

**CITY OF GONZALES  
REGULAR CITY COUNCIL MEETING AND PUBLIC HEARING  
January 4, 2011 MINUTES**

The City Council convened their regular meeting at 6:00 p.m., Tuesday, January 4, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmembers Gary Schroeder, Tommy Schurig, Lorenzo Hernandez, and Robert A. Logan.

Others Present: City Manager David Huseman, City Secretary Candice Witzkoske. City Attorney Jackie Williamson was out ill.

Mayor O'Neal called the meeting to order and gave the invocation at 6:00 p.m.

**PUBLIC HEARING**

Mayor O'Neal opened the Public Hearing at 6:03p.m. for the following agenda item:

- Item # 1: Zent replat. St. Francis Street – Lot 2 and all of Lot 3, in Block No. 49, of the original Inner Town of Gonzales, Texas. Mike Hanson stated that he has rent property two doors down from this property and he has no opposition to the replat.

**NEW BUSINESS**

- Item# 1: Mayor O'Neal swore in the new City Secretary, Candice Witzkoske.

- Item # 2: Approve the draft minutes for December 7, 2010. Following review, Councilman Logan moved to approve the minutes of December 7, 2010 as stated. Councilman Schroeder seconded the motion. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

- Item # 3: Discuss and consider the Automated Weather Observation System (AWOS) bid from Vaisala for \$121,247.00. Councilman Logan asked if there would be funds to provide maintenance and upkeep of the system. Mr. Huseman informed the council that the City received a ramp grant from the Texas Department of Transportation and a portion of this can be

utilized for the systems upkeep. Councilman Logan moved to approve the Vaisala bid and Councilman Schurig seconded the motion. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item # 4: Discussed Event Request submitted by Mr. Fryer with the Edwards Alumni Association wishing to hold their annual Martin Luther King March/Parade on January 17, 2011 with designated street closures. This is the same route as last year. Councilman Schurig moved to approve the MLK March/Parade and Councilman Hernandez seconded the motion. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item # 5: Appointment to Main Street Advisory Board. Reappoint of Directors: Peggy Barnett, Egon Barthels, and Connie Dolezal and the new appointment of Travis Tresner were discussed. Councilman Logan moved to accept the appointment and reappointments and Councilman Schroeder seconded the motion. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item # 6: Mr. Tommy Hill and associate with the Guadalupe-Blanco River Authority advised the city council that they will be applying for a grant for a Flood Study that will include the Guadalupe and San Marcos Rivers. They are requesting the city's support in obtaining this grant by signing a Resolution of support. There will be no cost to the city unless they wish to include other creeks in the area. Councilman Logan moved to approve the Resolution and Councilman Schurig seconded the motion. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item # 7: Mr. Huseman asked the council to review the draft Gonzales Heritage Preservation Ordinance. Mr. Huseman will put the Ordinance on the City's website for the public to view and make comment on. Once the Ordinance has been reviewed by all and agreed upon, it will be submitted again before council for approval.

Mayor O'Neal called for final comments, and then closed the Public Hearing at 6:19 p.m.

Item # 8: Discuss and consider action regarding the replat of lot on St. Francis

Street. Steven Pirkle representing Mr. Zent, stated that he sees no problem with the replat and that Mr. Zent is merely wanting to change the property division line splitting the lot into two, in order to build a new house on part and then to build another house to sell. He asked the Council for approval. Councilman Hernandez moved for the approval of the Zent replat and Councilman Logan seconded the motion. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item # 9: Discuss and consider the TexPool Resolution Amending Authorized Representatives. The Resolution is necessary in adding the new City Secretary for second signatures. After discussion, Councilman Hernandez made the motion to approve the aforementioned Resolution. Councilman Logan seconded the motion. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item# 10: Discuss and consider the Corporate Authorization Resolution of Sage Capital Bank. The Resolution is necessary in adding the new City Secretary for second signatures. After discussion, Councilman Logan made the motion to approve the aforementioned Resolution. Councilman Schurig seconded the motion. Mayor O'Neal called for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

### **PUBLIC COMMENTS**

Mayor O'Neal asked for any public comments.

Mr. Mike Hanson had no further comments.

Mr. Dennis Nesser addressed the council regarding project completion.

Mr. Steven Pirkle had no further comments.

Mr. L.W. Fryer had no further comments.

Ms. Glenda Gordon, Volunteer with the Gonzales Museum informed the council that there will be a Texas History Symposium held on January 14-15, 2011 and invited the council to attend where they could. On Friday, 1/14 there will be a presentation honoring Buck Wynn where his daughter will also be in attendance. On Saturday, 1/15, six professors will be here to cover the entire history of Gonzales. Ms. Gordon also advised the council of the museum's new website:  
[www.GonzalesMemorialMuseum.com](http://www.GonzalesMemorialMuseum.com).

Mayor O'Neal thanked those who spoke for their time and comments.

### **STAFF REPORTS**


City staff reports were presented to Council prior to the meeting for their review. There were no questions of staff, who were available for any questions.

**ADJOURN**

Upon a motion by Councilmember Logan and second by Councilmember Hernandez the meeting adjourned at 6:28 p.m.

  
Recording Secretary

APPROVED:

  
Mayor

**CITY OF GONZALES  
REGULAR CITY COUNCIL MEETING AND PUBLIC HEARING  
February 1, 2011 MINUTES**

The City Council convened their regular meeting at 6:00 p.m., Tuesday, February 1, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmembers Gary Schroeder, Tommy Schurig, Lorenzo Hernandez, and Robert A. Logan.

Others Present: City Manager David Huseman, City Secretary Candice Witzkoske, City Attorney Jackie Williamson.

Mayor O'Neal called the meeting to order and gave the invocation at 6:00 p.m.

**PUBLIC HEARING**

None

**NEW BUSINESS**

- Item# 1: Approve the draft minutes for January 4, 2010.  
Following review, Councilman Schurig moved to approve the minutes of January 4, 2010 as stated. Councilman Logan seconded the motion. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.
- Item # 2: Mayor O'Neal stated that Councilmember's Hernandez and Schurig placed on the agenda the employment of the City Manager, David Huseman.  
Councilman Hernandez moved to go into executive session to discuss the immediate termination of City Manager, David Huseman due to communication problems and Councilman Schurig seconded the motion. Mr. Huseman with the advice of the City Attorney, requested the meeting be open, of which was granted. Mayor O'Neal then opened the floor for public comments.

The mayor opened the floor for Public Comments.

Greg Julius – Stated that he supports Mr. Huseman and wants to know the reasons for this immediate action.

Mike Hanson – Stated that he followed all of the candidates that applied for the City Manager position when Mr. Huseman was hired. Mr. Hanson fully supports Mr. Huseman and that Mr. Huseman has always been there when he needed him.

Bill Walker – Speaking for the contractors, Mr. Walker stated that Mr. Huseman has always been on the spot with issues as far as contractors are concerned. Asked if lack of communication is all that City Council had?

Greg Sengleman – Supports Mr. Huseman and whatever communications problems there may have been, this is something that can be fixed.

Bill Shepherd – Stated that the City needs to finish projects and he would like to see the paddling trial complete.

Dennis Nesser – Supports the termination of David Huseman and he discussed the rodeo contract.

Barbara Crozier – Stated that she circulated a letter via email regarding her support of Mr. Huseman and she read it out loud.

Ken Mosher – Stated that he has had no communication problems with Mr. Huseman and asked for an explanation from Councilmember Hernandez. Mr. Hernandez stated that it has been a lack of communication between the council and Mr. Huseman.

Bill Walker – Asked the City Council if this all they have?!

Councilmember Schurig stated that the City Council held a retreat October 14-15, 2010 where they spoke of better communications, yet he did not find out that a 10 year contract with the rodeo had been signed back in October, and he just recently found out about. He stated that we should be focusing on the Gonzales Infrastructure and the Learning Center. Roads and sidewalks are not getting fixed. Why and where is the money going?

Del Delasantos – Ordinance states that it is the property owner who is responsible for sidewalks, not the city.

Ann Covert – Things seem to be confusing and dysfunctional within the

City Council. Mr. Huseman is very qualified and asked what is motivating the Council.

Bill Shepherd – There must be good communication and we need to fix issues.

Collie Bond – Bought property in the City to retire and it took a year to fix his alley where his vehicles stayed stuck for about 3 weeks. He had to go to the City Council to get it fixed.

August Etlinger – Owner of Reeses Print Shop stated that he assisted in getting the arena up and going and asked if it was profitable and would like to see a ledger available that everyone can understand.

Charlie Martin – Mr. Huseman is one hell of a good City Manager and shame on the City Council for wanting to get rid of him.

