



**AGENDA
CITY COUNCIL MEETING
SEPTEMBER 9, 2019**

CITY COUNCIL CHAMBERS @ 8601 MIDCROWN

6:00 P.M.

NOTICE IS HEREBY GIVEN THAT A CITY OF WINDCREST CITY COUNCIL MEETING WILL BE HELD AT WINDCREST CITY HALL, 8601 MIDCROWN, WINDCREST, TEXAS ON THE 9th DAY OF SEPTEMBER 2019, STARTING AT 6:00 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 SEPTEMBER 9, 2019, AND TO RECONVENE THE MEETING ON THE FOLLOWING DAY, SEPTEMBER 10, 2019, 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.**
 - Citizens may address the City Council on topics not on the agenda for no more than three (3) minutes.
 - In addition to the foregoing, 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.
- V. Ordinance**
 - a) City Council will review, discuss and may take action on Ordinance 2019-702, an ordinance setting fees for City Services and consolidating those fees for convenience; amending various city ordinances; and containing a severability clause and an effective date. [Don Halaka, Municipal Finance Officer] **1st reading**
 - b) City Council will review, discuss and may take action on Ordinance 2019-703, an ordinance adopting an organizational chart and departmental classifications. [Don Halaka, Municipal Finance Officer] **1st reading**
 - c) City Council will review, discuss, and may take action on Ordinance 2019-710, an ordinance adding two (2) alternate members to the Ethics Commission. [Jim Flinn, Council Place 1] **1st reading**

- d) City Council will review, discuss and may take action on Ordinance 2019-691A, an ordinance regulating construction waste receptacles. [Rafael Castillo Jr., City Manager] **2nd reading**
- e) City Council will review, discuss and may take action on Ordinance 2019-711, an ordinance creating a zoning use for municipal green space but not assigning the use to any specific properties. **1st reading**

VI. Discussion & Action

- a) City Council will discuss and act on an update from City of Windcrest Board and Commissions.
 - i. Planning and Zoning Commission
 - ii. Parks and Recreation Commission
- b) City Council will review, discuss, and may take action on the WEDC Board Member appointments scheduled to expire on September 30, 2019. [Jim Flinn, Council Place 1]
- c) City Council will review, discuss, and may take action on designating voter parking during local and national election seasons. [Rafael Castillo, Jr., City Manager]
- d) City Council will review, discuss, and take action on adopting objective criteria for evaluation of the City Manager. [Dan Reese, Mayor]
- e) City Council will review, discuss, and may take action on the proposed FY19/20 Budget and FY19/20 Tax Rate. [Joan Pedrotti, Mayor Pro Tem]
 - i. Amended FY 19/20 Option Schedule [Don Halaka, Municipal Finance Officer]

VII. EXECUTIVE SESSION

The City Council will convene in closed session to discuss the following matters:

- A. Pursuant to Texas Government Code Sec. 551.071 (consultation with attorney) and Sec. 551.087 (Economic Development) regarding the WEDC Senior Living project.
- B. Pursuant to Texas Government Code Sec. 551.071 (consultation with attorney) and Sec. 551.087 (Economic Development) regarding a digital sign license inquiry and legal aspects of potential negotiations with sign owner.

VIII. 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.

Adjournment

The City Council reserves the right to retire into executive session whenever it is considered necessary and legally justified under the Texas Government Code, Subchapter D, Sections 551.071 et. seq. including, but not limited to, consultation with attorney, real property, prospective gifts, personnel matters, exclusion of witness, security devices, and economic development matters.

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.

SEP 06 '19 12:57

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 September 9, 2019.

By:


Rachel C. Dominguez, City Secretary

SEP 06 '19 12:57

ORDINANCE NO. 2019-702

AN ORDINANCE SETTING FEES FOR VARIOUS CITY SERVICES AND CONSOLIDATING THOSE FEES FOR CONVENIENCE; AMENDING VARIOUS CITY ORDINANCES; AND CONTAINING A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE.

WHEREAS, the City of Windcrest has adopted numerous ordinances that provide for various fees and charges that are subject to change from time to time; and

WHEREAS, the City has determined that it would be convenient to consolidate those fees in one ordinance that can be reviewed and amended as needed from time to time; and

WHEREAS, the City has adopted a budget for the upcoming fiscal year that incorporates the fees and charges specified herein; and

WHEREAS, the City has determined that the fees and charges specified herein are reasonable, necessary, fair and designed to fund the various activities to which they pertain; and

WHEREAS, the City has conducted a public hearing at which the fees imposed herein were made known to the public and the governing body; and

WHEREAS, the City has determined that the fees set forth herein will promote the health, safety, and welfare of the citizens of Windcrest; and

WHEREAS, this ordinance was adopted at a meeting of the Windcrest City Council held in strict compliance with the Texas Open Meetings Act at which a quorum of the City Council was present and voting;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WINDCREST, TEXAS:

SECTION 1. Rates Imposed.

The City hereby adopts the Fee Schedule attached as Exhibit “A” and “B” hereto and imposes the fees set forth therein upon the services, activities, events, materials, and supplies that are described therein. These rates shall be collected by the City in accordance with the various City ordinances that more particularly describe each of the fees.

Sanitation rates (Exhibit B) are subject to Consumer Price Index (CPI) increase for Commercial and Residential rates.

SECTION 2. Ordinances Amended.

Each City ordinance that originally provided a fee, charge, or fine that is mentioned on Exhibit “A” and “B” is hereby amended as shown on Exhibit “A” and “B”.

