

**REGULAR MONTHLY MEETING
CITY OF KARNES CITY
OCTOBER 22, 2019**

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

On this **22nd** day of **October 2019**, the City Council of the City of Karnes City, Texas convened in a **Regular Monthly 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, Robert Ebrom Jr.,
And Aaron Rosales

Councilmember absent: Larry Franke
Others present: Interim City Manager (CM) Ken Roberts, City Secretary (CS) Veronica Butler, Director of Public Works (DPW) Fernando Rios, Police Chief Roel E. Salas, Haylee Jurgajtis, Mely Martinez, Jessie Garcia, Sally Pacheco and Trey Sims.

**C. U.S. Pledge of Allegiance and Texas Pledge of Allegiance
Moment of Silence/Prayer**

D. Public Comments – No Comments.

E. Consent Agenda:

(1) Minutes

- a. Discuss and consider approving the minutes from;
August 27, 2019
September 10, 2019
September 17, 2019

(2) Discuss and consider monthly reports from City Departments. Mayor Skloss wanted to comment on the minutes from September 27, 2019, item 6; approving the tax rate of \$0.495864 which is effectively a 4.1964% increase from last year's budget. The tax rate itself actually went down from last year but the overall revenues increased. After discussion, a motion was made by Councilmember Lyssy and seconded by Councilmember Rosales to approve the Consent Agenda. The vote was 4-0 in favor and the motion was declared unanimously passed.

F. UNFINISHED BUSINESS (CONSIDER AND ACT UPON):

(3) Park Improvements- Discuss and consider report on status of municipal park projects – Mayor informed the Council there is nothing new going on at this time. No action taken.

G. NEW BUSINESS (CONSIDER AND ACT UPON):

(4) Discuss and consider bids received in response to Request for Bids for Cooling Tower project and take action on selection of winning bid and award of contract for construction of Cooling Tower project – Trey Sims presented the Council the four (4) cooling tower bids with the recommendation of Shannon Monk. After further discussion, a motion was made by Councilmember Ebrom and seconded by Councilmember Rosales to award the bid to Shannon-Monk, Inc in the amount of \$792,100.00 without the alternate. The vote was 4-0 in favor and the motion was declared unanimously passed.

(5) Discuss and take possible action on proposed settlement agreement with Daniel Kotzur for property damages related to the water main break at 801 Siesta Dr., Karnes City, Texas – Mayor Skloss informed the Council that at the last regular meeting the Council approved to pay the settlement but the amount approved was only for \$1084.66 instead of the total amount of \$2109.66. After further discussion, a motion was made by Councilmember Ebrom and seconded by Councilmember Loya to pay Daniel Kotzur the amount of \$1025 in lieu of the release of all the damaged property. The vote was 4-0 in favor and the motion was declared unanimously passed.

(6) Discuss and take possible action on application submitted by Jesse Garcia to replat Block 158, Lots 6 and 7, City of Karnes City, Texas – Jessie Garcia informed the Council he is in the process of moving in a double wide for his daughter and his home and carport sit on lot 6&7, he is requesting a replot of lots 6&7. After further discussion, a motion was made by Councilmember Ebrom and seconded by Councilmember Lyssy to vacate and replot Block 158, lots 6&7. The vote was 4-0 in favor and the motion was declared unanimously passed.

(7) Discuss and take possible action on the Marathon Stipulation of Interest and Cross-Conveyance agreement with Jose Bazan for mineral interests related to property described as Lot 13, Block 10, City of Karnes City, Texas – City Attorney Jessie Lopez informed the Council that this is one of the stipulations of interest that we hired our land man to inquire about. After further discussion, a motion was made by Councilmember Loya and seconded by Councilmember Rosales to approve the Marathon Stipulation of Interest and Cross-Conveyance agreement with Jose Bazan for mineral interests related to property described as Lot 13, Block 10, City of Karnes City, Texas. The vote was 4-0 in favor and the motion was declared unanimously passed.

(8) Discuss and take Possible action on Ordinance No. 2019-003 Establishing Rules for Public Comment on Agenda Items at Open Meetings; Repealing All Ordinances or Parts of Ordinances in Conflict Therewith; Providing a Severability Clause; and Providing for an Effective Date – City Attorney Jessie Lopez informed the Council that the ordinance has all of the house bill requirements. After further discussion, a motion was made by Councilmember Ebrom and seconded by Councilmember Lyssy to approve Ordinance No. 2019-003 Establishing Rules for Public Comment on Agenda Items at Open Meetings; Repealing All Ordinances or Parts of Ordinances in Conflict Therewith; Providing a Severability Clause; and Providing for an Effective Date. The vote was 4-0 in favor and the motion was declared unanimously passed.