David Ludeke – Mr. Huseman has always been very helpful to him. The City Council should be more interested in getting the drugs off of the street and needs to get their priorities straight.

Paul Neuse – Owner of Storey Jewelry. Store has been there since 1979 and Mr. Huseman has been the only City Manager to spray for weeds on the sidewalks.

Barbara Hand – Hoped that the City Council has prayed about their decision and the impact it will have on the community.

Dee-Dee Sengleman – She resides in District 3. Stated that she has always received a response from Mr. Huseman on all her requests and that City Council needs to communicate better. She stated that Mr. Hernandez, City Council for Dist. 3 has never made an effort to attend a Homeowners Association meeting and she says it is humiliating what the City Council is doing and that we should beg Mr. Huseman to stay and that we as a community owe him an apology.

Robert Eberle – Stated that he attends almost every City Council meeting and that Mr. Huseman at the front of the room is the only person who communicates.

David Huseman – City Manager. Thanked everyone who came and supported him and had questions. In regards to the allegations regarding his lack of communications. He stated that one concern that the City Council from the recent retreat had was for him to send his project report

weekly rather than monthly of which he has done. Communications work both ways. If reference to the Paddling Trail, he stated that it is ready and that he has been waiting on a response from GBRA and Parks. Mr. Huseman asked the citizens "Is our town better now than it was 3 years ago"? Three years ago City Council was split, is it still? City Council needs to communicate better and support each other. Mr. Huseman discussed incentive contracts and that all contracts are performance based of which either party can chose to get out of.

Mayor O'Neal asked to reconfirm the motion on the floor whether to terminate David Huseman. Mayor O'Neal stated that Mr. Huseman has done a fine job and it will be difficult to replace him and of his disappointment of this motion. Mayor O'Neal voted against the motion.

Councilman Logan stated that he was here when Mr. Huseman was hired and he has never had any communication issues with him. He voted against the motion.

Councilmember's Hernandez, Schurig and Schroeder voted "aye" to the motion. Mayor O'Neal asked that Mr. Huseman turn in all company belongings and be escorted out.

With a quorum present, council reconvened regular session at 7:00 p.m.

- Item #3: Mayor O'Neal discussed the 2010 Racial Profiling Report submitted by the Police Department. The report is for informational purposes only, no action is necessary.
- Item #4: Connie Kacir, GEDC President, spoke on the Victoria College Gonzales Campus Expansion Project which was approved by the GEDC Board back on January 24, 2011. Mayor O'Neal asked for a motion to approve the project and Councilman Schurig moved and Councilman Hernandez seconded it and it carried unanimously.
- Item #5: Connie Kacir, GEDC President, spoke on the Robert E. Lee, Tropical Fusion Project which was approved by the GEDC Board on January 24, 2011. Mayor O'Neal asked for a motion to approve the project and Councilman Schurig moved and Councilman Hernandez seconded it and it carried unanimously.
- Item #6: Norma Jean DuBose, Tax Assessor, has asked for the City Council to approve a Tax Resale Property. Mayor O'Neal asked for a motion and Councilman Logan moved and Councilman Hernandez seconded and it passed unanimously.



- Item #7: Mayor O'Neal discussed a Resolution for Regional Solid Waste Grants Program. This grant will allow assistance to the citizens of Gonzales to dispose of household hazardous waste that will be beneficial to the community. Mayor O'Neal asked for a motion to approve Resolution 2011-04 and Councilman Schurig moved and Councilman Hernandez seconded it and it passed unanimously.
- Item #8: *Ordinance Ordering a Regular City Officer's Election May 14, 2011.* The ordinance directs posting the Order of Election and posting the Notice of Election. The period to file for a place on the May 14 ballot begins on February 12 and ends at 5 p.m. on March 14.
- Councilmember Logan moved to adopt *ORDINANCE 2011-04 AN ORDINANCE OF THE CITY OF GONZALES, TEXAS, ORDERING THE POSTING OF THE ORDER OF ELECTION FOR MUNICIPALITIES; DIRECTING THE GIVING OF NOTICE OF ELECTION; AND PROVIDING FOR OTHER MATTERS RELATING TO THE ELECTION.*
- Councilmember Hernandez seconded the motion. Mayor O'Neal called for a roll call vote. Councilmember's Schroeder, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.
- Item #9: The Gonzales Youth Center has presented a request for additional funding. Mayor O'Neal stated that this will need to be addressed during the Budget Workshop sessions and asked for a motion to table it. Councilman Logan moved to table this subject and Councilman Hernandez seconded it and it passed unanimously.
- Item #10: The Fourth Quarter Investment Report was for informational purposes, no action necessary.
- Item #11: Barbara Hand discussed that the Chamber would like to hold the 175<sup>th</sup> anniversary of Texas' Independence celebration at noon on Texas Heroes Square March 2, 2011. There will also be a breakfast held at the jail. Mayor O'Neal asked for a motion and Councilman Schurig moved and Councilman Logan seconded it and it passed unanimously.
- Item #12: Glenda Gordon, Gonzales Museum Projects Director, asked for approval to loan the Gonzales Come & Take It Cannon to the Houston Museum of Natural Science. The exhibition TEXAS! Will tour major cities and museums in Texas beginning March 6, and ending the summer of 2013. However, the cannon will return for specified Come and Take It celebrations. Mayor O'Neal asked for a motion and Councilman Logan moved and Councilman Schurig seconded it and it passed unanimously.

## OLD BUSINESS

Item #1: Draft of the Gonzales Heritage Preservation Ordinance still in discussion. Bob Burchard stated that this ordinance is a meager start and we need to go out into the community and start to dialog what the community wants.

Mayor O'Neal called for additional public comments.

Mike Hanson – Asked if the Heritage Preservation Ordinance is going to take away any property rights from owners? If it does, then say “No” to it.

Nikki Maxwell – Spoke of the good things about the Youth Center and her support of it and wishes for the council to approve an increase in funding.

Glenda Gordon – Stated to the City Council that she hoped that terminating David Huseman was for the greater good of the community.

Mr. Olmos – Happy with decision to let Mr. Huseman go.

## STAFF REPORTS

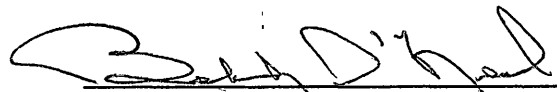
City staff reports were presented to Council prior to the meeting for their review. There were no questions of staff, which were available for any questions.

## ADJOURN

Upon a motion by Councilmember Schurig and second by Councilmember Hernandez the meeting adjourned at 7:23 p.m.

  
Recording Secretary

APPROVED:

  
Mayor

**CITY OF GONZALES  
CALLED CITY COUNCIL MEETING  
February 8, 2011 MINUTES**

The City Council convened a called meeting at 6:00 p.m., Tuesday, February 8, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmembers Gary Schroeder, Tommy Schurig, Lorenzo Hernandez, and Robert A. Logan.

Others Present: City Secretary Candice Witzkoske,  
City Attorney Jackie Williamson.

Item #1: Mayor O'Neal called the meeting to order at 6:00 p.m.

**PUBLIC HEARING**

None

**NEW BUSINESS**

Item #2: Mayor O'Neal stated that the City Council can hire a firm to secure a City Manager and may look at this avenue. He introduced Charles Windwehen, who is retiring as City Manager from Victoria, Texas. Mr. Windwehen stated that he has been with the City of Victoria for 36 years and would be interested in filling in as Interim City Manager for Gonzales, however, he was not looking for full-time employment.

Mayor O'Neal stated that because an action item was not included on the agenda, no action could be taken. Mayor O'Neal scheduled to meet again on Friday, February 11, 2011 at 6:30 p.m.

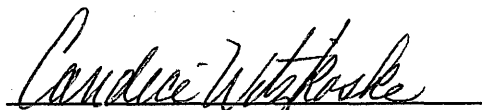
Item #3: Mr. Cavoza, Finance Director, asked City Council to table discussion of the 2010 Budget Amendments as he is waiting on additional information from our engineers. Mayor O'Neal stated that this will be included in Tuesday, February 15, 2011 Budget Workshop meeting.

**PUBLIC COMMENT**

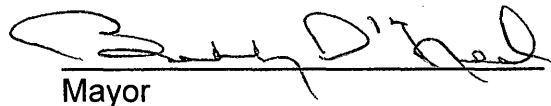
None – Mayor O'Neal advised the group that the Public Comment section was inadvertently omitted from the agenda and would be included at the next scheduled meeting.

