

CITY OF GONZALES, TEXAS
CITY COUNCIL MEETING
GONZALES MUNICIPAL BUILDING 820 ST. JOSEPH STREET
VIA TELEPHONE CONFERENCE
LIMITED IN PERSON ATTENDANCE AVAILABLE
AGENDA –AUGUST 13, 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, August 13, 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.

In accordance with Governor Abbott's Executive Order 29 issued on July 2, 2020 every person attending the meeting shall wear a face covering over the nose and mouth unless the person is under 10 years of age or has a medical condition or disability that prevents wearing a face covering.

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.

In person attendance by the public will be limited to 14 which is 50% capacity of the room less Council Members and required staff and should be separated by at least six (6) feet from other groups attending the meeting together. 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 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.

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

This time is set aside for any person who wishes to address the City Council. Each person should fill out the speaker's register prior to the meeting. Presentations should be limited to no more than 3 minutes. Individuals not able to attend due to space limitations may email the City Secretary at least two (2) hours prior to the meeting.

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.

- 1.1 **Minutes** - Approval of the minutes for the July 9, 2020 Regular Meeting
- 1.2 Discuss, Consider & Possible Action on **Resolution #2020-70** Authorizing the Designation of Mayor Connie Kacir, City Manager Tim Patek, Finance Director Laura Zella and City Secretary Kristi Gilbert as Authorized Signatories and Removing All Others For All Accounts in the City of Gonzales' Name With All Financial Institutions
- 1.3 Discuss, Consider & Possible Action on **Resolution #2020-71** Declaring Certain City Property Surplus and Authorizing the Sale, Donation or Destruction of Said Property in the manner most advantageous to the City of Gonzales

RESOLUTIONS, ORDINANCES AND COUNCIL ACTION

- 2.1 Discuss, Consider and Conduct the second of two (2) required readings of **Resolution #2020-72** for the approval of a Type B Economic Development Project and Performance Agreement between the Gonzales Economic Development Corporation and Ace Invest, LLC, pursuant to Section 505.158 of the Texas Local Government Code.
- 2.2 Discuss, Consider and Possible Action on **Ordinance #2020-15** Authorizing Budget Amendments for the 2019-2020 Fiscal Year
- 2.3 Discuss, Consider & Possible Action Approving **Resolution #2020-73** Taking a Record Vote on Setting the Preliminary Maximum Ad Valorem Tax Rate for Fiscal Year 2020-2021 and Scheduling a Public Hearing.
- 2.4 Discuss, Consider & Possible Action on **Resolution #2020-74** Determining that an Area of the City Contains Conditions Which Are Detrimental to the Public Health, Safety and

Welfare of the Community and Constitutes a Blighted Area Under the Terms of the TxCDBG Program.

- 2.5 Conduct a Public Hearing to Discuss, Consider & Possible Action on **Resolution #2020-75** Authorizing the City Manager to Submit, and Accept if Awarded, an Application and Associated Documents to the Texas Department of Agriculture for a grant of up to \$500,000 in TxCDBG Main Street grant funds for Infrastructure Improvements.
- 2.6 Discuss, Consider & Possible Action Approving **Resolution #2020-76** Authorizing the City Manager to Enter into an Agreement for Grant Writing and Administrative Services
- 2.7 Discuss, Consider & Possible Action Approving **Resolution 2020-77** Authorizing the City Manager to Enter into an Agreement for Environmental Services for the CDBG-DR Grant
- 2.8 Discuss, Consider & Possible Action on **Resolution #2020-78** Authorizing the City Manager to execute a license agreement with Michael Tuch for an unopened street between Lot No. 9, Range 10 and Lot No. 9, Range 11, East of Water Street, in the Original Outer Town of Gonzales.
- 2.9 Discuss, Consider & Possible Action Approving **Resolution #2020-79** Appointing a Citizen Representing District 3 to fill the unexpired term of Robert Ramirez on the Charter Review Commission Empaneled from August 1, 2020 through January 31, 2021 as required by Section 11.11 of the City of Gonzales Charter.
- 2.10 Discuss, Consider & Possible Action Approving **Resolution #2020-80** Authorizing the Appointment of Two Council Members to the Golden Crescent Regional Planning Commission General Assembly from September 1, 2020 to August 31, 2021.
- 2.11 Discuss, Consider & Possible Action on designating a location(s) for the placement of interpretive panels.
- 2.12 Discuss, Consider & Possible Action Approving **Resolution #2020-81** Authorizing the City Manager to Execute Addendum Two to the Agreement with Guadalupe Valley Electric Cooperative for Power Supply Consulting Services to Solicit and Evaluate Request for Proposals from Qualified Market Participants
- 2.13 Discuss, Consider and Possible Action Approving **Ordinance #2020-16** Amending the General Election Order for the May 2, 2020 Election Postponed to November 3, 2020.

STAFF/BOARD REPORTS

- 3.1 Financial Report for the month of July 2020 and the third quarter of Fiscal Year 2019-2020.
- 3.2 City Manager, Tim Patek will update the City Council on the following: district clean-ups and development regulation amendments

CLOSED SESSION

4.1(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 551.086 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 August 10, 2020. I further certify that the following News Media were properly notified of the above stated meeting: Gonzales Inquirer.



Kristi Gilbert, Administrative Services Director/City Secretary