

**SPECIAL MEETING
CITY OF KARNES CITY
MARCH 10, 2016**

**STATE OF TEXAS)
COUNTY OF KARNES)
CITY OF KARNES CITY)**

On this 10th day of **March 2016**, the City Council of the City of Karnes City, Texas convened in a **Special Meeting** at 6:00 P.M. in the City Hall with the following members answering to “Roll Call”:

Mayor: Leroy T. Skloss
Mayor – Pro-Tem: Jimmy D. Loya, Sr.
Councilmembers: Lillian Lyssy, Raymond Robinson,
Kimberly Wright and Sherry Sommer

Councilmembers absent:

Others present were City Manager (CM) Don Tymrak, City Development Manager/Finance Director Ray Kroll, City Secretary (CS) Veronica Butler, Director of Public Works (DPW) Fernando Rios, Code Compliance Kevin Moehrig, Chief of Police, Helen Hernandez, Christina Rodriguez, Monte Small, Davy Villanueva, Billy Peche, Gregg Eckhard, Mike Ochoa, Ky Hickman, Adam Trujillo, Ramona Aumada, Will Johnson, and Beverly Tymrak

CONSIDER AND ACT UPON:

(4) City Life-Saving Award (Officer Jerry “Ky” Hickman) – Chief Salas stated on December 8, 2015 Officer Hickman responded to a call whereas his quick response and resourcefulness prevented a young citizen from having his life abruptly end. Mayor Skloss presented Officer Jerry “Ky” Hickman with the lifesaving award.

(5) SAWS request for City support of Bed & Banks Initiative – Billy Peche & Gregg Eckhard presented the Council the application supported by Bed and Banks initiative. CM Tymrak stated his concerns on TCEQ declaration of ownership of discharge water and an unresolved issue over endangered species. After further discussion a motion was made by Councilmember Loya to adopt the resolution supporting the bed and banks. The motion died from lack of second.

(6) Karnes Community Health Center request to purchase Main Plaza park land – Monte Small with Karnes Community Health Center stated USDA has denied the funds to KCHC due to the terms of the lease with City of Karnes City. CM Tymrak suggested the City could sell the property to KCHC. After further discussion a motion was made by Councilmember Loya and seconded by Councilmember Wright to authorize CM Tymrak to make negotiations to make it possible for KCHC to be able to purchase the land and to negotiate a fair market value. The vote was 3-0 in favor and the motion was declared unanimously passed, with Councilmember Sommer and Lyssy abstaining.

(7) Private Citizen request to purchase land (Block 153 Lot 7) - CM Tymrak stated he was approached by James Alvarado in early July 2015 about purchasing the lot located on Runge St. just off of Panna Maria. Mr. Alvarado has been keeping it mowed as it was situated between the lot his home is situated on and the corner lot owned by his uncle. In

early February 2016 he again inquired about purchasing the lot from the City, he is primarily interested in the surface rights, as he understood the mineral reservation by the City that would be in effect. CM Tymrak stated that the selling the property at this time will be delayed decision until resolution of tax reservation consequence created by Attorney General Opinion No GA-1072 dated July 30, 2014. No Action Taken.

(8) Cub Scout request to hold Walk-a-Thon/Carnival in Park “A” on 4/2/16 – CM Tymrak stated he just wanted to bring it to the Council attention about the Walk-a-Thon/ Carnival in Park “A”. No Action Taken.

(9) Appreciation/Recognition of John Wayne Schulz (American Idol effort) – CM Tymrak stated all Councilmembers received the email from Joe Baker on 1/21/16 from a friend of his suggesting a banner over Main St. Councilmember Loya stated we can consider using the amphitheater once it’s open to be able to recognize our Artist in the community. No Action Taken.

(10) Ordinance 2016-004 Declaration of Unopposed Candidates and Election Cancellation - CS Butler stated the deadlines for filing applications for a place on the ballot and declaration of write-in candidacy for the City’s General Election have expired with no contested races and no proposition to appear on the ballot. After further discussion a motion was made by Councilmember Lyssy and seconded by Councilmember Robinson to adopt Ordinance 2016-004 Declaration of Unopposed Candidate and Election Cancellation. The vote was 5-0 in favor and the motion was declared unanimously passed.

(11) Distribution plan for mineral interest royalty held in Trust – FD Kroll stated in the last 2 years when we get the City Audit there’s always a mention made about the money we are holding in the Trust Fund. FD Kroll stated we received from our Tax Attorney the Pro-rata % to divide up the amounts. FD Kroll presented the annual distribution of funds policy in which the City will do April 1st of every year starting in 2016. A motion was made by Councilmember Loya and seconded by Councilmember Sommer to adopt policy of annual distribution of funds on April 1 of each fiscal year in pro-rata % (as provided by Tax Attorney) following withholding of ½ of 1% as an administrative fee. The vote was 5-0 in favor and the motion was declared unanimously passed.

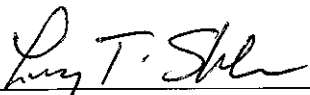
(12) Marathon Oil disputed royalties held in suspense – CM Tymrak stated he sent a request to Marathon requesting information on status of holding royalty funds in suspense. No Action Taken.

(13) USDA Non-Discrimination Statement – CS Butler updated the Council on the notification received via email on 2/24/26 from USDA requiring the Non-Discrimination statement, must be used on all correspondence both printed and non-printed. No Action Taken.

(14) FLSA Non-exempt status changes – CM Tymrak presented the upcoming rules going into effect September 2016, preliminary review identifies four (4) positions to be affected. Staff will need to evaluate existing positions and quantify overtime requirements for FY 2017 budget purposes. No Action Taken.

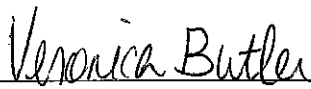
(15) Railroad R-O-W encroachment – CM Tymrak stated he received an email from Engineer Bob Thonhoff that outlined encroachment by Karnes County into Union Pacific Railroad’s Right-of- Way. No Action Taken.

(16) Adjournment: There being no further discussion, a motion was made by Councilmember Robinson and seconded by Councilmember Lyssy to adjourn the meeting. The vote was 5-0 in favor and the motion was declared unanimously passed.



Leroy T. Skloss
Mayor

ATTEST:



Veronica Butler
City Secretary