki said they're still working on closing this project out.

#### **5. 2021 Roadway Rehabilitation Project**

Councilman Dwayne Padalecki said this project will include Kusmierz, Kajec, Oz Way, and Saint Hedwig Road (from the baseball fields to the Wilson County Line), totaling approximately 4.6 miles of roadway. Mayor Dee Grimm said she's received the plan and will put it out for approval by the City Council at the next City Council meeting.

#### **B. City Park**

Councilman Dwayne Padalecki reported some erosion at the walkway bridge due to the recent heavy rains. He also added that no trees were lost to the freeze.

#### **C. Workshop for the City Council and the Planning & Zoning Commission to Review Revisions to the Zoning Ordinance**

Mayor Dee Grimm said she appreciates the Planning and Zoning Commission's continuous effort to arrange a mutual meeting date with Council, but she said the mandates on social distancing for public entities are still in effect. She then asked the Council for their opinion. Councilwoman Deborah McInerney and Councilwoman Susann Baker both preferred to wait for the ability to have the meeting in-person. Hearing no other opinions, Mayor Grimm tabled this agenda item until the next meeting.

#### **D. Update on Internet Services for the City**

Councilman John Hafner said he's still gathering data.

#### **E. Update on COVID-19 Coronavirus**

Mayor Dee Grimm said she's still airing on the side of caution and will continue to conduct meetings virtually, until mandated otherwise.

#### **F. Consider Issuance of Special use Permit**

Mr. Diego Campos & wife Hoa requests a Special Use Permit to establish soccer fields at 2415 FM 1518. Property is BCAD Property ID: 328965 and is located in the A-1R (Agricultural/Residential) zoned area of the city of Saint Hedwig.

Councilwoman Susann Baker said she's noticed shipping containers on the property for quite some time, along with other activity on the property, and asked Mr. Campos why it took him so long to request this permit. Mr. Campos said his

realtor told him there were no restrictions on the property and didn't need a permit. Councilwoman Baker then asked Mr. Campos how much of the property is intended to be used for this special use. Mr. Campos said 7 to 8 acres of the 20 total acres. Councilwoman Baker said she is not opposed to the soccer fields, but would be opposed to rezoning. She explained to Mr. Campos the difference between a special use permit and rezoning, noting that a special use permit doesn't change the zoning of the property, but instead allows the owner to use the property for the special use and only as long as the special use exists. Mr. Campos replied yes, confirming he understood. Councilman Dwayne Padalecki asked Mr. Campos how many shipping containers are currently on the property and does he plan to leave them there. Mr. Campos said there are three containers and he plans on keeping them there for use as restrooms and storage. Councilman Padalecki asked Mr. Campos if there would be any lighting for the soccer fields. Mr. Campos said he did not plan on being open after dark. Councilwoman Susann Baker asked Mr. Campos if he plans on selling any concessions. Mr. Campos said planned on selling drinks and maybe ice cream, but not food. Councilman John Hafner asked if there are any regulations for putting a septic tank in a flood zone, since some of the property is in a flood zone. Code Compliance Officer Kim Fornof responded saying she would work with Mr. Campos' engineer for the best location for the septic. Councilman Hafner asked if there would be any bleachers there. Mr. Campos said he already has a couple there, but doesn't plan on any more for they are expensive. Councilman Caid Franckowiak asked if the Leon Soccer League is Mr. Campos' company or is that someone he's working with. Mr. Campos said it was his company. Councilman Franckowiak voiced concerns about possible lighting being installed since there wouldn't be much time after school before it gets dark. Mr. Campos said the practice times are only 30-45 minutes for the younger kids so they should be finished before dark, but added, that he does plan on having lighting in the future. Mayor Dee Grimm informed Mr. Campos that if he wants to add any lighting that's not in compliance with the City's Lighting Ordinance, that he will have to apply for a variance for that. Mr. Campos replied yes, indicating he understood. Councilman Franckowiak also asked if the City has requirements for parking. Code Compliance Officer Kim Fornof replied yes, and she added, a site plan would need to be submitted to the Planning and Zoning Commission for approval. She then confirmed with Mr. Campos that most of the activity there would be on the weekend, opposed to the evenings during the week. Councilman Padalecki asked for clarification on how many shipping containers Mr. Campos plans on having on the property. Mr. Campos said he is requesting three. Councilman John Hafner added that per Mr. Campos' presentation, it appears the three shipping containers would be connected forming one structure. Mr. Campos confirmed that to be correct. Councilwoman Susann Baker asked for the specific number of acres that Mr. Campos is requesting the special use permit for. Mayor Grimm stated she has not seen the special use permit application and asked Ms. Fornof what amount of acreage the permit entails. Ms. Fornof said she thought seven acres would be sufficient and Mr. Campos agreed. Councilwoman Susann Baker then moved to grant the special use permit allowing 7 of the 20 acres, located at 2415 FM 1518, to be used as soccer fields. Councilman John Hafner seconded the motion. Mayor Dee Grimm then asked for a roll-call vote. Councilwoman Susan Baker, Councilwoman Deborah McInerney and Councilman