(9) Discuss and take possible action on the Ordinance No. 2019-004 Amending the Boundaries of City Council District No. 5 to Incorporate a 56.345 Acre Tract, a 23.31 Acre Tract, and a 15.845 Acre Tract Annexed By The City Under Ordinance No. 2011-80; Finding that the Addition of the Additional Tracts Into City Council District No. 5 Will Not Result in a Population Variance in Excess of 10% with any Other Council District; Providing 30-Day Notice to the County Registrar; Repealing All Ordinances; Providing a Savings Clause; Providing a Severability Clause; Providing for an Effective Date – Mayor Skloss informed the Council that this is not a new annexation, this was done in 2011. After further discussion, a motion was made by Councilmember Loya and seconded by Councilmember Lyssy to approve Ordinance No. 2019-004 Amending the Boundaries of City Council District No. 5 to Incorporate a 56.345 Acre Tract, a 23.31 Acre Tract, and a 15.845 Acre Tract Annexed By The City Under Ordinance No. 2011-80; Finding that the Addition of the Additional Tracts Into City Council District No. 5 Will Not Result in a Population Variance in Excess of 10% with any Other Council District; Providing 30-Day Notice to the County Registrar; Repealing All Ordinances; Providing a Savings Clause; Providing a Severability Clause; Providing for an Effective Date. The vote was 4-0 in favor and the motion was declared unanimously passed.

(10) Discuss and take possible action on Ordinance No. 2019-005 Amending Ordinance No. 95-8 to Adjust the Terms for Council and Mayor from 2 to 3 Year Terms and to Establish Staggered Elections for the City Council and Mayor Positions; Repealing All Conflicting Ordinances; Providing a Savings Clause; Providing a Severability Clause; and Setting an Effective Date – Mayor Skloss informed the Council that this is been an long discussion in the past, our City is the only City in the area that does not have staggered elections. City Attorney Jessie Lopez informed the council that in the 2020 election the Mayor and all Councilmembers will have to run but the Mayor and districts 2&4 will be elected for a 3 year term and district 1, 3&5 will be elected for 2 years. After further discussion, a motion was made by Councilmember Ebrom and seconded by Councilmember Loya to approve Ordinance No. 2019-005 Amending Ordinance No. 95-8 to Adjust the Terms for Council and Mayor from 2 to 3 Year Terms and to Establish Staggered Elections for the City Council and Mayor Positions; Repealing All Conflicting Ordinances; Providing a Savings Clause; Providing a Severability Clause; and Setting an Effective Date. The vote was 4-0 in favor and the motion was declared unanimously passed.

(11) Discuss and take possible action on Ordinance No. 2019-006 Establishing Procedures for the Classification, Disposition and Sale of City-Owned Scrap and Surplus Personal Property; Authorizing Proceeds of Sale; Repealing All Ordinances in Conflict; Providing for Severability; and Setting an Effective Date – City Attorney Jessie presented the Ordinance, he also stated the ordinance would not prevent the City from using the “sealed bid” method. Councilmember Ebrom suggested revising the ordinance to give the City the authority to do sealed bids instead of auction only to be able to give employees the chance to bid on items also. No action taken.

(12) Discuss and take possible action on the Resolution No. 2019-004 Designating a Nominee for the Karnes County Appraisal District Board of Directors for 2020-2021; Declaring a Public Purpose; Incorporating Recitals; Providing a Repealer; Providing for Severability and Declaring An Effective Date – Mayor Skloss presented the Council with the resolution. After discussion, a motion was made by Councilmember Ebrom and seconded by Councilmember Rosales to approve Resolution No. 2019-004 Designating a Nominee for the Karnes County Appraisal District Board of Directors for 2020-2021; Declaring a Public Purpose; Incorporating Recitals; Providing a Repealer; Providing for Severability and Declaring An Effective Date. The vote was 3-1 in favor and the motion was declared passed, Councilmember Loya voted against the motion.

(13) Executive Session – The council may enter into closed or executive session to discuss the following: Personnel under Tex. Government Code Section 551.074

I. Consider and discuss applicants for City Manager position

The Mayor and Council convened into executive session at 6:47 pm.

(14) Return to Open Session - Discuss and take possible action resulting from Executive Session –After discussion in executive session, the Mayor and Council reconvened into open session at 7:50 pm in which, no action was taken. After further discussion motion was made by Councilmember Ebrom and seconded by Councilmember Rosales authorizing the Mayor and Councilmembers Loya and Lyssy to negotiate an employment agreement with Interim City Manager Ken Roberts for the City Manager's position. The vote was 4-0 in favor and the motion was declared unanimously passed.

H. Officer Comments

a. City Manager Comments – None.

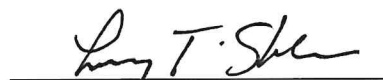
b. Mayor and Council Comments – Councilmember Loya informed the Council of the TML conference he attended.

I. Adjournment: There being no further discussion, a motion was made by Councilmember Loya and seconded by Councilmember Lyssy to adjourn the meeting. The vote was 4-0 in favor and the motion was declared unanimously passed.

ATTEST:



Veronica Butler
City Secretary


Leroy T. Skloss
Mayor