**ADJOURN**

Mayor O'Neal asked for a motion to adjourn the meeting and Councilman Logan made a motion and Councilman Schroeder seconded. The motion passed by unanimous vote and the meeting adjourned at 6:06 p.m.

  
Recording Secretary

APPROVED:

  
Mayor

**CITY OF GONZALES  
CALLED CITY COUNCIL MEETING BUDGET WORKSHOP  
February 15, 2011 MINUTES**

The City Council convened a called meeting at 6:00 p.m., Tuesday, February 15, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmembers Gary Schroeder, Tommy Schurig, Lorenzo Hernandez, and Robert A. Logan.

Others Present: City Secretary Candice Witzkoske, City Attorney Jackie Williamson.

Mayor O'Neal called the meeting to order at 6:00 p.m.

**PUBLIC HEARING**

None

**NEW BUSINESS**

- Item# 1: Approve the draft minutes for February 8, 2011. Following review, Councilman Schurig moved to approve the minutes of February 8, 2011 as stated. Councilman Logan seconded the motion. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.
- Item # 2: Discuss and Consider Interim City Manager. Councilman Hernandez moved to go into Executive Session at 6:01 p.m. and Councilman Logan seconded it. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

The Called City Council meeting resumed at 6:31 p.m.

Councilman Logan moved to accept Charles Windwehen as the new Interim City Manager and Councilman Schuring seconded it. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #3: Public Comments.

Doris Liefeste – Requested a review of the city books as soon as possible. She would like for this information to be available to the public without having to abide by the Public Information Act (no charge).

Dennis Nesser – Talked about his view of the perception of secrecy within City Council. Still looking for answers regarding Mr. Huseman's pay and what all has been paid to him.

Item #4: Museum State Designation. Glenda Gordon spoke that Senator Hegar is requesting that the Gonzales Museum continue to be a state designated museum. This would mean that the museum cannot apply for another state designation within ten years. Councilman Schuring moved to approve this designation and Councilman Hernandez seconded it. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #5: Discuss and Consider the Proposed City Budget for 2011/2012.

Mayor O'Neal opened the floor for public comments.

Glenda Gordon asked if she would have the same opportunity to discuss the budget at tomorrow's budget workshop. Mayor O'Neal stated yes.

Bob Burchard – Asked when the public can review the proposed budget. Joe Cavozaos stated that the public can make a request for a copy of the budget through the city secretary or can view it in her office. However, there will be a charge for copying the budget.

Bob Burchard – Spoke regarding the Beautification Committee which was funded by the City. He is asking for funding of this project by the City be put into the budget. The committee has been paying out of their pockets and he asked for reimbursement of \$1,250.00.

Mayor O'Neal began open discussion of the Proposed Budget with City Council and City Staff. Mr. Windwehen stated that because of the absence of a City Manager, we were unable to present a balanced budget. Mr. Cavozaos started with the General Fund and discussed Capital Improvement Items, their reasons and costs. Mr. Windwehen suggested that in order to reduce the Capital Improvement, we can either transfer funds from the General Fund only as a temporary fix, raise additional revenues, and raise bulk water rates. Further discussion regarding the capital improvement list will be discussed at tomorrow's meeting so that Mr. Windwehen and Joe Cavozaos can meet with the staff

to determine their priorities. Discussion of ideas in completing St. George Street were discussed. All department budgets were discussed at length. The Water and Wastewater Plants were discussed. Gary Shock advised the City Council that we will need to start planning now for some major needs. Looking at purchasing a video system to assess all city sewer lines.

Mr. Cavoza asked that discussion of GEDC be postponed until tomorrow's meeting since Carolyn Gibson is out today.

Mayor O'Neal stated that he appreciates all the input from the citizens and staff and no action is taken today and budget discussion will continue at tomorrow's scheduled meeting.

## STAFF REPORTS

None

## ADJOURN

Upon a motion by Councilmember Logan and second by Councilmember Hernandez the meeting adjourned at 8:14 p.m.

  
Recording Secretary

APPROVED:

  
Mayor

**CITY OF GONZALES  
CALLED CITY COUNCIL MEETING BUDGET WORKSHOP  
February 16, 2011 MINUTES**

The City Council convened a called meeting at 6:00 p.m., Wednesday, February 16, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmembers Gary Schroeder, Tommy Schurig, Lorenzo Hernandez, and Robert A. Logan.

Others Present: City Secretary Candice Witzkoske, City Attorney Jackie Williamson.

Mayor O'Neal called the meeting to order at 6:00 p.m.

**PUBLIC HEARING**

None

**NEW BUSINESS**

- Item# 1: The approval of the minutes of the 2/15/11 meeting were tabled due to time constraints.
- Item # 2: Councilman's Schurig and Schroeder requested that the subject of K-2 (Synthetic Marijuana) be added to the agenda for discussion. Mr. Schurig stated that he wants to inform the public that this product is being sold at some of our local convenience stores. He stated that it is sold as an incense however, it is being smoked. Mr. Schurig stated that many cities have already banned it and it is to be presented to legislature this year and he would like to see our city ban it. He asked that anyone having any questions or concerns to contact himself, the mayor or any councilman. No action necessary at this time.
- Item #3: Budget Workshop Discussions - Charles Windwehen, Interim City Manager, informed the mayor and city council that he recommends holding an additional budget workshop in order to finalize the budget. The next meeting will be held on Tuesday, 2/22/11.

Joe Cavozaos began with discussion of GEDC's Hotel/Motel budget and that the revenues and expenses are the same because of the new hotel coming in. Mr. Cavozaos stated that the Hotel/Motel funds have been

moved out of the general fund because that money is restricted. Carolyn Gibson stated that this is a draft GEDC budget and that the one year budget has not been approved by the GEDC board. Mr. Cavoza handed out a 2011 Budget Calendar to the City Council.

Mayor O'Neal opened the floor for public comments:

Hector Porras – Is a member of the GEDC Board and asked that the numbers for the GEDC budget be looked at carefully.

Barbara Crozier – Stated that she sent a letter to City Council regarding the hiring of a Tourism Director which is to come out of the GEDC budget. She stated that currently we have volunteers from the Chamber, Main Street and GEDC and this presents difficulty.

Ms. Crozier asked when the St. George Street project will be completed. Keith Shauer stated that the grant requires we start within one year with completion in two years.

David Thiede – Spoke regarding the need to lower the speed limit on Hwy. 183 at Papoose Place (St. George Street). Because of the condition of St. George Street, the school buses have to unload the children to the Youth Center off of Hwy. 183 which has been very dangerous.

Glenda Gordon – Stated that the Gonzales Museum is high on the list in obtaining a Texas Historic Commission Grant for \$28,000.00 which she submitted. She informed the City Council that the museum is in critical need of repair. She stated that the city agreed to \$13,000.00 in-kind. She handed out a copy of the museum budget to the City Council members.

J.R. Covert – Stated that he had worked closely with David Huseman, city staff and the police department and positive things have been happening on his side of town. He started a neighborhood association and wants to know when St. George Street will be paved.

David Dement – Stated that many businesses in the area of St. George Street have put money in to fixing St. George Street and he would like to see City Council honor their commitment in completing it. Mr. Dement also asked if funds for the Beautification Committee were included in the new budget and Mr. Cavoza said not at this time.

Charles Windwehen – Stated that he and city staff are looking at the best way in finishing St. George Street, installing the R.V. sites and the Reed Street project. Mr. Windwehen informed the council that we need to start looking at preliminary long term plans for the water plant.



Keith Shauer – It may be best to contract out the water sewer needs for all the blocks on St. George Street. He discussed putting down a limestone base and that the Reed Street project is critical and he received 8 bids today with the lowest bid being \$453,000.00.

Doris Leifeste – Stated that she expects the city to help with the various projects and we need to focus on our budget at hand.

Mayor O'Neal stated that there is no action to be taken at this time on the budget.

### STAFF REPORTS

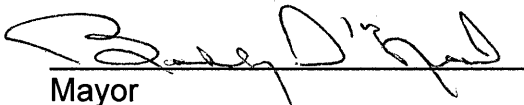
None

### ADJOURN

Upon a motion by Councilmember Logan and second by Councilmember Schurig the meeting adjourned at 7:04 p.m.

  
\_\_\_\_\_  
Recording Secretary

APPROVED:

  
\_\_\_\_\_  
Mayor

**CITY OF GONZALES  
CALLED CITY COUNCIL MEETING BUDGET WORKSHOP  
February 22, 2011 MINUTES**

The City Council convened a called meeting at 6:00 p.m., Tuesday, February 22, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmembers Gary Schroeder, Tommy Schurig, Lorenzo Hernandez, and Robert A. Logan.