John Hafner voted yes. Councilman Caid Franckowiak and Councilman Dwayne Padalecki voted no. The special use permit was approved.

## **G. Recycling Program for Frontier Waste Solutions Customers**

Mayor Dee Grimm said there have been citizen inquiries on whether Frontier Waste Solutions (FWS) could provide recycling service. Brad Dugas with Frontier Waste Solutions said they could provide it curbside, on an individual basis, but it would be costly and would add to the wear and tear of the streets. So, he said, the service would have to be "all or none", where if provided, all the customers would see a rate increase whether you use the service or not. Mr. Dugas added that a separate can would be provided for the recycling and it would be collected every other week on the normal collection day, by a separate truck. He said the fee for the recycling would be \$8.50 per customer, per month, under the current contract, but if they renewed the contract for five more years, it could reduce to \$4.75. Another option he said, is to have a centralized 20 ft. drop-off roll-off container for community use, for cardboard, plastic and metal recycling, but the question would be, who will be paying for that. Mr. Dugas said the rent for the roll-off is \$500 per month, plus about \$600 every time it is picked up to be emptied. Councilman Dwayne Padalecki asked how to keep non-citizens from using the centralized drop-off recycling. Mr. Dugas said unless you have someone there to man it, it can't be controlled. Councilwoman Deborah McInerney asked if the citizens needed to vote on whether to have the recycling service or not. Mayor Dee Grimm replied that although the Council has the authority to make the decision on their own, she suggested a public hearing be held to get the citizens' opinions. Councilwoman McInerney said she thought it is worth pursuing and agrees a public hearing should be held. Councilwoman Susann Baker said she would first like to know how many citizens are currently using Frontier Waste Solutions' service, and is opposed to the centralized drop-off option. Mr. Dugas said FWS services approximately 550 homes in Saint Hedwig. Councilman John Hafner suggested conducting a survey to see how many citizens are interested in recycling instead of having a public hearing. Mayor Grimm said the City is not required to have a public hearing on this, and thinks the survey is a good idea. She asked Mr. Dugas if they could send a survey out along with their bills. Mr. Dugas said he would be happy to look into FWS's capability to do that. Councilman Padalecki requested the City be able to review the survey document, if used, before it is mailed out to all FWS's customers, and thinks the cost of the recycling service be included on the survey.

## **H. Update on City Marshal Position**

Mayor Dee Grimm said the City has considered obtaining a City Marshal, warranted by citizens' comments that the City isn't receiving service from the Bexar County Sheriff's Dept. that is commensurate with the growth around Saint Hedwig, and that the City Marshal could assist with law enforcement and compliance within the City. She said she contacted the Director of the Texas Marshal's Association, who provided her information on what it takes to set up a City Marshal's Office (which requires more than just hiring someone to do the job), and he also informed her about the newest Marshal's Office in the City of Santa Clara. Mayor Grimm said

