

City of Windcrest



AGENDA CITY COUNCIL MEETING - AMENDED AGENDA 6:00 PM JULY 7, 2025

CITY COUNCIL CHAMBERS - 8601 MIDCROWN

CCM @ 6 PM

NOTICE IS HEREBY GIVEN THAT THE CITY OF WINDCREST CITY COUNCIL WILL HOLD A REGULAR CITY COUNCIL MEETING AT WINDCREST CITY HALL LOCATED AT 8601 MIDCROWN, WINDCREST, TEXAS ON MONDAY, JULY 7, 2025, STARTING AT 6:00 PM.

THE CITY COUNCIL RESERVES THE OPTION TO RECESS THE MEETING DURING THE EVENING OF MONDAY, JULY 7, 2025, AND TO RECONVENE THE MEETING ON THE FOLLOWING BUSINESS DAY, TUESDAY, JULY 8, 2025, AT 9:00 A.M. AT THE WINDCREST CITY HALL, 8601 MIDCROWN, WINDCREST, TEXAS.

NOTICE OF ASSISTANCE AT THE PUBLIC MEETING

The City of Windcrest Council Chambers are wheelchair accessible, and accessible parking spaces are available. In compliance with Americans with Disabilities Act, the City of Windcrest will provide reasonable accommodations for persons attending the meeting. To better serve you, requests should be received 48 hours prior to the meeting. Please contact the City Secretary's Office, at 210-655-0022 ext. 2150 or Fax 210-655-8776, or 711 Texas Relay.

I. CALL TO ORDER

II. ROLL CALL

III. PLEDGE OF ALLEGIANCE AND INVOCATION

IV. CITIZENS TO BE HEARD/CITIZEN PARTICIPATION

- Citizens may address the City Council on topics not on the agenda for no more than three (3) minutes.
- Citizens shall also have the opportunity to address the City Council during consideration of posted agenda items for no more than six (6) minutes.
- A City Official may make a statement of specific factual information in response to an inquiry made by a member of the public, or a recitation of existing policy in response to an inquiry made by a member of the public.

THE FOLLOWING ITEMS MAY BE CONSIDERED AT ANY TIME DURING THE REGULAR COUNCIL MEETING:

V. PRESENTATION

- a) Presentation from Texas Mutual for a dividend refund to the City of Windcrest.

VI. CONSENT AGENDA

- a) City Council will review, discuss, and may act on an ordinance amending Chapter 113 of the City of Windcrest Code of Ordinances Division 9 non-conforming and deleted uses in the City of Windcrest. **2nd Reading** [Natalia Witmer, Interim City Manager/Municipal Finance Officer]
- b) City Council will review, discuss, and may act on a resolution ratifying the appointment of David Ellis as Chief of Police for the City of Windcrest Police Department. [Natalia Witmer, Interim City Manager/Municipal Finance Officer]
- c) City Council will review, discuss, and may act on a resolution approving a professional services agreement with MRB Group, Engineering, Architecture, Surveying, D.P.C. for comprehensive master plan consulting services. [Natalia Witmer, Interim City Manager/Municipal Finance Officer]
- d) City Council will review, discuss, and may take action on a resolution memorializing the appointment of a chair and vice-chair to the Parks and Recreation Commission. [Natalia Witmer, Interim City Manager/Municipal Finance Officer]

VII. ORDINANCE

- a) City Council will review, discuss and may take action on an ordinance amending the Windcrest Code of Ordinances to include regulations of Network Nodes and use of the City's right of way. **1st Reading** [Natalia Witmer, Interim City Manager/Municipal Finance Officer]
- b) City Council will review, discuss, and may act on an ordinance creating a standing Scoring and Evaluation Committee. **1st Reading** [Natalia Witmer, Interim City Manager/Municipal Finance Officer]

VIII. DISCUSSION AND ACTION

- a) City Council will review, discuss, and may act on next steps for RFQ 2024-2025-005 Audit Services submissions. [Natalia Witmer, Interim City Manager/Municipal Finance Officer]
- b) City Council will review, discuss, and may take action on next steps for RFQ 2024-2025-006 - City Attorney submissions. [Natalia Witmer, Interim City Manager/Municipal Finance Officer]
- c) City Council will review, discuss, and may act on an agreement with Palladium USA to satisfy the rough proportionality requirements of development along Crestway Drive and potential solutions for connected sidewalks. [Natalia Witmer, Interim City Manager/Municipal Finance Officer]
- d) City Council will review, discuss, and may act on a licensing agreement with Kenjoh Outdoor, LLC. [Dan Reese, Mayor]