SECTION 3. Severability.

Should any portion or part of this ordinance be held for any reason invalid or unenforceable by a court of competent jurisdiction, the same shall not be construed to affect any other valid portion hereof, but all valid portions hereof shall remain in full force and effect.

SECTION 4. Effective Date.

This ordinance shall be effective upon passage and publication as required by state and local law.

DULY PASSED ON FIRST READING, on the _____ day of September, 2019 at a regular meeting of the City Council of the City of Windcrest, Texas, which was held in compliance with the Open Meetings Act, Gov’t. Code §551.001, et. Seq. at which meeting a quorum was present and voting.

DULY PASSED AND APPROVED, on the _____ day of September, 2019 at a regular meeting of the City Council of the City of Windcrest, Texas, which was held in compliance with the Open Meetings Act, Gov’t. Code §551.001, et. Seq. at which meeting a quorum was present and voting.

CITY OF WINDCREST, TEXAS

Dan Reese, Mayor

ATTEST:

Rachel C. Dominguez, City Secretary

APPROVED:

Ryan S. Henry, City Attorney

City of Windcrest
Master Fee Schedule as of August 2019
Ordinance 2019-702

ANIMAL CONTROL

Deposits

Rabies Vaccination	\$50.00
Sterilization:	
Male Cat	\$75.00
Female Cat	\$90.00
Male Dog	\$75.00
Female Dog	\$90.00

Pet Tags

Sterilized and Microchipped	Free
Sterilized	\$5.00
Not Sterilized	\$25.00
Duplicate Pet Tag	\$2.00

Reclamation

1st time dog is reclaimed instance per resident, one dog	\$0.00
2nd time dog is reclaimed instance per resident, per dog	\$35.00
3rd time dog is reclaimed instance per resident, per dog	\$75.00
4th time & subsequent times dog is reclaimed instance per resident, per dog	\$200.00

Citations and Fines

Animal Cruelty	Citation
Dog Off Leash	Citation
Improper Animal Transport	Citation
Inadequate Care and Shelter	Citation
Each instance per residence per cat outside not sterilized	\$50.00
Rabies immunization for reclaimed animals without current proof of vaccination	\$10.00
Fine for animals in violation of Windcrest Code of Ordinances, Sec. 6-59(b), requiring identification tags or microchip	\$25.00
Violation of Windcrest Code of Ordinances, Sec. 6-62, requiring leashing or containment of dogs when under owner's control but outside of owner's fenced premises (The owner will also pay all boarding fees)	\$100.00

Dogs captured who have not been registered with the City, an additional (No proof of vaccination cost will be paid by owner)	\$100.00
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BUILDING AND BUILDING CODE

A. RESIDENTIAL PERMIT FEES

Building and Building Code

New Construction

Single-Family Residential	\$950.00 plus \$0.52 per square foot of living space
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Curb Cuts/Driveways	\$50.00
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Certificate of Occupancy (non-refundable)	\$100.00
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Variance Request	\$150.00
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Moving Permit	\$100.00
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Demolition Permit	\$200.00
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Dumpster Permit	\$100.00
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Plan Review Fee	475.00
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Revised Plan Review Fee	\$100.00
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Non-Compliance Fee	\$100.00 plus 2x the permit cost.
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(work started or performed without a permit)

Payment of the double fee shall not relieve any person from fully complying with the requirements of the Code in the execution of the work, nor from any other penalties prescribed herein.

Re-Inspection Fee	\$75.00 per failed inspection
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(for failed inspections)

Failure to Correct Fee	\$100.00
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(Code violations)

Residential Remodels/Maintenance

Foundation	\$5.00
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Driveways	\$5.00
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Sidewalks	\$5.00
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Re-roofs	\$5.00
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Fences	\$5.00
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Accessory Buildings	\$5.00
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Variance Request	\$5.00
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Demolition Permit	\$100.00
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Dumpster Permit	\$50.00
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Plan Review Fee	\$55.00
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Revised Plan Review Fee	\$55.00
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Non-Compliance Fee	\$100.00 plus 2x the permit cost.
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(work started or performed)

without a permit)

Payment of the double fee shall not relieve any person from fully complying with the requirements of the Code in the execution of the work, nor from any other penalties prescribed herein.

\$75.00 per failed inspection

Re-Inspection Fee
(for failed inspections)
Failure to Correct Fee
(Code violations)

\$100.00

Plumbing Permits

New Construction	\$250.00
Remodel	\$200.00
Water Softener	\$5.00
House Sewer	\$5.00
Water Heater	\$5.00
Water Piping	\$5.00
Water Line	\$5.00
Gas Test	\$5.00
Lawn Irrigation/Sprinklers	\$100.00

HVAC/Mechanical Permits

New Construction	\$200.00
Replace Unit	\$100.00
A/C Air Duct Replacement	\$150.00

Electrical Permits

New Construction	\$200.00
Remodels	\$150.00

Fire Related Permits

Fire Sprinkler System

Installation	\$240.00
Repair	\$180.00
Plan Review	\$100.00

Fire Alarm

Installation	\$240.00
Repair	\$180.00
Plan Review	\$100.00

False Alarm Fees

3 or less False Alarms within preceding 12 months	\$0.00
4 or 5 False Alarms within preceding 12 months	\$50.00
6 or 7 False Alarms within preceding 12 months	\$75.00
8 or more False Alarms within preceding 12 months	\$100.00

12 months

Miscellaneous Permits

Swimming Pool/Hot Tub/Spa

\$160.00, includes 3 feet wide deck. Electrical permit also required.

