

Mayor
Dee Grimm

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

City Secretary
Janice Staudt

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APPROVED MINUTES
of the Regular City Council Meeting

February 6, 2020

1. CALL MEETING TO ORDER

Mayor Dee Grimm called the meeting to order at 7:30 pm at the St. Hedwig City Hall.

2. ROLL CALL AND ESTABLISH A QUORUM

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

3. READING AND APPROVAL OF MINUTES

The minutes to approve were from the January 9, 2020 City Council Meeting. Councilwoman Susann Baker moved to approve the minutes as written. Councilwoman Deborah McInerney seconded the motion. Mayor Dee Grimm confirmed that it will. All were in favor of passing the minutes; the minutes were approved.

4. READING AND APPROVAL OF FINANCIAL SUMMARY

The financial summary to approve was for December, 2019. Councilman Dwayne Padalecki moved to approve the December, 2019 financial summary. Councilwoman Susann Baker seconded the motion. All were in favor; the December, 2019 financial summary was approved.

5. REPORT FROM CODE COMPLIANCE

Kim Fornof gave the Code Compliance report. She said it was a busy month and she received a lot of inquiries on the zoning and usage of land that's for sale. Ms. Fornof noted that health inspections is a recurring issue, for Bexar County will not perform them if City is incorporated, and instead, refers them to the State, which could be a troubling process. Mayor Dee Grimm said she's tried contacting Bexar County to assist with animal control also, but to no avail. Councilman Dwayne Padalecki suggested asking County Commissioner

Tommy Calvert to come to a Council meeting to discuss these issues. Councilman Padalecki questioned Ms. Fornof about the usage of a large building recently constructed on Hwy 87, to assure it matches the usage designated on the building permit for tax purposes. For a complete report, see it on our website at sainthedwigncity.org under Code Compliance Reports.

6. REPORT FROM PLANNING AND ZONING

Kim Fornof presented the Planning and Zoning Commission report. Their last meeting was January 21. Ms. Fornof stated the Commission rescheduled a zoning change request Public Hearing for February 18 and also discussed the use of future zoning change signage. Mayor Dee Grimm responded saying that zoning change signage, where a sign is physically placed on the property that is requesting a change in zoning to help inform the public, may currently be used by other cities, however, per legal counsel, the Planning and Zoning Commission cannot erect such signs unless it is in the City's Zoning Ordinance. She said it cannot be added to the Zoning Ordinance until the Planning and Zoning Commission makes a formal recommendation to the City Council to add it to the Zoning Ordinance. Then the item must then be put on a City Council agenda for discussion. Mayor Grimm also said that although a Public Hearing is not required (for it is not a change to the Subdivision Ordinance), legal counsel suggests having a Public Hearing anyway since it affects the public. Councilman Dwayne Padalecki confirmed with Mayor Grimm that the City is currently fulfilling all state obligations on notifying the public of rezoning requests, and would like to know what equivalent cities are doing on this issue before approving zoning change signage.

Ms. Fornof announced that the Planning and Zoning Commission appointed Charles Mais as the new Chairman. Former Chairman Justin Jones however, will still remain on the Commission. New Chairman Charles Mais expressed his thanks for the appointment and complimented Justin Jones on the great job he has done.

7. CITIZENS TO BE HEARD

Linda Doege, 14855 E Lupon Rd, representing the American Legion Auxiliary, announced upcoming events. She said they will be having a fish fry February 21 and reminded everyone of the essay contest deadline of February 28. Ms. Doege proudly announced and thanked the community for the 13 boxes and 2 bags of items collected for the homeless veterans, which will be taken to Austin for distribution. Lastly she announced the San Antonio Pod Spring Chili Cook-off will be held March 21 and 22 at the American Legion Hall.

Wanda Polasek, signed up but decided not to speak.

Helene Davis, 14489 Miller Road, wanted to bring attention to some pot holes at the intersection of Miller and Graytown Road and requested their repair, and also asked for a pile of concrete and rebar dumped along the road be picked up. She also requested the stop sign at Miller Road and Lupon Road be changed, requiring the stoppage at Lupon Road instead of Miller Road.

8. OLD BUSINESS

a. Roads – Receive Road Maintenance Report, and Take Action on Related Items

Councilman Caid Franckowiak gave the Road Report.

- Maintenance installed another weight limit road sign.
- Pot hole repairs will be addressed promptly.
- He asked citizens to be aware of and abide by the posted speed limit signs.

Mayor Dee Grimm confirmed with Councilman Franckowiak that the pole hole repairs will be addressed promptly.

Councilman Dwayne Padalecki voiced concern about numerous trash dumpsters located along City roads and the damage occurring to the edge of the roads as a result of the large garbage trucks driving off the road to empty the dumpsters. He was also concerned about the safety hazard they impose, where someone could veer off the road and hit one, plus the fact that they are an obstruction when trying to shred along the roads. Mayor Grimm confirmed with Councilman Padalecki that the dumpsters he is referring to belong to companies other than MD Systems, with whom the city has a waste management contract with, and the owners of these dumpsters need to be notified to remove them. She also asked everyone to let her know of any companies, other than MD Systems, providing waste disposal service within the city limits.

1. Matching Fund Project – Gable Road - Discuss and take action

Councilman Dwayne Padalecki said the easement documents are in the landowner and the landowner attorney's possession awaiting execution.

