

**CITY OF GONZALES, TEXAS**  
**CITY COUNCIL MEETING**  
**GONZALES MUNICIPAL BUILDING 820 ST. JOSEPH STREET**  
**VIA TELEPHONE CONFERENCE**  
**AGENDA –JUNE 11, 2020 6:00 P.M.**

NOTICE is hereby given that, pursuant to Section 551.045 of the Texas Government Code and the March 16, 2020 order by the Governor of the State of Texas, the City Council will hold its regular meeting on Thursday, June 11, 2020 at 6:00 p.m., via teleconference in accordance with Governor Abbott's order.

This meeting notice, agenda and agenda packet are posted online at [www.gonzales.texas.gov](http://www.gonzales.texas.gov).

*On March 16, 2020, Governor Abbott suspended several provisions of the Texas Open Meetings Act for the duration of his statewide declaration of disaster, including the new requirement (added by H.B. 2840 last legislative session) that the public has a right to speak on agenda items. This DOES NOT apply to statutorily-mandated public hearings, such as zoning and similar hearings. The Governor has since clarified his intent and stated that citizens should be allowed to offer comments by other means.*

*This meeting will be closed to in person attendance by the public. A temporary suspension of certain provisions of the Open Meetings Act to allow telephone or videoconference public meetings has been granted by Governor Greg Abbott. These actions are being taken to mitigate the spread of COVID-19 by avoiding meetings that bring people into a group setting and in accordance with Section 418.016 of the Texas Government Code.*

*Citizens wishing to offer comments on the posted agenda items may email their comments at least two hours prior to the start of the meeting and the comments will be read into the record during the time allocated for citizen comments. Emails may be sent to [citysecretary@gonzales.texas.gov](mailto:citysecretary@gonzales.texas.gov) and must include the name of the citizen*

The public toll-free dial in number to participate in the telephone conference is hosted through FreeConferenceCall.com.

Toll-free call in number: **1-844-854-2222**

When asked for an access code enter **348787#**

It is not necessary to announce yourself when you join the teleconference.

A recording of the telephone conference will be made, and will be available to the public in accordance with the Open Meetings Act upon written request.

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## **CALL TO ORDER, INVOCATION, AND PLEDGES OF ALLEGIANCE**

### **CITY EVENTS AND ANNOUNCEMENTS**

- Announcements of upcoming City Events
- Announcements and recognitions by the City Manager
- Announcements and recognitions by the Mayor
- Recognition of actions by City employees
- Recognition of actions by community volunteers

## HEARING OF RESIDENTS

In person comment suspended as noted above.

## PRESENTATIONS

- 1.1 Presentation and discussion on the May 2, 2020 General Election Postponed to November 3, 2020 due to COVID-19.

## CONSENT AGENDA ITEMS

The Consent Agenda is considered self-explanatory and will be enacted by the Council with one motion. There will be no separate discussion of these items unless they are removed from the Consent Agenda upon the request of the Mayor or a Councilmember.

- 2.1 **Minutes** - Approval of the minutes for the May 14, 2020 Regular Meeting.
- 2.2 Discuss, Consider and Possible Action Approving **Ordinance #2020-12** Appointing Crystal Cedillo, Gonzales County Tax Assessor-Collector, as the Individual to Calculate and Prepare the 2020 No-New Revenue and Voter-Approval Tax Rate Calculations for the City of Gonzales
- 2.3 Discuss, Consider & Possible Action on **Resolution #2020-47** Authorizing the City Manager to Execute an Agreement for Engineering Services for the Texas General Land Office Community Development Block Grant Disaster Recovery Program.
- 2.4 Discuss, Consider & Possible Action on **Resolution #2020-48** Authorizing the City Manager to Execute an Agreement for Grant Administration Services for the Texas General Land Office Community Development Block Grant Disaster Recovery Program.
- 2.5 Discuss, Consider & Possible Action on **Resolution #2020-49** Approving Amendments to the Gonzales Police Department Use of Force Policy.

## PUBLIC HEARINGS

- 3.1 Public Hearing, Discussion & Possible Action Approving **Ordinance #2020-13** Amending the Official Zoning Map by Zoning the North Half of Lots 8 and 9 of the Kings Second Addition and Lot 7 and the South Half of Lots 8 And 9 of the Kings Second Addition, Gonzales, Texas from R-1 Single Family Residential to C-2 Heavy Commercial District
- 3.2 Public Hearing, Discussion & Possible Action regarding proposed amendments to the City of Gonzales Zoning Regulations to amend the following Sections: Section 14.202 Definitions by amending the definitions for manufactured homes, mobile homes and modular homes; Section 14.308 Mobile Home District (M-H) to amend the general requirements and parking requirements; and Section 14.503 Cessation of Nonconforming Use to include manufactured homes in the provisions.  
**NOTE: This item was tabled by the Planning and Zoning Commission, therefore, the City Council cannot take action and will not conduct the public hearing. This item is included for informational purposes only.**
- 3.3 Public Hearing, Discussion & Possible Action on **Resolution #2020-50** Affirming Concurrence with Title VI of the Civil Rights Act of 1964; Section 504 of The