Decks, Gazebos, Pergolas, Pool Decks

\$100.00

B. COMMERCIAL PERMIT FEE SCHEDULE

Permit Fees Related to Construction, Remodel, Installation, and Replacement

\$500 or less of total value

\$75.00

\$501 to \$2,000 of total value

\$75.00 + \$3.05 for each hundred or fraction thereof over \$500.00

\$2,001 to \$25,000 of total value

\$75.00 + \$14.00 for each thousand or fraction thereof over \$2,000.00

\$25,001 to \$50,000 of total value

\$391.75 + \$10.10 for each thousand or fraction thereof over \$25,000.00

\$50,001 to \$100,000 of total value

\$643.75 + \$7.00 for each thousand or fraction thereof over \$50,000.00

\$100,001 to \$500,000 of total value

\$993.75 + \$5.60 for each thousand or fraction thereof over \$100,000.00

\$500,001 to \$1,000,000 of total value

\$3,233.75 + \$4.75 for each thousand or fraction thereof over \$500,000.00

\$1,000,000 and higher of total value

\$5,608.75 + \$3.65 for each thousand or fraction thereof over \$1,000,000.00

Dumpster Permit

\$100.00

Plan Review Fee

\$475.00

Revised Plan Review Fee

\$100.00

Variance Request

\$150.00

Non-Compliance Fee

\$100.00 plus 2x the permit cost.

(work started or performed without a permit)

Payment of the double fee shall not relieve any person from fully complying with the requirements of the Code in the execution of the work, nor from any other penalties prescribed herein.

Re-Inspection Fee

\$75.00 per failed inspection

(for failed inspections)

Failure to Correct Fee

\$100.00

(Code violations)

Plumbing Permit

\$500.00

HVAC/Mechanical Permit

\$400.00

Electrical Permit

\$400.00

Billboard Permits

Static Billboards
Digital Billboards

To be determined
To be determined

CHARGES FOR PUBLIC INFORMATION REQUESTS**Materials onto Which Information is Copied**

Standard paper copy	\$0.10
Nonstandard copy	
Diskette	\$1.00
Magnetic tape	Actual cost
Data cartridge	Actual cost
Tape cartridge	Actual cost
Rewritable CD	\$1.00
Non-rewritable CD	\$1.00
Digital Video Disc (DVD)	\$1.00
JAZ drive	Actual cost
Other electronic media	Actual cost
VHS video cassette	\$2.50
Audio cassette	\$1.00
Oversize paper copy (e.g., 11x17, greenbar, etc . . .)	\$0.50

CIVIC CENTER FEES**Resident**

Deposit	\$100.00 Refundable after event
Rental	\$50.00 per hour minimum 4 hours rental
Cleaning	\$100.00
Sound system deposit	\$100.00
*Security	\$35.00 per hour
Optional set up fee by Civic Center Tech	\$25.00 per hour (this can be deducted from deposit)

Non-Resident

Deposit	\$300.00 Refundable after event
Facility use, kitchen use, audio system use, and clean-up – 4 hours minimum	\$1,500.00
Additional hours	\$250.00 per hour
*Security	\$35.00 per hour

Schools and Churches

Resident rate

Civic Clubs

Usage fee (per meeting)	\$25.00 per meeting
Usage fee (per banquet/fundraising event)	\$50.00 for banquet/fundraiser event

No cleaning fee	
*Security	\$35.00

*Security fee is paid only when an event will be serving alcohol.

GARAGE AND ESTATE SALES

Garage Sale Permit	\$10.00
Estate Sale Permit	\$25.00

NOTARY FEES

Acknowledgements

Taking the acknowledgement or proof of any deed or other instrument in writing, for registration, including certificate and seal:	\$0.00
(1) for the first signature	\$0.00
(2) for each additional signature	\$0.00
Administering an oath or affirmation with certificate and seal	\$0.00
All certificates under seal not otherwise provided for	\$0.00
Copies of all records and papers in the Notary Public's Office, per page	\$0.00
Taking the depositions of witnesses, per each 100 words	\$0.00
Swearing a witness to a deposition, certificate, seal, and other business connected with taking the deposition	\$0.00

Protests

Protesting a bill or for non-acceptance or non-payment, register & seal	\$0.00
Each notice of protest	\$0.00
Certificate and seal to a protest	\$0.00
Protesting in all other cases	\$0.00

Miscellaneous

All other notarial acts not provided for	\$0.00
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SWIMMING POOL FEES

<u>Daily Fee</u>	\$3.00
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Pool Passes**Resident**

Single	\$60.00
Couple	\$90.00
Family	\$120.00
Swim lessons, 2x/week, 1-hour daily sessions	\$40.00

Non-Resident

Single	\$125.00
Couple	\$145.00
Family	\$170.00
Swim lessons, 2x/week, 1-hour daily sessions	\$50.00

Swim Team

1 participant in family	\$86.00
Each additional member of the family	\$76.00

Pool Parties**Party time length: minimum of 3 hours**

10-25 guests	\$100.00
Additional hours (per hour)	\$30.00
26-50 guests	\$125.00
Additional hours (per hour)	\$30.00
51-75 guests	\$197.50
Additional hours (per hour)	\$37.50
76-100 guests	\$245.00
Additional hours (per hour)	\$45.00