2. Silesia Drive - Discuss potential deficiencies in the design/construction of the road - Discuss and Take Action

Mayor Dee Grimm reminded everyone that Councilman Dwayne Padalecki had previously voiced concerns that Silesia Drive may not have been reviewed appropriately by the Engineering firm. Councilman Dwayne Padalecki informed everyone that a second set of tests on Silesia Drive has been initiated.

b. City Park

Councilman Dwayne Padalecki reported he is still waiting on the trees he wants to plant in the park to arrive at the nursery, so it may end up being too late to

plant any this year. Mayor Dee Grimm added that the City was approached by a local Boys Scouts troupe asking permission to put up a few bird houses in the trees of the park, so Councilman Padalecki will be meeting with the Scout Master to make arrangements for them to do so.

c. Update on Monthly Crime Stats

Councilwoman Susann Baker gave the Crime Stats Report. From December 26, 2019 through January 29, 2019 there were a total of 5 crimes: 3 within the city limits (1 burglary and 2 assaults) and 2 outside the city limits (2 thefts). For locations of these crimes and all crime reports, please visit our website at sainthedwigcity.org

d. Resolution 2003 - Rules of Decorum

A Resolution to adopt the set of procedures and rules for decorum for conducting city held meetings

Mayor Dee Grimm reminded everyone that she had previously introduced, and Council had informally adopted, a set of procedures (Rules of Decorum) to assure city meetings by governing bodies are consistent and follow Roberts Rules of Order and other rules under the local government code. She is now requesting these Rules of Decorum, with the revision to Section 7.2 mandating that Council receive all proposed Resolutions and Ordinances 72 hours, when possible, prior to the meeting at which it is introduced, be formally adopted under Resolution 2003. Councilman Caid Franckowiak moved to accept the Resolution excluding the "when possible" clause from the foregoing revision of the Rules of Decorum. Councilman Dwayne Padalecki seconded the motion. Mayor Dee Grimm then opened it up for discussion. She explained to Council that if the "when possible" clause is eliminated, then a Resolution or Ordinance not received in time by Council, cannot be discussed as part of the agenda, and would have to be pushed to the next meeting. Mayor Grimm then called for the Council's vote. Three Council members were in favor of Councilman Franckowiak's motion and one Council member abstained from voting. Resolution 2003 Rules of Decorum was adopted with the revision to Section 7.2 to read as follows:

Section 7.2

Distribution of Ordinances. The city secretary shall prepare copies of all proposed ordinances and resolutions to be available for distribution to all members of the city council 72 hours prior to the meeting at which the ordinance or resolution is introduced, or at such earlier time as is appropriate.

e. Ordinance 2004 - Subdivision Ordinance Amendment (Variance Approval)

An Ordinance amending the City's Subdivision Ordinance to vest City Council with the authority to approve variances to the Subdivision regulations

Mayor Dee Grimm informed Council that there will be no discussion or action on this Ordinance at this time. She stated that because it is a change to the Subdivision Ordinance, a Public Hearing is required. Council set the Public Hearing date to be March 5, 2020 at 7:00 pm.

f. Selected City Engineers

1. Presentation of the top three Engineering firms by the Mayor from the qualified list of firms

Mayor Dee Grimm informed Council that she, along with Councilman Dwayne Padalecki on occasion, met individually with each of the prequalified Engineering firms, to decide which of these firms were the best match for the City. Mayor Grimm clarified that she was not selecting firms and eliminating others, they are all still qualified to work with the City, but there were two firms she felt offered the most value for the City. She said Don McCrary & Associates and 6S Engineering will be the first firms to be assisting the City.

2. Discuss Engineer's role in assisting the Planning and Zoning Commission with revisions of the Subdivision Ordinance

Mayor Grimm said she has reached out to Don McCrary & Associates to assist the Planning and Zoning Commission with revisions to the Subdivision Ordinance as applies to Engineering requirements.

9. NEW BUSINESS

**a. Ordinance 2005 - Subdivision Ordinance Amendment (Acceptance of Subdivision Roads)
An Ordinance amending the City's Subdivision Ordinance to include options for accepting Subdivision roads**

Mayor Dee Grimm informed Council that there will be no action on this Ordinance at this time, for like Ordinance 2004, a Public Hearing is required first. She told Council that there are several options in the Ordinance language that they will need to determine now however. The first option in the Ordinance she said, was (as underlined below):

“**WHEREAS**, City Council determines that it promotes the health safety and welfare of the public to allow/require/require unless otherwise approved by City Council Interior Circulation Streets within a new subdivision to be private streets”

Councilman Dwayne Padalecki moved to use the optional language, "require". Councilman Caid Franckowiak seconded the motion. Mayor Grimm then opened it up for discussion. Councilman Padalecki then said he wanted to assure the Ordinance's language encompasses all streets within a new subdivision, regardless of its classification, to be private streets, so he withdrew his motion until clarification of the Ordinance's language is made. Council set the Public Hearing date to be March 5, 2020 at 7:00 pm.

b. Commencement of Hiring Qualified Engineering Firm(s) for Road Assessment and Repair

Mayor Dee Grimm asked Councilman Dwayne Padalecki to follow up on having an engineering firm assess the city roads for repairs.

10. ANNOUNCEMENTS

Happy Valentine's Day
Beginning of the San Antonio Rodeo

13. DETERMINE AGENDA & DATE FOR NEXT MEETING

Next City Council Meeting will be March 5, 2020.

1. Call Meeting to Order
2. Roll call & Establish a Quorum
3. Reading and Approval of Minutes
4. Reading and Approval of Financial Summary
5. Report from Fire Department
6. Report from Code Compliance
7. Report from Planning & Zoning Commission
8. Citizens to be Heard
9. Old Business
 - a. Roads
 1. Miller Road Bridge
 2. Matching Fund Project on Gable Rd
 - b. City Park
 - c. Update on Monthly Crime Stats
10. New Business
11. Announcements
12. Determine Agenda for next meeting
11. Adjournment

15. ADJOURNMENT

Mayor Dee Grimm adjourned the meeting at 8:52 pm