AGENDA
CITY OF WINDCREST, TEXAS
REGULAR CITY COUNCIL MEETING
NOVEMBER 16, 2009
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 16th DAY OF NOVEMBER, 2009 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 NOVEMBER 16, 2009 AND TO RECONVENE THE MEETING ON THE FOLLOWING DAY, NOVEMBER 17, 2009 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. Citizens To Be Heard

Please limit time to six (6) minutes.

III. Presentations

1. City Council will receive a presentation from Windcrest resident, Sandra Allen, on the upcoming Windcrest Family and Youth event. (Att. 1)

2. City Council will receive an update from SA Partnership and Brown and Ortiz, P.C. on the ongoing process to revise the City's current master plan and revisions to City Code Chapter 4 - Billboards and Signs, Chapter 13 – Intoxicating Beverage/Controlled Substances, Chapter 19 – Subdivisions and Plats, and Chapter 23 – Zoning, Planning & Zoning Commission and Board of Adjustment.

3. The Windcrest 50th Anniversary Committee will be recognized for their efforts in the successful Cemetery Walk event held at the Beuche Cemetery on November 7, 2009.

IV. Canvass

City Council will conduct the Local Canvass of the November 3, 2009 Windcrest Special Election as required by Section 67.003 of the Texas Election Code. (Att. 2)

V. Action Items

1. City Council will review, discuss and take action on Resolution No. 315, a resolution canvassing the returns and declaring the results of an election to reauthorize a sales and use tax under the provisions of the Texas Tax Code to continue providing revenue to maintain and repair municipal streets; and other matters in connection therewith. (Att. 3)

2. City Council will review, discuss and take action on Resolution No. 314, a resolution of the City of Windcrest, Texas providing for the anticipated eligibility for a grant provided by the American Recovery and reinvestment act as passed by the United States Congress. (Att. 4)

3. City Council will review, discuss and take action on Ordinance No. 591a, an ordinance manifesting an exclusive contract with Acadian Ambulance Service as the sole provider for emergency and non-emergency medical services for the city of Windcrest; and providing an effective date. *The City Council will consider a motion to adopt Ordinance No. 591a 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. 5)

4. City Council will review, discuss and take action to reschedule regular City Council meetings on January 18, 2010 and February 15, 2010 to January 25, 2010 and February 22, 2010 due to federal holidays.

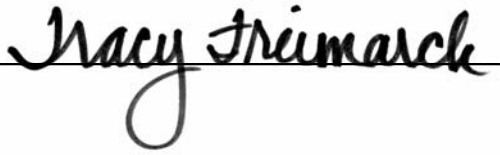
5. City Council will review, discuss and take action on Resolution No. 316, a resolution casting entitled votes for candidates in the Bexar Appraisal District Board of Directors Election. (Att. 6)

6. City Council will review, discuss and take action to approve the City's annual Investment Report. (Att. 7)

7. City Council will review, discuss and take action on the Treasurer's Report for the month of September (Att. 8) along with Budget Adjustments for the month of October. (Att. 9)

V. 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 November 16, 2009.

By:  **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 November, 2009.

_____

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.