Others Present: City Secretary Candice Witzkoske, City Attorney Jackie Williamson.

Mayor Pro-tem Logan called the meeting to order at 6:00 p.m.

**PUBLIC HEARING**

None

**NEW BUSINESS**

Item# 1: Discuss and Consider request from organizers of the Texas Independent Relay for March 4 & 5, 2011. Jay Fulshear, event organizer spoke on the event. He stated that the City has worked with him in previous years and asked if the Come and Take It Flags would be placed again for the event. Bob Burchard stated that the flags can be used at a fee. However, Councilman Schurig stated that he can obtain flags and will be happy to place them for the event. Glenda Gordon from the museum stated that she will also have flags flying at the museum around the reflection pond. Mr. Fulshear stated that there will be an Olympian runner at this year's event for the mile run for ages 5-13. Mayor Pro-tem Logan asked for a motion to approve the event request and Councilman Schurig moved and Councilman Hernandez seconded it and it carried unanimously.

Item #3: Workshop Session to Discuss the Proposed City of Gonzales Budget for Fiscal Year Beginning April 1, 2011 and ending March 31, 2012. Charles Windwehen, Interim City Manager informed the City Council that the City is presenting a proposed balanced budget that has been reduced to cover all except \$100,000.00 that will need to come out of the General Fund. He discussed highlights of the budget to include expenditures for Victoria College, St. George Street Project, Reed Street and step increases for staff.

Mr. Windwehen advised the council that we need to be looking at putting capital back into the City's infrastructure with a strategic plan for long term projects.

Mr. Windwehen stated that the revised budget includes completion of the R.V. sites that will be done in-house. Mr. Malaer handed out a color chart indicating the time frame to complete the project (Attachment "A"). Mr. Malaer stated that this is considered a Public Works Project and it will need plans from an engineer. Mr. Windwehen stated that in-house staff will also be used in the St. George Street project. He has spoken with Judge Bird and Commissioner LaFluer and the county is willing to assist us. Keith Shauer discussed his plan in completing the St. George Street Project. The plan includes keeping all of the electrical above ground which reduces the costs significantly. Mr. Shauer to provide schematics of his plan at the next City Council meeting.

J.R. Covert commented on the St. George Project that the original plan was coordinated with the V.I.P. for all electrical to be done underground with grant funds. However, Mr. Windwehen stated he is unaware of grant funds for underground electrical. City Electrician, Robert Miller stated that the electrical above ground will have steel poles.

Joe Cavoza, Finance Director, handed out a budget reduction sheet that lists the items reduced or changed in order to balance the budget (Attachment "B") and he discussed it at length. The replacement of a new animal control vehicle was removed from the budget. Councilman Hernandez asked why there was a large jump in the animal control maintenance. This is covered under the Police Department and due to Tim Crow's absence at training, it will be further discussed at the next meeting. Mr. Cavoza stated that continued budget items for non-profit organizations have been included along with an increase for the Youth Center. Mr. Windwehen stated that the City must have contracts in place with these agencies. He will also be discussing water rate increases once he talks with staff and the engineer.

Mr. Cavoza stated that he will be presenting the 2010/2011 budget amendments at the March 1, 2011 City Council meeting.

**PUBLIC COMMENTS:**

Bob Burchard asked again for funding for the Beautification Committee. He handed out a picture of how our square could look (Attachment "C"). Mr. Burchards informed the City Manager of the need for weed spraying on the square.

Mayor O'Neal commended the staff on their proposed budget and their diligence in getting it reduced.

**STAFF REPORTS**

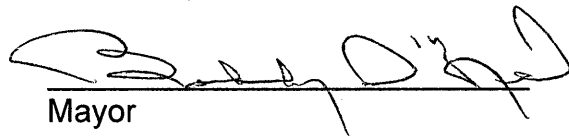
None

**ADJOURN**

Upon a motion by Councilmember Logan and second by Councilmember Hernandez the meeting adjourned at 7:07 p.m.

  
Recording Secretary

APPROVED:

  
Mayor

**CITY OF GONZALES  
REGULAR CITY COUNCIL MEETING AND PUBLIC HEARING  
March 1, 2011      MINUTES**

The City Council convened their regular meeting at 6:00 p.m., Tuesday, March 1, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmembers Gary Schroeder, Tommy Schurig, Lorenzo Hernandez, and Robert A. Logan.

Others Present: Interim City Manager Charles Windwehen, City Secretary Candice Witzkoske, City Attorney Jackie Williamson.

Mayor O'Neal called the meeting to order and gave the invocation at 6:01 p.m.

**PUBLIC HEARING**

Mayor O'Neal opened the floor for Public Hearing to hear any comments regarding the Proposed 2011/2012 Budget. No comments were made.

**NEW BUSINESS**

- Item# 1:      Approve the minutes for February 1, 2011 meeting. Councilman Logan moved to approve the minutes of February 1, 2011 as stated. Councilman Hernandez seconded the motion. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.
- Item # 2:      Approve the minutes for the February 16, 2011 meeting. Councilman Hernandez moved to approve the minutes of February 16, 2011 and Councilman Logan seconded the motion. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.
- Item #3:      Approve the minutes for February 22, 2011 meeting. Councilman Logan moved to approve the minutes of February 22, 2011 as stated. Councilman Hernandez seconded the motion. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

- Item #4: Approve Zoning Board of Adjustment Reappointments for Dawn O'Donnell, Isaac Anzaldua and Hector Porras for another two year term. Councilman Schuring moved to approve these reappointments and Councilman Schroeder seconded. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.
- Item #5: Approve Planning and Zoning Commission Reappointments for Jereline Clack, Paul Frenzel and Philip Borowitz for another two year term. Councilman Logan moved to accept these reappointments. Councilman Schroeder seconded. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.
- Item #6: Approve Golf Course advisory Board Reappointments for Floyd Rogers and Debbie Tieken for another three year term. Councilman Logan moved to accept these reappointments. Councilman Hernandez seconded. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.
- Item #7: Interim City Manager Contract. Mayor O'Neal stated that the City Council members have a copy of the contract and asked for a motion to approve it. Councilman Logan moved to approve the contract and Councilman Schurig seconded it. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.
- Item #8: Solid Rock Baptist Church Tent Revival Event Request March 14-16, 2011. Gustavo Ramos spoke on behalf of Michael Martin requesting approval for the event to be held somewhere on the town square. They will provide their own tent, however, will need access to electricity. Due to the length of the revival, Mayor O'Neal asked if they could hold the event at the Apache football field. Mr. Ramos was in agreement. Robert Miller stated that they could hook up to the school's electric outlet that the carnivals use or we can set them up with a temporary meter. Mr. Miller to check with the school to make sure there is no problem utilizing their outlet. Councilman Schurig moved to accept the event and Councilman Schroeder seconded it. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #9: Old Jail Run on April 30, 2011 hosted by the Gonzales Chamber. Barbara Hand spoke regarding her request for this annual event and asked for approval with the appropriate street closures and use of Confederate Square. Councilman Logan moved to accept this event and Councilman Schroeder seconded it. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote. Ms. Hand also reminded the council that tomorrow, March 2, 2011 is Texas Independence Day and that breakfast will be served at the chamber.

Item #10: Tony Espinosa is requesting that 2 blocks of Badger Street be renamed to "Espinosa Street" for his grandfather's namesake. Mr. Espinosa stated that he checked with the Golden Crescent regarding 911 requirements and he was told that it will not be a problem. He also checked with the City of Seguin and San Antonio and both stated it was just a procedure. Interim City Manager, Charles Windwehen, spoke of the affects it will have with the Police, Fire, EMS departments as well as delivery companies and post office and was not in favor of renaming a partial of the street. Mr. Espinosa stated he would be happy if they wanted to rename the whole street. Council discussed that this may set precedence and that others will want to rename streets. Mr. Hector Porras spoke that the precedence was set when the City renamed "Clifton Poe" street. Mr. Espinosa asked the council to consider the long history of the Espinosa family in Gonzales. Councilman Schurig moved to accept renaming the two blocks requested to "Espinosa Street" and Councilman Hernandez seconded it. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #11: Ordinance adopting a Budget for the 2011-2012 Fiscal Year. Interim City Manager, Charles Windwehen advised the council that the only change that has been made to the Proposed Budget was the addition of \$2,500.00 will be included for the Beautification Committee. These funds were taken out of the Animal Control Budget and will not change the bottom line.

Mayor O'Neal asked for any Public Comments regarding the 2011-2012 Budget and there were none.

Mayor O'Neal closed the Public Hearing at 6:39 p.m.

