

**AGENDA
CITY OF WINDCREST, TEXAS
REGULAR CITY COUNCIL MEETING
JANAURY 25, 2010
7:00 p.m.**

NOTICE IS HEREBY GIVEN THAT A REGULAR CITY COUNCIL MEETING OF THE CITY OF WINDCREST WILL BE HELD AT WINDCREST CITY HALL, 8601 MIDCROWN, WINDCREST, TEXAS ON THE 25th DAY OF JANUARY, 2010 AT 7:00 P.M. DURING THE MEETING THE FOLLOWING SUBJECTS WILL BE CONSIDERED AND THE COUNCIL MAY TAKE ACTION ON ANY OF THE LISTED SUBJECTS.

THE CITY COUNCIL RESERVES THE OPTION TO RECESS THE MEETING DURING THE EVENING OF JANUARY 25, 2010 AND TO RECONVENE THE MEETING ON THE FOLLOWING DAY, JANUARY 26, 2010 AT 9:00 A.M. AT THE WINDCREST CITY HALL, 8601 MIDCROWN, WINDCREST, TEXAS.

IT IS ANTICIPATED THAT MEMBERS OF OTHER CITY BOARDS, COMMISSIONS AND COMMITTEES MAY ATTEND THE MEETING IN NUMBERS THAT MAY CONSTITUTE A QUORUM OF SUCH OTHER CITY BOARDS, COMMISSIONS AND COMMITTEES, SO THAT NOTICE IS HEREBY GIVEN THAT THE MEETING IS ALSO A MEETING OF THE OTHER CITY BOARDS, COMMISSIONS AND COMMITTEES WHOSE MEMBERS ARE IN ATTENDANCE. THE MEMBERS OF THE OTHER CITY BOARDS, COMMISSIONS AND COMMITTEES MAY PARTICIPATE IN DISCUSSIONS WHICH OCCUR AT THE MEETING, BUT NO ACTION WILL BE TAKEN BY THE OTHER BOARDS, COMMISSIONS AND COMMITTEES WHOSE MEMBERS ARE IN ATTENDANCE.

Ordinance No. 593 (8/17/09)

At regular City Council, City Commission or City Board meetings, the agenda will include a "citizens to be heard" item. Citizens wishing to speak during this item shall be required to sign in on the sign up roster prior to the meeting. During "citizens to be heard" comments, each individual may speak on an agenda item or any other matter affecting the city. In addition to the "citizens to be heard" portion of meetings, a person may make comments on agenda items as the agenda item is called by the Presiding Officer. A member of the public will have a total of six (6) minutes to be heard, which includes speaking and response time, during a City Council, City Commission or City Board meeting. The six (6) minute time limits authorized herein may not be transferred to another speaker in whole or in part. The presiding Officer or his designee will assign a time keeper to each meeting. The Time Keeper will maintain strict compliance of the six (6) minute rule, stopping speakers who exceed the allotted time. As authorized by Section 551.042 of the Texas Government Code, the Presiding Officer may direct a city official to make (1) a statement of specific factual information in response to an inquiry made by a member of the public or of the City Council, or (2) a recitation of existing policy in response to an inquiry made by a member of the public or the City Council. Any deliberation of or decision about the subject of the inquiry shall be limited to a proposal to place the subject on the agenda for a subsequent meeting.

Meeting Chair: please remind each participant in your meeting that they must speak into a microphone; the recording is the Official Minutes of your meeting and all who speak must be recorded. All guest speakers and citizens to be heard must speak from podium. Please interrupt speakers during meeting if you recognize that they are not speaking into microphone and have them do so.

I. Call to Order, Pledge of Allegiance and Invocation.

II. Presentations

1. Assistant City Manager Lori Harris will announce the recipient of the Brilliant Employee award.

2. City employee Kelly Rodriguez will provide a brief update to City Council on past and future projects for the W.E.S.T. (Windcrest Employee Support Team) group.
3. Assistant City Manager Lori Harris will introduce Scott and Keith McKay, new owners of the Windcrest Tennis Center and prospective managers for the Windcrest Municipal Pool.

III. Citizens To Be Heard

Please limit time to six (6) minutes.

IV. Action Items

1. City Manager Ronnie Cain will present a petition received from the residents of the 200 block of Fenwick in relationship to parking issues. (Att. 1)
2. City Council will review, discuss and take action on the second and final reading of Resolution No. 318, a resolution approving and ratifying the Windcrest Economic Development Type 4B Corporation's Resolution approving and authorizing Project Phoenix as a revitalization project involving Windsor Park Centre in partnership with the City of Windcrest, Texas and Whitestone REIT as the property owner and resolving other matters in connection therewith. (Att. 2)
3. City Council will review, discuss and take action on Ordinance No. 607, an ordinance to order a general election on May 8, 2010 for the purpose of electing council members to City Council places one, two and three for the City of Windcrest; making provisions for the conduct of such election and resolving other matters related to the conduct of such election. *The City Council will consider a motion to adopt Ordinance No. 607 at its first reading as authorized in Section 3.13 of the City Charter because one reading of the ordinance is sufficient for adequate consideration of the ordinance.* (Att. 3)
4. City Council will hear and take action on a request from Windcrest Golf Club to alter the interior of the clubhouse located at 8600 Midcrown in accordance with the requirements of Ordinance No. 58P. (Att. 4)
5. City Council will review, discuss and take action on a resident's request to consider opening the city's brush site located on Jim Seal Drive for one week to allow residents to drop off brush at the site.
6. City Council will review, discuss and take action on the Treasurer's Report for the month of November along with budget adjustments for the month of December. (Att. 5)

VI. New Business

Per Ordinance No. 593, Section 8: At each regular meeting, an agenda item will be included authorizing requests by members of the City Council, City Commission or City Board for subjects to be considered at future meetings. In order for a requested item to be included in a future agenda, two (2) members must request the inclusion of such item or else the agenda item will not be included on the agenda of a future meeting unless included by direction of the Mayor or City Manager.

VII. Executive Session

The City Council will convene into a closed meeting under the authority of Section 551.087 Deliberation regarding economic development negotiations and under Section 551.071 Consultation with the city's attorney regarding anticipated litigation, including but not limited to Bexar County District Court Cause #2010-W-0029 filed in the 226th Judicial District Court; ongoing settlement offers/discussions and on matters in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter of the Texas Government Code.

VIII. Adjournment

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the City Council of the City of Windcrest is a true and correct copy of said Notice and was posted on the bulletin board at City Hall of said City in a convenient place to the public and said Notice was posted more than seventy-two hours prior to January 25, 2010.

By: Tracy Freimarck City Secretary

In compliance with the Americans With Disabilities Act, the City of Windcrest Council Chambers are wheelchair accessible, and accessible parking spaces are available. The City of Windcrest will provide for reasonable accommodations for persons attending City Council meetings. To better serve you, requests should be received 48 hours prior to the meetings. Please contact Tracy Freimarck, City Secretary, at 210-655-0022 ext. 2150 or Fax 210-655-8776.

I certify that the attached notice and agenda of items to be considered by the City Council was removed by me from the City Hall bulletin board on the ____ of January, 2010.

Title: _____

This Agenda has been reviewed and approved by City Council's legal counsel and the presence of any subject in any Executive Session portion of the agenda constitutes a written interpretation of Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Local Government Code §551.144(c) and the meeting is conducted by all participants in reliance on this opinion.