Camps, Daycares, Other Organizations

Per person	\$3.00
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VEHICLE STORAGE FEES

Deposit	\$50.00
Small (size 8'x15')	\$240.00
Medium (size 10'x20')	\$360.00
Large (size 12'x33')	\$480.00
Large (size 12'x33') with electricity	\$600.00
X-Large (size 12'x40')	\$624.00
X-Large (size 12'x40') with electricity	\$744.00

Sanitation Rates

Type		2014/15	2015/16	2016/17	2017-2018	2018-2019	2019-2020
Residential 6 Month Rate(+tax)		91.19	99.61	112.04	112.04	146.14	146.14
Size	Freq			2.00%	2.00%		
2yd	1	63.00	65.54	80.22	88.24	101.48	111.63
	2	115.36	120.01	146.90	161.59	185.83	204.41
	3	167.68	174.45	213.53	234.88	270.12	297.13
	4	220.00	228.87	280.14	308.15	354.38	389.81
	5	272.34	283.33	346.80	381.48	438.70	482.57
	6	324.67	337.77	413.43	454.77	522.99	575.29
3yd	1	69.12	71.91	88.01	96.81	111.33	122.47
	2	126.57	131.67	161.17	177.29	203.88	224.27
	3	183.97	191.39	234.27	257.70	296.35	325.99
	4	241.38	251.11	307.36	338.10	388.81	427.69
	5	298.76	310.82	380.45	418.50	481.27	529.40
	6	356.16	370.52	453.52	498.87	573.70	631.07
4yd	1	75.31	78.34	95.89	105.48	121.30	133.43
	2	137.78	143.34	175.45	193.00	221.95	244.14
	3	200.25	208.32	254.99	280.49	322.56	354.82
	4	262.74	273.35	334.58	368.04	423.24	465.57
	5	325.19	338.31	414.09	455.50	523.82	576.20
	6	387.69	403.32	493.67	543.03	624.49	686.94
6yd	1	104.13	108.33	132.60	145.86	167.73	184.51
	2	183.93	191.35	234.21	257.63	296.28	325.90
	3	264.04	274.69	336.22	369.85	425.32	467.85
	4	326.77	339.95	416.10	457.71	526.37	579.01
	5	382.70	398.14	487.32	536.06	616.46	678.11
	6	471.98	491.03	601.02	661.12	760.29	836.32
8yd	1	123.34	128.3	157.04	172.75	198.66	218.53
	2	209.51	217.97	266.80	293.47	337.50	371.25
	3	293.12	304.95	373.26	410.58	472.17	519.39
	4	363.13	377.77	462.40	508.64	584.93	643.42
	5	464.04	482.76	590.90	649.99	747.48	822.23
	6	557.50	579.99	709.91	780.90	898.03	987.83
10yd	1	161.71	168.23	205.91	226.51	260.48	286.53
	2	257.53	267.92	327.94	360.73	414.84	456.32
	3	356.08	370.43	453.41	498.75	573.56	630.92
	4	452.39	470.64	576.06	633.67	728.72	801.59
	5	550.95	573.17	701.57	771.72	887.48	976.23
	6	647.24	673.36	824.19	906.61	1,042.60	1,146.86
20yd	open top haul				-	421.774	463.95
30yd	open top haul					632.661	695.93
40yd	open top haul					843.548	927.90
30yd	compactor				-		
	container &				-		
	compactor				-		
	per pick up				-		
40yd	container				-		
	container &				-		
	compactor				-		
	per pick up				-		
hand					-		
pick up	1	22.46	23.36	28.60	31.46	36.18	39.79
	2	38.08	39.61	48.49	53.33	61.33	67.47
	on call	34.12	35.49	35.49	39.04	44.90	49.39

Call for Pricing

ORDINANCE NO. 2019-703

**AN ORDINANCE ADOPTING AN ORGANIZATIONAL
CHART AND DEPARTMENTAL CLASSIFICATIONS**

WHEREAS, the City Charter requires the City Council to establish the city's organizational chart and departmental classifications in Section 3.03 (3) and Section 5.01.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WINDCREST THAT the attached organizational chart with departmental classifications is hereby approved and adopted as required by the City Charter and that the previous organizational charts are repealed.

This ordinance shall take effect upon its final passage, and it is so ordained.

DULY PASSED ON FIRST READING, on the _____ day of September 2019 at a regular meeting of the City Council of the City of Windcrest, Texas, which was held in compliance with the Open Meetings Act, Gov't. Code §551.001, et. Seq. at which meeting a quorum was present and voting.

DULY PASSED AND APPROVED, on the _____ day of September 2019 at a regular meeting of the City Council of the City of Windcrest, Texas, which was held in compliance with the Open Meetings Act, Gov't. Code §551.001, et. Seq. at which meeting a quorum was present and voting.