she spoke with the Sheriff of Santa Clara, who has served 30-40 years in law enforcement, and worked with other jurisdictions to set up their Marshal's Office. She asked Council for permission to contract with him for assistance in setting up a Marshal's Office in Saint Hedwig. Councilman Dwayne Padalecki moved to proceed with acquiring a proposal for assistance on how to set up a City Marshal's Office in Saint Hedwig. Councilman John Hafner seconded the motion. All were in favor. Councilman Padalecki stressed the importance of acquiring a City Marshal for Saint Hedwig and thanked Mayor Grimm for her work on this item. Mayor Grimm asked Councilwoman Susann Baker if she could look into getting crime stats reports again for the City. Councilwoman Baker said she believes those reports were provided to the City as a favor, and the person who provided them has retired. Councilman Caid Franckowiak reminded the Mayor that County Commissioner Tommy Calvert said at a previous meeting that they may still be able to provide those reports to the City. Mayor Grimm said she will look into that.

### **I. May 1, 2021 General Election Results (Canvassing of Election)**

Mayor Dee Grimm announced the official election results, as received from Bexar County Elections Dept., and as provided to the City Council, as follows:

City Council Place 1 – Dwayne Padalecki (unopposed)  
City Council Place 3 – Ellen Swetman (45 votes)  
Caid Franckowiak (208 votes)  
City Council Place 5 - John Hafner (unopposed)

Councilman John Hafner moved to accept the results of Saint Hedwig's May 1, 2021 General Election. Councilwoman Susann Baker seconded the motion. The canvassing of the election is complete.

## **10. NEW BUSINESS**

### **A. Ordinance 2105 – Appointing Mayor Pro Tempore for the period of May 5, 2021 through May 5, 2022**

Mayor Dee Grimm thanked Councilman Dwayne Padalecki, who stepped down from his 20+ years of service as Mayor Pro Tem, and announced that Councilman John Hafner has agreed to serve as the new Mayor Pro Tem for 2021-2022. Councilwoman Susann Baker moved to adopt Ordinance 2105, appointing John Hafner as Mayor Pro Tempore for the period of May 5, 2021 through May 5, 2022. Councilwoman Deborah McInerney seconded the motion. All were in favor. Ordinance 2105 was adopted appointing John Hafner as Mayor Pro Tempore.

### **B. Ordinance 2106 – Zoning Change**

Mayor Dee Grimm explained that under the Texas Government Code, the City is required to pass an Ordinance each time a zoning change is made. This Ordinance 2106, she said, is for the zoning change that was approved on February 7, 2019, allowing the 37.80-acre parcel (BCAD property ID: 170225) located at S Abbott Rd

and E Loop 1604, to the change its zoning from A-1R to L-1. She noted that since this zoning change is already approved, no action is required by Council, and this agenda item was just to inform Council of the requirement and new Ordinance.

### **C. City Investment Policy**

Mayor Dee Grimm said the City Auditor informed the City that it must have a City Investment Policy and name an Investment Officer, who provides reports on the City's investments, which are minimal. She said she's been working on a new Investment Policy, in conjunction with the City's Attorney, and will provide more information on this agenda item at the next City Council meeting.

### **D. Funding from the American Rescue Plan Act of 2021**

Mayor Dee Grimm announced that there has been a significant amount of funding, approved by Congress, known as the American Rescue Plan Act of 2021, to assist governments and businesses with financial relief due to the COVID-19 pandemic. She said the City of Saint Hedwig has been allocated \$540,000 for specific uses, which includes broadband infrastructure (internet service), and the funds should be available within a few months.

### **E. Memorandum of Understanding (MOU) with Bexar County for Multiple Services; Animal Control, Fire Marshal and Public Works**

Mayor Dee Grimm voiced her concerns that the residents of Saint Hedwig continue to pay taxes to Bexar County, but see less and less services from them. She said she will be pursuing more conversation with County Commissioner Tommy Calvert and Bexar County about what services the City should be receiving and how to acquire services such as animal control, etc.

## **11. ANNOUNCEMENTS**

Happy Mother's Day, May 9

County Line Band drive-in concert in the park on May 16

American Legion Picnic, May 16, will only be a drive-thru BBQ plate pickup

## **12. DETERMINE DATE FOR NEXT MEETING**

The next City Council meeting will be held June 3, 2021.

## **13. ADJOURNMENT**

Mayor Dee Grimm adjourned the teleconference meeting at 9:13 pm