Councilman Logan moved to approve Ordinance 2011-01 in adopting the 2011-2012 Budget and Councilman Hernandez seconded it. Mayor

O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #12: Ordinance adopting Budget Amendment I to the Original General Budget of the City of Gonzales, Texas, for the Fiscal Year 2010-2011. Interim City Manager, Charles Windwehen, and Finance Director Joe Cavoza discussed the budget amendments and their justifications. Charles Windwehen discussed 15 general policy recommendations he will be implementing in order to strengthen internal controls. Mayor O'Neal asked for an updated report on the Tourism Committee. After deliberation, Councilman Schurig moved to accept the 2010-2011 Budget Amendments and Councilman Schroeder seconded it. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #13: City Engineer, Keith Shauer, discussed the needs of the Kerr Creek Wastewater Line Replacement. He stated that five thousand feet need to be replaced as soon as possible and bids were opened on 2/16/11. The low bid was Rockin Q and Mr. Shauer has checked their qualifications and checked references and he needs approval to get started as bids are only good for 30 days. Councilman Schurig moved to accept the bid and Councilman Logan seconded it. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #14: Mr. Sam Lewis advised the council that Victoria College has requested a change in date of the current contract from December 15, 2011 to August 31, 2012 to allow them more time for construction. Councilman Logan moved to accept this change and Councilman Schurig seconded it. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Charles Windwehen recommended to hold another City Council meeting next week to discuss some other important agenda items. Council set the date of Tuesday, March 8, 2011 at 5:15 p.m.

## OLD BUSINESS

None



## STAFF REPORTS

City staff reports were presented to Council prior to the meeting for their review. There were no questions of staff, which were available for any questions.

- 1.) The Gonzales Professional Firefighter I.A.F.F. Local 4663 presented Gonzales Police Officer Doug Mundine a Heroism Award for saving an elderly man in a house fire on January 24, 2011.
- 2.) Sam Lewis advised the council that an individual property owner is planning to install 84 R.V. sites on his property which is off the Kelley Loop. The owner will be responsible to run the sewer/water lines to the City's manhole.
- 3.) Sam Lewis advised the council that he and other City staff met with local business owners on St. George Street regarding locating the electrical lines behind the businesses. Mr. Lewis stated that so far they have only received an easement for part of the street but will look at avenues in obtaining an easement for the rest. Mayor O'Neal suggested that we look at the Franchise Agreement.

## PUBLIC COMMENTS:

Noel Reese, property owner, stated that he would be in agreement with obtaining an easement to continue putting all the electrical lines behind the businesses off of St. George Street.

David Dement showed his appreciation with the City working with the local businesses.


Joanne Leifeste requested that the approved budget be put on-line.

## ADJOURN

Upon a motion by Councilmember Schurig and second by Councilmember Hernandez the meeting adjourned at 7:12 p.m.

  
\_\_\_\_\_  
Recording Secretary

APPROVED:

  
\_\_\_\_\_  
Mayor

**CITY OF GONZALES  
CALLED CITY COUNCIL MEETING  
March 8, 2011 MINUTES**

The City Council convened their regular meeting at 5:15 p.m., Tuesday, March 8, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmembers Gary Schroeder, Tommy Schurig, Lorenzo Hernandez, and Robert A. Logan.

Others Present: Interim City Manager Charles Windwehen, City Secretary Candice Witzkoske, City Attorney Jackie Williamson.

Mayor O'Neal called the meeting to order at 5:16 p.m.

**PUBLIC HEARING**

None

**NEW BUSINESS**

- Item# 1: Discuss and Consider 2010/2011 Budget Amendment-R.V. Sites. Joe Cavoza, Finance Director, advised the council that the funds for the 96 R.V. sites was approved for the 2011/2012 budget, however, he is requesting that the funds be moved into the 2010/2011 budget due to time limits with the rodeo. Councilman Logan moved to accept this budget amendment and Councilman Hernandez seconded it. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote
- Item # 2: Discuss and Consider Process of Hiring City Manager. Interim City Manager, Charles Windwehen, advised the council that they need to come up with a work plan on hiring a long term City Manager. He referred several consultant companies and asked for them to approve letting him solicit proposals. Councilman Schurig moved to allow Mr. Windwehen to solicit proposals from consulting firms and Councilman Logan seconded it. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion

passed by unanimous vote.

- Item #5: Report on Phase I Gonzales Memorial Museum and Amphitheatre Project. Mr. Windwehen stated that TSG Architect, Tim Geishedle was to give a report, however, he was called out of town. Mr. Windwehen stated that this project was not brought up at budget time. The plans and specs are ready to go to bid, however, no funds have been budgeted for this project. We have applied for a grant but there is no guarantee that we will receive it.

### EXECUTIVE SESSION

Councilman Logan moved to go into Executive Session at 5:34 p.m. to discuss the City Managers limits on contracts and budget transfers within departments. Councilman Hernandez seconded it. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

- Item #3: Discuss and Consider Authority of City Manager Duties. Mr. Windwehen requested the City Council advise him what limits he has in signing contracts and transferring funds within the departments. Councilman Logan stated that the City Manager has authority to approve contracts up to \$25,000.00. Councilman Hernandez seconded it. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

- Item #4: Councilman Logan moved to allow the Interim City Manager authority to transfer funds from within departments up to \$25,000.00. Councilman Schurig seconded it. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Consultation with attorney Under Government Code 551.071.

- 1.) Gonzales vs. GVEC, Inc., Time Warner Cable and City of Gonzales. Councilman Logan moved to authorize the City Manager to enter into a contract between the City and GVEC for electrical services at J.B. Wells park. Councilman Schroeder seconded. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each

- 2.) Contemplated litigation re: variance at 1713 Neuman, Gonzales, Texas

## RETURN TO OPEN SESSION

City Council came out of Executive Session at 6:08 p.m.

## OLD BUSINESS

None

## STAFF REPORTS

None

## PUBLIC COMMENTS:

Mayor O'Neal asked for any public comments.

Pam Pettijohn – Asked about policy that authorized David Huseman's increase on his severance check.

Connie Kacir – Asked City Council to look at the budgeted amount for Animal Control. She felt it was too high in comparison to other cities and other projects need more attention.

## ADJOURN

Upon a motion by Councilmember Logan and seconded by Councilmember Schurig the meeting adjourned at 6:15 p.m.

  
Recording Secretary

APPROVED:

  
Mayor

**CITY OF GONZALES  
REGULAR CITY COUNCIL MEETING AND PUBLIC HEARING  
April 5, 2011                      MINUTES**

The City Council convened their regular meeting at 6:00 p.m., Tuesday, April 5, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmembers Gary Schroeder, Tommy Schurig, Lorenzo Hernandez, and Robert A. Logan.

Others Present: Interim City Manager Charles Windwehen, City Secretary Candice Witzkoske, City Attorney Jackie Williamson.

Mayor O'Neal called the meeting to order and gave the invocation at 6:00 p.m.

**PUBLIC COMMENTS**

Mayor O'Neal opened the floor for Public Comments.

W.R. Low – Asked for the Council to support the Gonzales Cannon newspaper; it is locally owned. Discussed the savings to the City and the stockholders of the company.

Steve Pirkle – Asked that the Council approve the rezone/replat of the Edwards Community property already approved by the Planning and Zoning Commission to build additional retirement apartments. There will be 8 apartments with all off street parking.

Dave Mundy – Is the general manager of the Cannon and discussed the newspapers growth and regional outreach. Stated that Nixon selected the Cannon as their official newspaper, believes they submitted the better bid and if selected would be the most fiscally responsible.

Dennis Nesser – Does not approve of the revised agenda format. Told the Mayor that it was a poor choice to do a Proclamation for Rev. Roaches. Would like to see a procedure for citizens to apply for Board openings. Pulling his petition for City Council term limits. Asked City Council why they have not addressed the budgeted amount for animal control.

Mayor O'Neal – Wants to set the record straight on the Proclamation for Rev. Roaches. 20 years ago he was asked by the church to honor Rev. Roaches and now 25 years later they again asked for the Proclamation to celebrate Rev. Roaches. It has nothing

to do with the voter fraud issue; just a Proclamation which the Mayor can do.

Bob Burchard – The Beautification Committee purchased and planted 20 red bud trees in Independence Park and thanked the City Council for their support.

Joanne Leifeste – Asked when the annual audit was done and when it would be posted. Mr. Windwehen stated that the audit has not been done yet but expect it within the next several weeks and then it will take approximately 2-3 months to complete before it can be posted.