CITY OF WINDCREST, TEXAS

Dan Reese, Mayor

ATTEST:

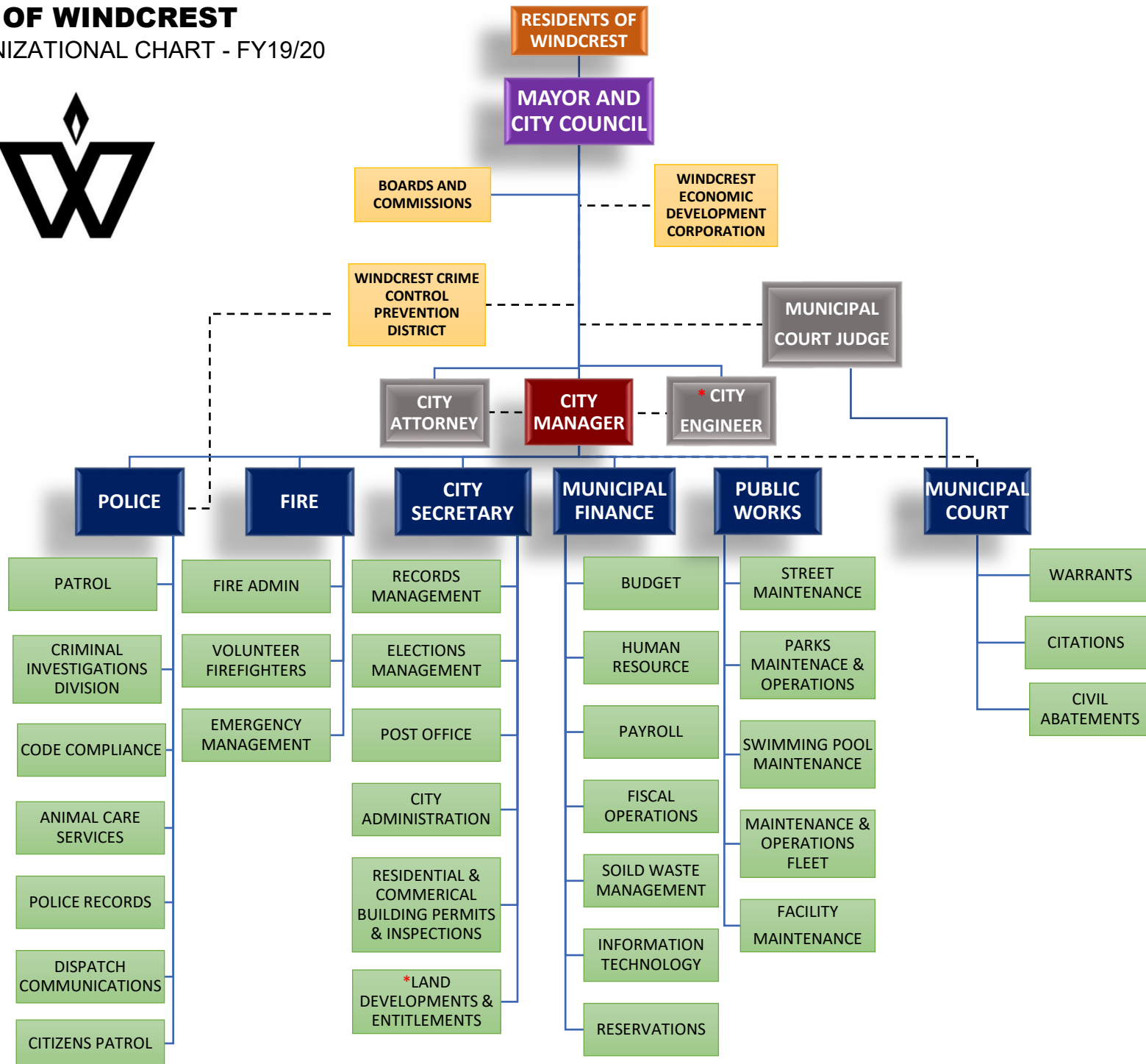
Rachel C. Dominguez, City Secretary

APPROVED:

Ryan S. Henry, City Attorney

CITY OF WINDCREST

ORGANIZATIONAL CHART - FY19/20



ORDINANCE NO. 2019-710

AN ORDINANCE AMENDING CHAPTER 2, ARTICLE III, SECTION 2-51– ETHICS - OF THE WINDCREST CODE OF ORDINANCES IN ORDER TO ESTABLISH AND APPOINT TWO (2) ALTERNATE MEMBERS TO THE ETHICS COMMISSION

WHEREAS, the City of Windcrest previously created an ethics commission; and

WHEREAS, the City Council of the City of Windcrest finds it is necessary to establish two (2) alternate positions of the Ethics Commission; and

WHEREAS, the establishment of two (2) alternates to the Ethics Commission will help ensure a quorum in the event of absences or unexpected terminations of Commission members; and

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WINDCREST, TEXAS that the City Council amends the following sections of the Windcrest Code of Ordinances which shall read as follows:

- I. Chapter 2, Article III – Ethics is hereby created in the Windcrest Code of Ordinances and the City Council adopts the following as the Code which shall read as follows:**

Article III – Ethics

Section 2-51 - Organization

Effective March 1, 2019, the City of Windcrest Ethics Commission shall consist of five (5) members and two (2) alternate members of the community appointed by the City Council who shall be citizens of Windcrest. Each appointed member shall be appointed for a two (2) year term by the City Council. Due to the nature and role of the Ethics Commission, an appointed member of the Commission can be removed by an affirmative vote of no less than four (4) City Council members. The City Council may vote to fill an unexpired term by an affirmative vote of three (3). Members of the Commission may be removed with or without cause.