Rehabilitation Act of 1973, and Americans with Disabilities Act of 1990 (ADA), Including the ADA Amendments Act of 2008; the Architectural Barriers Act of 1968, Including the Use of a Telecommunications Device for Persons Who Are Deaf (TDDs) or an Equally Effective Communication System

## **RESOLUTIONS, ORDINANCES AND COUNCIL ACTION**

- 4.1 Discuss, Consider, and Possible Action on **Ordinance #2020-11** authorizing the issuance of up to \$4,240,000 in principal amount of *City of Gonzales, Texas General Obligation Refunding Bonds, Series 2020*, authorizing the execution of a deposit agreement, a paying agent/registrar agreement, a purchase contract and other instruments and procedures related thereto, delegating authority to certain city officials to select outstanding obligations to be refunded and approve all final terms of the bonds, approving an official statement, and calling certain obligations for redemption.
- 4.2 Discuss, Consider & Possible Action on **Resolution #2020-51** authorizing the City Manager to issue a change order to the contract with Tierra Lease Service, LLC to add Alternate #4 “Brick Yard Road” into the contract for the 2020 Street Improvement Plans.
- 4.3 Discuss, Consider & Possible Action on **Resolution #2020-52** amending Section 8.16 of the City of Gonzales Employee Handbook regarding social media.
- 4.4 Discuss, Consider & Possible Action on the City’s Fiscal Management Contingency Plan.
- 4.5 Discuss, Consider & Possible Action on **Resolution #2020-44** Authorizing the Expenditure in an Amount Not to Exceed \$100,800.00 for the Change Out of Electrical Poles.
- 4.6 Discuss, Consider & Possible Action Approving **Resolution #2020-53** establishing only City Departments can use the City Stage.
- 4.7 Discuss, Consider & Possible Action on **Resolution #2020-54** Authorizing the City Manager to defer all hotel occupancy tax payments for the second quarter of FY2019-2020 (January, February, March) for a minimum of 90 days, with penalties waived, based on the recommendation from the Gonzales Convention and Visitor’s Bureau.
- 4.8 Discuss, Consider & Possible Action on **Resolution #2020-55** Authorizing a Budget Amendment based on the Recommendation from the Gonzales Convention and Visitor Bureau.
- 4.9 Discuss, Consider & Possible Action on **Ordinance #2020-14** Providing for a Reasonable Limit of Time to be Spent Without Charges for Repeat Public Information Requestors.

## **STAFF/BOARD REPORTS**

- 5.1 Financial Report for the Second Quarter of Fiscal Year 2019-2020 and the Month of May 2020.

- 5.2 City Manager, Tim Patek will update the City Council on the following: Harrell Addition and GEDC Grant Status

### **CLOSED SESSION**

6.1(a) Pursuant to Section 551.071 of the Texas Government Code, the City of Gonzales will consult in closed session with its attorney to receive legal advice regarding pending or contemplated litigation, a settlement offer, or 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 clearly conflicts with this chapter”, to include the following matters:

1. In Re Estate of J. B. Wells litigation
2. Patricia Bennett and Gloria Knight v. City of Gonzales, Texas Cause No. 27,500
3. A Guerra Enterprise LLC D/B/A Holiday Inn Express & Suites Cause No. 27,591

(b) Pursuant to Section 551.074 of the Texas Government Code, the City of Gonzales will meet in closed session to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.

1. City Manager

(c) Pursuant to Section 551.086 of the Texas Government Code, to deliberate, vote or take final action on a competitive matter related to certain public power utilities

1. Consider matters related to contracts for electric service

### **RETURN TO OPEN SESSION**

5.1 Discuss and Consider any Action Resulting from Closed Session as Necessary

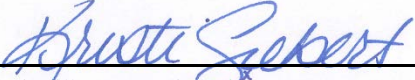
### **CITY COUNCIL REQUESTS AND ANNOUNCEMENTS**

- Requests by Mayor and Councilmembers for items on a future City Council agenda
- Announcements by Mayor and Councilmembers
- City and community events attended and to be attended
- Continuing education events attended and to be attended

### **ADJOURN**

EXECUTIVE SESSION: The City Council reserves the right to discuss any of the above items in Executive Closed Session if they meet the qualifications in Sections 551.071, 551.072, 551.073, 551.074, 551.076, 551.087, of Chapter 551 of the Government Code of the State of Texas.

CERTIFIED as posted by 5:30 p.m. on June 8, 2020. I further certify that the following News Media were properly notified of the above stated meeting: Gonzales Inquirer.

  
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Kristi Gilbert, Interim City Secretary