## **PUBLIC HEARING**

The Mayor opened the floor for Public Hearing to hear comments pertaining to the Planning and Zoning Commission Rezoning/Replat in Edwards Community to build one bedroom retirement apartments. Sam Lewis informed the City Council that the Planning and Zoning Commission approved the request submitted by Wayne Brown at their meeting that was held March 16, 2011 of which there were no objections or complaints.

Barbara Hand – Stated that she recommends we support and approve the building of the additional retirement apartments at Edwards Community as it is good for the community.

No action was taken because it requires an Ordinance which will be included at the next City Council meeting.

## **APPROVAL OF MINUTES**

Item # 2 & 3: The Mayor asked for approval of the March 1<sup>st</sup> and March 8<sup>th</sup> 2011, minutes. Councilman Logan made a motion to approve the March 1, and March 8, 2011 minutes and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

## **EVENTS/OTHER**

Item #4: Barbara Fredrich and Egon Barthels spoke regarding Main Streets request use of Confederate Square June 3, 10, 17 & 24, 2011 and J.B. Wells Park on July 4, 2011 for Fire Works Display and for the sale and consumption of alcoholic beverages for these events with designated street closures. The Mayor asked for a motion. Councilman Logan moved to accept this event as stated and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #5: Councilman Schurig requested the designated street closures for the annual Knights of Columbus Fish Fry to be held on 4/8/11, however, there will be no alcoholic beverages served as indicated on the agenda. The Mayor asked for a motion. Councilman Schurig moved to accept the event and Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #6: The request for the annual Cinco De Mayo Celebration for May 7, 2011 was tabled because the agenda did not indicate that alcohol will be served. It will be added to the next City Council meeting.

Item #7: The Mayor stated that April is Fair Housing Month and he read the Proclamation.

Item #8: Mr. Windwehen recommended that the City Council recognize Good Friday as a holiday. The Mayor asked for a motion. Councilman Schurig moved to make Good Friday a holiday of the City and Councilman Hernandez seconded it. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #9: City Attorney, Jackie Williamson, stated that Verizon has agreed to pay the City \$11.77 per pole attachment and asked that City Council approve the contract, which is an amendment to our current agreement. The Mayor asked for a motion. Councilman Logan moved to approve the contract and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #10: Charles Windwehen informed the City Council that staff will present Board applications to them 1-2 months ahead of time for appointments/reappointments so that they may have more time evaluating them. Carolyn Gibson informed the City Council that she received one application and has three reappointments and stated that at the Council's pleasure, she would be happy to place an ad in the newspaper of the opening on the Tourism Board to see if there are more citizens interested. City Council recommended to table the Tourism Committee appointment/reappointments and that Ms. Gibson put an ad in the paper. The Mayor asked for a motion. Councilman Hernandez moved to table the appointment/reappointments and Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #11: Carolyn Gibson advised City Council that Phase I of the Gonzales Industrial Park Infrastructure Water/Wastewater Project was let and ready to begin. The lowest

bidder was Mercer Construction at \$119,161.90. GBRA will be providing the electrical work in-kind. The Mayor asked for a motion. Councilman Logan moved to accept Phase One of the infrastructure project and Councilman Schurig seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #12: Charles Windwehen informed the City Council that he solicited four proposals for recruitment of a City Manager. He recommends SGR (Strategic Government Recourses) based on their strong background. The recruitment fee is \$19,500.00. Mr. Windwehen introduced Ron Holified and Alan Taylor with SGR. Mr. Holifield gave their company's background and their own background and how they will determine the final candidates for review. The Mayor asked for a motion. Councilman Logan moved to accept SGR as the recruitment firm for the City Manager and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #13: Mr. Windwehen advised the City Council that he had asked the Mayor to sign the Interlocal Agreement between The City of Gonzales and Gonzales County last month due to time constraints with J.B. Wells and asked for ratification. The Mayor asked for a motion. Councilman Logan moved to accept the agreement and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

The Mayor asked for final comments regarding the Public Hearing. No further comments and the Public Hearing was closed at 6:39 p.m.

## RESOLUTIONS

Item #14: City Attorney, Jackie Williamson, discussed the requirements necessary for the City to designate an official newspaper. Nikki Maxwell from the Gonzales Cannon spoke in reference to their second class postal matter and informed the Council that there were no problems with their audit and anticipate that their pending status will be approved and accepted. Loretta Shirley from the Gonzales Inquirer thanked the City for their years of service and discussed the advantages of using the Inquirer and submitted an amended proposal to the City. Councilman Schurig made a motion to select the Gonzales Cannon as the official newspaper of the City and Councilman Schroeder seconded it. The Mayor asked for a roll call vote with Councilman Logan saying "NO" because the Cannon does not meet the requirements by not having their second class postal matter. Councilman Hernandez abstained from voting due to having a financial interest. The Mayor voted "NO" as well due to the Cannon not meeting the requirements. Therefore, there is a tie vote with no newspaper designated as the official newspaper.



Item #15: Designation of the City Secretary as the Public Information Coordinator was discussed. The Mayor asked for a motion. Councilman Logan moved to approve Resolution #2011-06 and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #16: Charles Windwehen stated that the City Council authorized him up to \$25,000.00 for purchases. However, equipment that is needed to purchase will exceed this amount. He asked for approval to expend budgeted funds for equipment that will exceed the \$25,000.00 in a public auction. The Mayor asked for a motion. Councilman Logan made a motion to approve Resolution #2011-09 and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #17: Councilman Schurig asked that the whole street of Badger Street be renamed Espinosa Street, rather than just a portion of it. The Mayor asked for a motion. Councilman Schurig made a motion to approve Resolution #2011-08 and Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #18: Charles Windwehen advised the City Council that the City's current personnel policy does not allow staff to roll-over vacation time. He recommended that staff be allowed to roll over up to one week for 1-5 years of service and up to 80 hours for 5-more years of service. This policy change does not give the staff more vacation, but gives them more flexibility what they accrue and does not roll-over year-to-year. The Mayor asked for a motion. Councilman Schurig made a motion to approve Resolution #2011-11 and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #19: Joe Cavazos, finance director, stated that Tex Pool representatives needs to be updated. The Mayor asked for a motion. Councilman Logan made a motion to approve Resolution #2011-10 and Councilman Hernandez seconded it. They Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #20: City Attorney, Jackie Williamson, asked that the discussion regarding Time Warner be tabled as it looks like an agreement can be made. The Mayor asked for a motion. Councilman Hernandez made a motion and Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

## **ORDINANCES**

Item #21: Charles Windwehen advised the City Council that a budget amendment for 2011/2012 is necessary for the recruitment fees for a city manager in the amount of \$19,500.00, because no funds were budgeted for this. The Mayor asked for a motion. Councilman Logan made a motion and Councilman Schurig seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #22: There were no opposing candidates for District One and District Two nor were there any write-in's for the 2011 election. Therefore, the Election is cancelled by Ordinance. The Mayor asked for a motion. Councilman Hernandez made a motion to approve Ordinance #2011-03 and Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #23: City Attorney, Jackie Williamson informed the City Council that she revised the Ordinance to make it illegal to sell K-2 and its various forms. Councilman Schurig discussed the affects it has on a persons health and that it cannot be detected in drug screening. The Mayor asked for a motion. Councilman Schurig made a motion to approve Ordinance #2011-05 and Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

## **STAFF REPORTS**

Item #24: Charles Windwehen advised City Council that the bleachers at the old arena in Independence Park are in disrepair, unsafe and a risk factor for the City. He asked the Council to think about what to do with them and staff will make their recommendations and will block off the areas that are unsafe.

Item #25: Robert Miller, City Electrician, updated Council on what has been done regarding St. George Street. He stated that he is waiting on the businesses there to move their meter loops to the alley and that it is looking much better.

## **EXECUTIVE SESSION**

The Mayor asked to go into Executive Session. Councilman Logan made a motion to go into Executive Session at 7:06 p.m. and Councilman Schurig seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

City Council came out of Executive Session at 7:20 p.m. Councilman Schurig made a

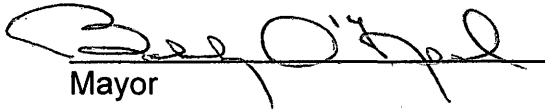
**ADJOURN**

Upon a motion by Councilmember Logan and second by Councilmember Hernandez the meeting adjourned at 7:22 p.m.



Recording Secretary

APPROVED:



Mayor

**CITY OF GONZALES  
REGULAR CITY COUNCIL MEETING AND PUBLIC HEARING  
April 12, 2011      MINUTES**

The City Council convened their regular meeting at 5:30 p.m., Tuesday, April 12, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmembers Gary Schroeder, Tommy Schurig, Lorenzo Hernandez, and Robert A. Logan.