Place 1 Term – Begins March 1, 2019 with a two-year term expiring March 1st 1 in odd numbered years;

A. Place 2 Term - Begins March 1, 2019 with a term expiring March 1, 2020 as a one-year term, then being a two-year term from March 12, 2020 forward in time with the term expiring on March 1st in even numbered years;

B. Place 3 Term – Begins March 1, 2019 with a two-year term expiring March 1st in odd numbered years;

- C. Place 4 Term - Begins March 1, 2019 with a term expiring March 1, 2020 as a one-year term, then being a two-year term from March 12, 2020 forward in time with the term expiring on March 1st in even numbered years;
- D. Place 5 Term – Begins March 1, 2019 with a two-year term expiring March 1st in odd numbered years;
- E. Alternate Place A1- Begins March 1, 2019 with a term expiring March 1, 2020 as a one-year term, then being a two-year term from March 12, 2020 forward in time with the term expiring on March 1st in even numbered years;
- F. Alternate Place A2 – Begins March 1, 2019 with a two-year term expiring March 1st in odd numbered years;

PASSED on first reading on the day of September, 2019 at a regular meeting of the City Council of the CITY of WINDCREST, Texas which meeting was held in compliance with the Open Meetings Act, Tex. Gov't Code, §551.001, et. seq. at which meeting a quorum was present and voting.

PASSED AND APPROVED on second reading on the day of September, 2019 at a regular meeting of the City Council of the CITY of WINDCREST, Texas which meeting was held in compliance with the Open Meetings Act, Tex. Gov't Code, §551.001, et. seq. at which meeting a quorum was present and voting.

CITY OF WINDCREST, TEXAS

Dan Reese, Mayor

ATTEST:

Rachel C. Dominguez, City Secretary

APPROVED AS TO FORM:

Ryan Henry, City Attorney

ORDINANCE NO. 2019-691A

AN ORDINANCE AMENDING ARTICLE I OF CHAPTER 14 OF THE CITY OF WINDCREST'S CODE OF ORDINANCES, ADDING TO SECTION 14-8 AND DEFINITIONS TO INCLUDE RESIDENTIAL REMODEL AND LANDSCAPING WASTE RECEPTACLES AND REGULATE WASTE RECEPTACLES WITHIN THE CITY AND IMPOSING CIVIL AND CRIMINAL PENALTIES

WHEREAS, the City Council of Windcrest has determined a need to address residential use of construction type waste receptacles within the City; and

WHEREAS, the City Council desires that the City's appearance remain well kept, clean, and healthy for public use; and

WHEREAS, the City Council has determined that construction waste receptacles whether being used for any commercial construction, residential new construction or remodel, or landscaping cleanup pose health and safety concerns to the community, as such receptacles tend to attract both animals and humans for use as refuge or to scavenge materials; and

WHEREAS, the City Council finds that the appearance of overflowing residential or commercial waste receptacles is detrimental to the City's appearance; and

WHEREAS, the City Council finds amendments to its Code of Ordinances is necessary to address this issue and for public health, safety, and welfare.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WINDCREST, TEXAS that this ordinance is hereby adopted, amending the below sections of the Windcrest Code of Ordinances by adding the underlined words and removing the words indicated via strikethrough and incorporating all such amendments into the current Code of Ordinances for the City of Windcrest as follows:

Sec. 14-3. - Waste material disposal control.

- (a) *Definitions.* The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Construction waste receptacle means any water tight container designed, designated and suitable to hold construction or landscape waste.

Landscape means trees, bushes, grass, weeds, flowers, dirt, organic material, moss, pathways, or any other items allowed to be used in the improvement or beautifying any area outside a residence or business.

Landscaping waste means trimmed, separated, removed and other portions of the vegetation, trees, shrubs, growth, organic materials, landscaping materials, portions of landscaping materials, and waste typically generated by landscaping efforts.

Remodel means any modification to an existing structure, residence or commercial building. May include removal of or clearing out an area of an existing residential structure.

Sec. 14-8. — Construction Waste Disposal and Receptacles

- (a) Whenever remodeling, demolition, construction, landscaping or other activity on a property generates construction waste, the owner is responsible and has the duty to ensure ~~construction~~ all waste is properly disposed with no impact from the waste on the property or surrounding properties.
- (b) Whenever the volume of construction waste or waste created by landscaping requires a receptacle for disposal, including a dumpster, disposal bin, or other container required for removal of the waste, the owner shall obtain a permit from the City for such receptacle. Each construction waste receptacle permit shall be limited to an individual property and limited in duration.
- (c) All property owners, contractors and subcontractors operating within the City shall prevent the dispersal of trash and debris from a project or project site by providing appropriate construction waste receptacles on-site and by daily clean-ups of such debris on the project site and off the project site when such debris has migrated from the site. Other construction and landscape debris created by the project shall be cleaned up daily and deposited in appropriate waste containers or otherwise removed from the site. Construction and landscape debris from other project sites controlled by a contractor or a property owner shall not be brought to another project site or owned property under the control of the contractor or property owner for the purposes of disposal in any type of construction waste receptacle that may be located on the latter site.

ANY SECTIONS OF ARTICLE I OF CHAPTER 14 WHICH WERE NOT DESIGNATED IN THIS ORDINANCE SHALL NOT BE CONSIDERED AMENDED, REPEALED, OR ADJUSTED AND REMAIN IN FULL FORCE AND EFFECT AS WRITTEN.

ANY SECTIONS OF CHAPTER 14 EXPRESSLY LISTED IN THIS ORDINANCE SHALL BE CONSIDERED AMENDED AS INDICATED ABOVE AND ANY PROVISION OF EACH SECTION WHICH IS INCONSISTENT WITH THE AMENDMENT IS CONSIDERED REPEALED TO THE EXTENT OF THE INCONSISTENCY.

