

City of Windcrest



AGENDA **CITY COUNCIL MEETING @ 6PM** **November 7, 2022**

CITY COUNCIL CHAMBERS @ 8601 MIDCROWN

CCM @ 6 P.M.

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 THE 7th DAY OF NOVEMBER 2022, STARTING AT 6:00 P.M.

THE CITY COUNCIL RESERVES THE OPTION TO RECESS THE MEETING DURING THE EVENING OF NOVEMBER 7, 2022, AND TO RECONVENE THE MEETING ON THE FOLLOWING DAY, NOVEMBER 8, 2022 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. PROCLAMATIONS

- a) Proclamation designating November 7th through November 11th as Municipal Court Week. [Dan Reese, Mayor]

VI. MAYOR'S REPORT

- a) Statement on Mutual Economic Incentive Agreement and Rackspace.

VII. CONSENT AGENDA

- a) City will review, discuss and may act on Resolution 2022-558(R), a resolution ratifying an agreement between the City of Windcrest and Lone Star Ambulance Service 1, LLC d/b/a/ Allegiance Mobile Health for ambulance and emergency services. [Rafael Castillo, Jr., City Manager]

VIII. ORDINANCE

- a) City Council will review, discuss, and may act on Ordinance 2022-022(O), an ordinance setting the legislative calendar for Fiscal Year 2022/2023. [Rafael Castillo, Jr., City Manager] 2nd Reading
- b) City Council will review, discuss, and may act on Ordinance 2022-024(O) an ordinance amending Chapter 2, Article IV Parliamentary Procedures for Public Meetings setting an application deadline for council consideration for Board and Commission vacancies and adopting a nomination scoring method. [Dan Reese, Mayor and Cindy Strzelecki, Place 2] 1st reading
- c) City Council will review, discuss, and may act on Ordinance 2022-025(O), an ordinance amending the City of Windcrest Fiscal Year 2022/2023 Master Fee Schedule. 1st Reading [Rafael Castillo, Jr., City Manager]

IX. RESOLUTION

- a) City Council will review, discuss, and may act on Resolution 2022-559(R), a resolution approving a franchise agreement between the City of Windcrest and Google Fiber Texas, LLC. [Rafael Castillo, Jr., City Manager]
- b) City will review, discuss and may act on Resolution 2022-560(R), a resolution approving the essential terms in the LOI for the Google Fiber Hut Right of Way lease agreement. [Rafael Castillo, Jr., City Manager]

X. DISCUSS AND ACT

- a) City Council will review, discuss, and may act on accepting the resignation of the Chief of Police. [Rafael Castillo, Jr., City Manager]
- b) City Council will review, discuss, and may act on the appointment of an Interim Chief of Police. [Rafael Castillo, Jr., City Manager]
- c) City Council will review, discuss, and may act on placing free little libraries on public city property. [Cindy Strzelecki, Councilmember Place 2]

- d) City Council will review, discuss, and may act on creation of an alley repair list to organize and prioritize alley repairs and maintenance. [Cindy Strzelecki, Councilmember Place 2]
- e) City Council will review, discuss, and may act on requesting the City Manager to provide options on additional water rights for the City of Windcrest. [Wes Manning, Councilmember Place 1]
- f) City Council will review, discuss, and may act on approving a new rental contract for the Civic Center. [Rafael Castillo, Jr.]

XI. 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:

- i. Pursuant to Texas Government Code §551.074 (personnel matters), appointment of Interim Chief of Police position.
- ii. Pursuant to Govt. Code §551.072 for deliberation regarding real property, 551.087 for deliberation regarding economic development planning and 551.071 for consultation with attorney. (Google Fiber, Red Tree Square – WSS Shoes (WEDC Tax Incentive Agreement))
- iii. Pursuant to Govt. Code §551.087 for deliberation regarding economic development planning and §551.017 for consultation with attorney on the Rackspace MEIA.

XII. 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.

XIII. 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

XIV. 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 November 7, 2022.

BY: _____
Rachel C. Dominguez, City Secretary