Others Present: Interim City Manager Charles Windwehen, City Secretary Candice Witzkoske, City Attorney Jackie Williamson.

Mayor O'Neal called the meeting to order at 5:30 p.m. and stated that because there has already been a Public Hearing held regarding the rezoning/replat of the Edwards Community retirement apartments, he opened the floor for public comments.

**PUBLIC COMMENTS**

Eddie Reyes – President of LULAC. Spoke regarding Cinco De Mayo with requested road closures, serving alcohol in no-glass containers; to be held on May 7, 2011.

Steve Pirkle – Asked the City Council to approve the rezone/replat at the Edwards Community to build retirement apartments.

Item #1: Discuss and consider the Planning and Zoning Commissions's recommendation to approve the rezone/replat in the Edwards Community to build one bedroom retirement apartments. The Mayor asked for a motion. Councilman Logan made a motion to approve Ordinance #2011-06 and Councilman Schurig seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #2: Discuss and consider the close-out of the Texas Community Development Block Grant Program. Joe Cavazos, finance director, informed the Council that this grant was in coordination with the Guadalupe Blanco River Authority (GBRA) to rebuild the river bank. The grant was for \$409,444.80 and there was no cost to the City.

Item #3: Discuss and consider event request for Cinco De Mayo celebration to be held on May 7, 2011 with designated street closures and the sale and consumption of alcoholic beverages. The Mayor asked for a motion. Councilman Schurig made a

motion and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

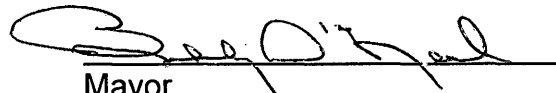
The Mayor asked for any further comments and there were none so Public Comments was closed at 5:37a.m.

## ADJOURN

Upon a motion by Councilmember Logan and second by Councilmember Schurig the meeting adjourned at 5:38 p.m.

  
Recording Secretary

APPROVED:

  
Mayor

**CITY OF GONZALES  
REGULAR CITY COUNCIL MEETING AND PUBLIC HEARING  
May 3, 2011 MINUTES**

The City Council convened their regular meeting at 6:00 p.m., Tuesday, May 3, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmembers Gary Schroeder, Tommy Schurig, Lorenzo Hernandez, and Robert A. Logan.

Others Present: Interim City Manager Charles Windwehen, City Secretary Candice Witzkoske, City Attorney Jackie Williamson.

Mayor O'Neal called the meeting to order and gave the invocation at 6:01 p.m. The Mayor asked for all in attendance to turn their cell phones off and he read the Procedures to follow for Public Comments.

**PUBLIC COMMENTS**

Mayor O'Neal opened the floor for Public Comments.

Robert Eberle – Does not agree with the zoning of the Recycling Center and he explained the definition of storage. He stated that some of the surrounding counties place their recycling centers in M-1.

Billy Bob Low – A partner with the Gonzales Cannon newspaper. He informed the council that the Cannon now has their 2<sup>nd</sup> class postal matter, they update their website daily and are locally owned and operated. He asked for Councils support in designating the Cannon as the official newspaper of the City.

Mike Hanson – Owns property behind the recycling center. Looked at the facility and he is happy that someone has cleaned up that property. He does not appreciate someone from the Museum suing the City for someone wanting to open up a business as it is not violating anything and does not feel they should be mandating property rights.

Roger Peralez – Individual who opened the recycling center. Stated that he has a recycling center in Lockhart that has been there for 14 years and is zoned C-1. He asked the citizens to come by and look at the facility.

Norma Fink – Citizen that does a lot of volunteer work in the City and was previously on the Zoning Board and felt that at that time the Board would have not agreed to a recycling center at this location. She stated that zoning was put in place to put businesses in a proper place.

Glenda Gordon – Stated she is the Project Director for the Museum and a volunteer. The Museum extended their hours in coordination with the Crystal Theatre's 1918 play so those wishing to tour will have an opportunity. Exhibit planning meeting will be held on May 12, 13 & 20<sup>th</sup> from 9:00a.m.-3:30p.m.at the basement of the Randle Rather Bldg.

Jean Floyd – Does not believe recycling center should be at its current location and is against the ZBoA's decision.

### **APPROVAL OF MINUTES**

Items 1 & 2. The Mayor asked for a motion to approve the minutes of April 5, 2011 and April 12, 2011. Councilman Logan made a motion and Councilman Hernandez seconded it. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

### **EVENTS/OTHER**

Item #3. The Mayor asked if the Councilmen have reviewed the information provided for reappointments/appointments for the Tourism Committee. Councilman Schurig made a motion to approve the reappointments of Richard Tiller and Barbara Crozier and appointments of Ken Morrow, Ann Covert, Paul Frenzel, David DeMent and Cindy Munson. Councilman Logan seconded the motion. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #4. Carolyn Gibson advised the City Council that the GEDC Board approved \$360,000.00 to fund the construction of the Holiday Inn Express and to forgivable note of \$40,000.00 on the Sleep Inn with agreement that repayment of the \$360,000.00 will be paid back in 10 years. Councilman Logan asked if GEDC has a criteria for the forgiveness of loans and Ms. Gibson stated that it is common practice. The Mayor asked for a motion to approve the GEDC Board's recommendation to approve this funding. Councilman Hernandez moved and Councilman Logan seconded it. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #5. Carolyn Gibson advised the City Council that GEDC requests City Council approve striking Section 4.03 "Bonds" from the GEDC by-laws. City Attorney, Jackie Williamson has advised GEDC that this requirement for a bond on each member of the Board is unnecessary because the members are covered under the City's Liability policy. The Mayor asked for a motion. Councilman Logan made a motion to approve this change to the GEDC by-laws and Councilman Schurig seconded it. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #6. Shawn Dollery with the Texas Junior High Rodeo Association informed the Council that May 27-29, 2011 there will be 368 contestants at the arena for their annual competition and he handed out information. He bragged about the arena and the staff and stated that there are 10 regions in the State. As a way to give back to the community, all contestants are asked to bring a jacket that will be donated to GCAM along with food for the Gonzales animal shelter. He presented City Council with passes to attend the various functions. The Mayor also commended the City staff at the arena.

## **RESOLUTIONS**

Item #7. The Mayor asked if the Council reviewed the information for the designation of Official Newspaper for the City. However, City Attorney, Jackie Williamson, asked that this subject be tabled due to some new findings that she will need to further research. The Mayor asked for a motion. Councilman Logan made a motion to table discussion of the designation of newspaper and Councilman Schurig seconded it. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #8. Interim City Manager, Charles Windwehen, advised the Council that the City Attorney is working on a contract to sell the City's reclaimed water. He introduced John Burke, P.E., the City's water consultant. Mr. Burke stated that the oil companies are interested in purchasing our reclaimed water at \$3.00 per thousand gallons and will pay for facilities. There will be no cost to the City, Mr. Burke stated. The contract will include a 30 day out clause and it will be limited to the City's discharge permit. City Attorney, Jackie Williamson, stated that there are three issues that she needs to further research, however the contract looks good. Mr. Windwehen asked the Council if they would feel more comfortable tabling further discussion to give them more time to evaluate the contract. The Mayor asked for a motion to table and Councilman Schurig moved with a second by Councilman Logan. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

## **ORDINANCES**

Item #9. Charles Windwehen advised the Council that there has been a greater



demand for the City's bulk water and we need to expand our ability to supply it. The City currently charges \$5.00 per 1000 gallons and he is recommending the Council approve an increase to \$12.00 per 1000 gallons for sales. The Mayor asked for a motion. Councilman Schurig made a motion and Councilman Logan seconded it. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

## STAFF REPORTS

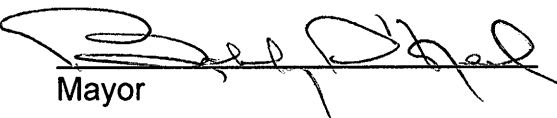
Item #10. Charles Windwehen advised the City Council that the City received a Certificate of Achievement for Excellence in Financial Reporting from the Government Finance Officers Association that was presented to Joe Cavazos, Finance Director.

## ADJOURN

Upon a motion by Councilmember Logan and seconded by Councilmember Hernandez the meeting adjourned at 6:42 p.m.

  
Recording Secretary

APPROVED:

  
Mayor

**CITY OF GONZALES  
CALLED CITY COUNCIL MEETING AND PUBLIC HEARING  
May 10, 2011            MINUTES**

The City Council convened a called meeting at 5:30 p.m., Tuesday, May 10, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmembers Tommy Schurig, Lorenzo Hernandez, and Robert A. Logan.