THESE AMENDMENTS ARE TO BE CONSTRUED CONSISTENT WITH CHAPTER 1 OF THE WINDCREST CODE OF ORDINANCES.

DULY PASSED ON FIRST READING, on the day of at a regular meeting of the City Council of the City of Windcrest, Texas, which was held in compliance with the Open Meetings Act, Gov't. Code §551.001, et. Seq. at which meeting a quorum was present and voting.

DULY PASSED AND APPROVED, on the day of at a regular meeting of the City Council of the City of Windcrest, Texas, which was held in compliance with the Open Meetings Act, Gov't. Code §551.001, et. Seq. at which meeting a quorum was present and voting.

CITY OF WINDCREST, TEXAS

Dan Reese, Mayor

ATTEST:

City Secretary, Rachel Dominguez

APPROVED:

City Attorney, Ryan Henry

DRAFT

ORDINANCE NO. 2019-711

AN ORDINANCE AMENDING CHAPTER 113 OF THE CITY OF WINDCREST'S CODE OF ORDINANCES – ZONING, PLANNING AND ZONING COMMISSION, BOARD OF ADJUSTMENT, BY CREATING A NEW ZONE (ENTITLED “M-1 MUNICIPAL GREENSPACE DISTRICT”), AND AMENDING THE CITY'S ZONING MAP TO REFLECT THE APPLICATION OF THE AREA SUBJECT TO THE NEW ZONING DISTRICT

WHEREAS, the City Council of Windcrest has determined a need to protect certain areas for environmental purposes, including areas by and along the golf course; and

WHEREAS, the City Council desires such areas by and along the golf course be maintained a greenspace for public use and compatible uses for public purposes; and

WHEREAS, the City Council has determined the need for a new type of zoning district and to clarify the use of such areas to maintain the natural beauty of the City; and

WHEREAS, the City Council has determined the new zoning classification does not change the current use of the designated areas, but preserves the use and compatible associated uses, and allows certain public uses; and

WHEREAS, the City Council finds it is in the benefit of the public to create the zoning classification and to amend the City's zoning map to reflect the change.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WINDCREST, TEXAS that this ordinance is hereby adopted, the below listed sections of Chapter 113 of the City of Windcrest Code of Ordinances are hereby amended as indicated, and the zoning map of the City is hereby amended to reflect the area subject to the amendments to the zoning regulations as indicated below:

I.

Amendments to Chapter 113

Sec. 113-81. - Districts

For the purpose of regulating and restricting the height and size of buildings and other structures, the percentage of lot that may be occupied, the size of yards, and other open spaces, the density of population, and the location and use of buildings, structures, and land for trade, residence or other purposes, the City of Windcrest, Texas, is hereby divided into district of which there shall be five classes in number, and which shall be known as:

"R-1" One-Family Dwelling District

"R-2" Duplex and Apartment District

"O-1" Professional Office District

"B-1" Neighborhood Business District

"B-2" Business District

"M-1" Municipal Greenspace District

Sec. 113-251. - Policy.

The public policy of the City of Windcrest is to encourage the dedication of a reasonable percentage of a tract of land for use as a community playground, recreational area, public park, municipal greenspace areas, and public areas housing municipal facilities and buildings.

Sec. 113-252. – Use Regulations.

The following regulations shall apply to the "M-1" Municipal Greenspace District:

- (1) Land designated as an M-1 zone shall be primarily used as a greenspace or open space area, and allows uses including public parks, public playgrounds, public swimming pools, golf courses, public tennis courts, public recreation and community buildings.
- (2) Only municipally owned buildings and structures are permitted in the M-1 zoning district. Buildings and structures which were in existence prior to the enactment of this zoning classification shall be considered legal non-conforming structures. Municipally owned buildings may be used for municipal services and purposes but may include recreational facilities owned by the City.
- (3) The purpose of this zoning district is to help preserve the area as greenspace or an open area, but to also allow the best use of the area for municipal parks, recreation, or other municipal services. Any municipal service is permitted in this district including municipal buildings, public libraries or museums, police and fire stations, and public parking facilities. However, no municipal buildings or services shall be placed which cause any tract of land to be reduced to less than sixty percent (60%) of open grass, waterway, or wooded area. No public building may be erected to a height exceeding 60 feet.

II. Zoning Map Change

The zoning map for the City of Windcrest is hereby amended, and the amended map, which is attached hereto as Exhibit A, is adopted as the new zoning map for the City of Windcrest.

III. CUMULATIVE CLAUSE

That this Ordinance shall be cumulative of all provisions of the City of Windcrest except where the provisions of this Ordinance are in direct conflict with the provisions of such Ordinance, in which event the conflicting provisions of such Ordinance are hereby repealed.

IV. SEVERABILITY

That it is hereby declared to be the intent of the City Council for the City of Windcrest that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this Ordinance should be declared unconstitutional by the valid judgement or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of the Ordinances, since the same would have been enacted by the Town Council without incorporation in this ordinance of any such unconstitutional phrases, sentences, paragraphs, or sections.

V. PROPER NOTICE AND MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was adopted was open to the public and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

ANY SECTIONS OF CHAPTER 113 WHICH WERE NOT DESIGNATED IN THIS ORDINANCE SHALL NOT BE CONSIDERED AMENDED, REPEALED, OR ADJUSTED AND REMAIN IN FULL FORCE AND EFFECT AS WRITTEN.