- e) City Council will review, discuss, and may act on amending Chapter 2, Article 4 - Parliamentary Procedures for Public Meetings, of the Windcrest Code of Ordinances. [Cindy Strzelecki, Council Member Place 2/Mayor Pro Tem]

IX. EXECUTIVE SESSION

The City Council of the City of Windcrest reserves the right to adjourn into executive session at any time during course of the meeting to discuss any matter listed below:

- a) Pursuant to Govt. Code §551.074 (personnel matters) for deliberation and discussion regarding personnel matters to deliberate the duties, responsibilities, evaluation, employment status and request from City Manager.
- b) Pursuant to Govt. Code §551.071 (consultation with attorney) deliberation regarding existing litigation against the City of Windcrest including but not limited to *Chad Mowell v. City of Windcrest Board of Adjustment and City of Windcrest*, *Jimmie Cole v. City of Windcrest*, *City of Windcrest v. Ken Paxton, Attorney General of Texas and Requestor, as Intervenor and Counsel for Frank Archuleta*, *COSA v. Windcrest*, *Frank Archuleta v. Dan Reese, et al*, *Patricia L. Brown v. Karen Nelson*, as well as litigation filed by the City of Windcrest.
- c) Pursuant to Code §551.072 (real property) and §551.073 (dedications) and §552.071 (consultation with attorney) regarding an agreement with Palladium USA to satisfy the rough proportionality requirements of development along Crestway Drive and resolving anticipated litigation related to a connected sidewalk.
- d) Pursuant to Govt. Code §551.071 (consultation with attorney) deliberation regarding ongoing civil abatements.

X. CITY MANAGER'S REPORT

Any oral report provided by the city manager will be informational only and not for council action. The city manager may provide updates on community and upcoming city events, the status of the operation of individual departments, any unusual activity from any specific department which has occurred since the posting of the agenda, or to provide potential topics of discussion which may appear on a future agenda.

XI. GENERAL ANNOUNCEMENTS & FUTURE AGENDA ITEMS REQUESTED

Per Ordinance No. 618, repealing Ordinance No. 593; Section 9: Every agenda shall include an item entry granting a member the opportunity to propose an item for consideration of future agendas for Regular or Special Meetings. Any member may request the inclusion of such items at any meeting.

XII. ADJOURNMENT

DECORUM REQUIRED: Any disruptive behavior, including shouting or derogatory statements or comments may be ruled out of order by the Presiding Officer. Continuation of this type of behavior could result in a request by the Presiding Officer that the individual leave the meeting, and if refused, an order of removal.

ACTION BY COUNCIL AUTHORIZED: The City Council may vote and/or act upon any item within this Agenda. The Council reserves the right to retire into executive session concerning any of the items listed on this Agenda, pursuant to and in accordance with Texas Government Code § 551.072 (Deliberations

about Real Property); § 551.073 (Deliberations about Gifts & Donations); § 551.076 (Deliberations about Security Devices); §551.087 (Economic Development); §551.074 (Personnel Matters) and, § 551.071 to seek the advice of its attorney about pending or contemplated litigation, settlement offer or on a matter 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 conflict with the Open Meetings Act and may invoke this right where the City Attorney, the Mayor or a majority of the Governing Body deems an executive session is necessary to allow privileged consultation between the City Attorney and the governing body, if considered necessary and legally justified under the Open Meetings Act. The attorney may appear in person or appear in executive session by conference call in accordance with applicable state law.

EXECUTIVE SESSIONS APPROVED BY CITY ATTORNEY: This agenda has been reviewed and approved by the City'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 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 Government Code Chapter 551.144(c) and the meeting is conducted by all participants in reliance on this opinion.

ATTENDANCE BY OTHER ELECTED OR APPOINTED OFFICIALS: 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.

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 (72) hours prior to the meeting on July 7, 2025.

BY:

A handwritten signature in black ink, reading "Rachel C. Dominguez". The signature is fluid and cursive, with the first letters of each word being capitalized and prominent.

Rachel C. Dominguez, City Secretary