ANY SECTIONS OF CHAPTER 113 EXPRESSLY LISTED IN THIS ORDINANCE SHALL BE CONSIDERED AMENDED AS INDICATED ABOVE AND ANY PROVISION OF EACH SECTION WHICH IS INCONSISTENT WITH THE AMENDMENT IS CONSIDERED REPEALED TO THE EXTENT OF THE INCONSISTENCY.

THESE AMENDMENTS ARE TO BE CONSTRUED CONSISTENT WITH SECTION 1-3 OF THE WINDCREST CODE OF ORDINANCES.

DULY PASSED ON FIRST READING, on the _____ day of _____, 2019 at a regular meeting of the City Council of the City of Windcrest, Texas, which was held in compliance with the Open Meetings Act, Gov't. Code §551.001, et. Seq. at which meeting a quorum was present and voting.

DULY PASSED AND APPROVED, on the _____ day of _____, 2019 at a regular meeting of the City Council of the City of Windcrest, Texas, which was held in compliance with the Open Meetings Act, Gov't. Code §551.001, et. Seq. at which meeting a quorum was present and voting.

CITY OF WINDCREST, TEXAS

Dan Reese, Mayor

ATTEST:

Rachael C. Dominguez, City Secretary

APPROVED:

Ryan S. Henry, City Attorney

City of Windcrest
Windcrest Economic Development Corporation
FY 2018-2019

Place No.	Member	Term	Application Status
1	John Fagin	12/03/2019-9/30/2020	
2	Kevin Compton	12/03/2019-9/30/2020	
3	Hobson Cunningham	12/03/2019-9/30/2020	
4	George Alva – Vice President	12/03/2019-9/30/2020	
5	Roberto “Bubba” Chapa	12/03/2019-9/30/2019	
6	Ritchie Stimpson	12/03/2019-9/30/2019	Received
7	Jennifer Newman – President	12/03/2019-9/30/2019	

Items to consider FY 19-20

Amended 8/15/2019

Item(s)	Requested	Option 1	Option 2	Option 3	Option 4	Option 5
		2FTE's	4FTE's	6FTE's		
HRA	\$ 65,000.00	\$ 65,000.00	\$ 65,000.00	\$ 65,000.00	\$ 65,000.00	\$ 50,000.00
Stipends						
-Option 200/400	\$ 31,000.00	\$ 31,000.00	\$ 31,000.00	\$ 31,000.00	\$ 31,000.00	
-Fire Fighters (6 FTE's)	\$ 378,000.00	\$ 126,000.00	\$ 252,000.00	\$ 378,000.00		
Insurance increase	\$ 25,000.00	\$ 25,000.00	\$ 25,000.00	\$ 25,000.00	\$ 25,000.00	\$ 25,000.00
-Non Public Safety Personnel Pay Adjustment (GF)						\$ 46,000.00
-Public Safety Personnel Pay Adj. (GF)						\$ 64,000.00
-Public Safety Personnel Pay Adj. (WCCPD)						\$ 10,000.00
						\$ -
Total Benefits Increase		\$ 247,000.00	\$ 373,000.00	\$ 499,000.00	\$ 121,000.00	\$ 195,000.00
25% RESTRICTED RESERVE		\$ 61,750.00	\$ 93,250.00	\$ 124,750.00	\$ 30,250.00	\$ 48,750.00
Items for FY 2019-20						
-EDC audit adjustment	\$ 145,000.00	\$ 145,000.00				\$ 145,000.00
FD Capital						
Bunker Gear (only for requested paid Fire Fighters)	\$ 36,000.00	-	-	-	-	-
2019 Chevy Tahoe (Chiefs Vehicle)	\$ 71,890.00	-	-	-	-	-
2019 Chevy Tahoe (Quick Response Medical Vehicle)	\$ 71,890.00	-	-	-	-	-
2019 Chevy Tahoe (Fire Marshal's Vehicle)	\$ 71,890.00	-	-	-	-	-
		-	-	-	-	-
Total FD	\$ 251,670.00	\$ -	\$ -	\$ -	\$ -	\$ -
PW Capital						
-Street Sweeper	\$ 48,168.81	-	-	-	-	-
Gator, 2 passanger	\$ 10,000.00	-	-	-	-	-
Scag mower	\$ 10,000.00	-	-	-	-	-
Public Works employee (2FTE)	\$ 70,000.00	-	-	-	-	-
Total PW	\$ 90,000.00	\$ -	\$ -	\$ -	\$ -	\$ -

P&R Capital						
-Lights lease purchase approved FY 15-16	\$ 91,043.28					
-New exercise equipment (P&R)	\$ 6,000.00	-	-	-	-	-
Total P&R Capital	\$ 6,000.00	\$ -	\$ -	\$ -	\$ -	\$ -
Finance Capital						
-Pew computers	\$ 50,000.00					50,000.00
-Plat scanner	\$ 10,000.00					-
Total Finance Capital	\$ 60,000.00	\$ -	\$ -	\$ -	\$ -	\$ 50,000.00
Pool Capital						
-Blue shade replacement	\$ 8,000.00					-
-Slide	\$ 5,500.00					-
Total Pool Capital	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -

Revenue over Expenditures (see GF Summary)(*)	\$ 590,782.00	\$ 590,782.00	\$ 590,782.00	\$ 590,782.00	\$ 590,782.00	\$ 590,782.00
Available funds		\$ 282,032.00	\$ 124,532.00	\$ (32,968.00)	\$ 439,532.00	\$ 152,032.00

* Property tax rate 0.327469, no increase in FY 19-20