The following members were absent: Councilmember Gary A. Schroeder

Others Present: Interim City Manager Charles Windwehen, City Secretary Candice Witzkoske, City Attorney Jackie Williamson.

Mayor O'Neal called the meeting to order at 5:31 p.m

**PUBLIC COMMENTS**

Mayor O'Neal opened the floor for Public Comments.

Dennis Nesser – Has concerns with the path (soccer field) the trucks will take in regards to the Reclaimed Water Contract.

**EVENTS/OTHER**

Item #1. Interim City Manager, Charles Windwehen asked the Council to postpone discussion of the Household Hazardous Waste Grant so that he can further discuss options with staff. The Mayor asked for a motion. Councilman Logan moved and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilmen Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #2. Carolyn Gibson, GEDC Director, informed the Council that GEDC approved funding of construction for Tropical Fusions in the amount of \$300,000.00. Ms. Gibson introduced Robert E. Lee to City Council. Ms. Gibson stated that Mr. Lee will use these funds to purchase the GADC Spec Building in Industrial Park. The Mayor asked for a motion. Councilman Logan moved and Councilman Schurig seconded it. The Mayor asked for a roll call vote. Councilmen Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #3. Charles Windwehen advised the Council that some of the issues with the Reclaimed Water Contract have been corrected. This contract will allow the City to sell our reclaimed water from our water plant at \$3.00 per 1000 gallons. Discussion was held concerning street access and the amount of trucks anticipated to haul the water. Mr. Windwehen stated that staff met with TxDot, Gonzales Police Chief and the City's Water Consultant regarding the main park entrance as the main street of usage. Councilman Hernandez asked about the option of purchasing the adjoining property and Mr. Windwehen will look into options and to see if TxDot will widen the park entrance road. The Mayor asked for a motion to approve the contract. Councilman Logan moved and Councilman Schurig seconded it. The Mayor asked for a roll call vote. Councilmen Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #4. Carolyn Gibson requested the Council to clarify their intentions from the May 3, 2011 meeting regarding appointments/reappointments of the Tourism Committee. Councilman Schurig made a motion to expand the Tourism Committee to nine members and the reappointment of Alison Guerra Rodriguez, Richard Tiller, Pee Wee Walshak and Barbara Crozier, with new appointments of Ken Morrow, Paul Frenzel, Cindy Munson, Ann Covert and David Dement on the committee. Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilmen Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

### **EXECUTIVE SESSION**

The Mayor asked to go into Executive Session at 5:49p.m. Councilman Logan moved and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilmen Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

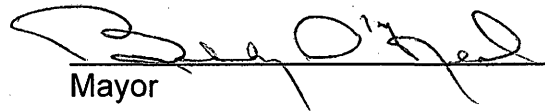
The Council returned to open session at 7:10p.m. with no comments.

**ADJOURN**

Upon a motion by Councilmember Logan and seconded by Councilmember Schurig the meeting adjourned at 7:10 p.m.

  
Recording Secretary

APPROVED:

  
Mayor

**CITY OF GONZALES  
CALLED CITY COUNCIL MEETING AND PUBLIC HEARING  
May 17, 2011            MINUTES**

The City Council convened a called meeting at 5:30 p.m., Tuesday, May 17, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmembers Tommy Schurig, Lorenzo Hernandez, Schroeder, and Robert A. Logan.

Others Present: Interim City Manager Charles Windwehen, City Secretary Candice Witzkoske, City Attorney Jackie Williamson.

Mayor O'Neal called the meeting to order at 5:30 p.m

**PUBLIC COMMENTS**

Mayor O'Neal opened the floor for Public Comments.

Mike Hansen – Appreciated the fact that the judge has served for 30 years and he has no personal issues with the judge. He feels that if the judge had “unclean hands” at any time then all cases should be thrown out and records expunged.

Judge Gary J. Schroeder – Provided a hand-out to the Mayor and Council members. He thanked the council for letting him serve and stated that not one of them has ever tried to influence the court and that during his term, no action has ever been taken against the City. The Judge apologized to Councilman Schurig, Schroeder, and Hernandez because he was led to believe that they would have voted to fire him and that was unfounded. He stated that he has maintained residency in the City of Gonzales since 1978. He and his wife's driver's licenses and voter registrations reflect this. He referred to Election Law and that whomever brought the issue up of him not living within the City limits should bring it through judicial determination via the Secretary of State.

### **EXECUTIVE SESSION**

The Mayor asked to go into Executive Session at 5:43p.m. Councilman Logan moved and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilmen Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

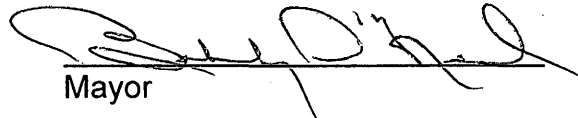
The Council returned to open session at 6:19p.m. Councilman Schurig made a motion to accept the resignation of Judge Gary J. Schroeder and Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilmen Schurig, Hernandez, Logan, Schroeder, and Mayor O'Neal each voted aye. The motion passed by unanimous vote. Mayor O'Neal thanked Judge Schroeder for all of his service to the City of Gonzales.

### **ADJOURN**

Upon a motion by Councilmember Logan and seconded by Councilmember Hernandez the meeting adjourned at 6:20 p.m.

  
Recording Secretary

APPROVED:

  
Mayor

**CITY OF GONZALES  
CALLED CITY COUNCIL MEETING AND PUBLIC HEARING  
May 24, 2011            MINUTES**

The City Council convened a called meeting at 5:30 p.m., Tuesday, May 24, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Pro-tem Robert Logan, Council members Tommy Schurig, Lorenzo Hernandez, and Gary A. Schroeder.

Others Present: Interim City Manager Charles Windwehen, City Secretary Candice Witzkoske, City Attorney Jackie Williamson.

Mayor Pro-tem called the meeting to order at 5:30 p.m.

**PUBLIC COMMENTS**

Mayor Pro-Tem Logan opened the floor for Public Comments.

There were no public comments.

**EVENTS/OTHER**

1. Charles Windwehen introduced John Burke, Water Consultant. Mr. Burke discussed his water report that was presented to the Council in their packets. He stated that the City has plenty of supply. The filters at the water plant will need to be replaced and the Highway 97 well has Hydrogen sulfide (H<sub>2</sub>S) in the water which gives off a foul odor. The plan would be to remove the H<sub>2</sub>S and use this well when the water plant is being repaired and also to use the well as the City's back-up supply and to have potable water. He said that there are some minor plumbing problems at the tanks that can be easily fixed. Mr. Burke was happy to see that the City has changed out meters with new ones. Mr. Burke stated that employee, Gary Shock does an excellent job of maintaining the water plant. Councilman Logan asked if the Hwy. 97 well water could be used and Mr. Burke stated that it can be used by the oil companies for fracturing.

**RESOLUTIONS**

2. Mr. Windwehen stated that he received two bids for engineering services for the water plant; LNV and Naismith. Mr. Windwehen recommended to contract with LNV and their fees are not to exceed \$66,980.00. He introduced Dan Leyendecker and Susan Smith with LNV Engineering. Mr. Leyendecker gave a

brief description of the company and he and Ms. Smith will be available any time the council needs them. Mr. Windwehen stated that he emailed the council a detailed water plant strategic plan provided by LNV. Mr. Windwehen stated that the City will have to raise their water rates in order to pay for the water plant. The Mayor Pro-tem Logan, asked for a motion to approve **Resolution #2011-12** authorizing the City Manager to sign the contract with LNV Engineering. Councilman Schroeder made a motion to hire LNV Engineering with fees not to exceed \$66,980.00 and Councilman Schurig seconded it. Mayor Pro-tem asked for a roll call vote. Councilmen Schurig, Hernandez, Schroeder, and Mayor Pro-tem Logan each voted aye. The motion passed by unanimous vote.

## **ORDINANCES**

3. Mr. Windwehen informed the council that the water plant repairs were not budgeted, however, long term planning is necessary. A budget amendment is required to hire the engineering company to assess the needs of the water plant. Mayor Pro-tem Logan, asked for a motion to approve **Ordinance #2011-08** authorizing the City Manager to sign the contract with LNV Engineering. Councilman Schurig made a motion to amend the budget and to not exceed \$66,980.00 which has been verified by the finance department and Councilman Schroeder seconded it. Mayor Pro-tem asked for a roll call vote. Councilmen Schurig, Hernandez, Schroeder, and Mayor Pro-tem Logan each voted aye. The motion passed by unanimous vote.

## **EXECUTIVE SESSION**

Mayor Pro-tem asked for a motion to go into Executive Session. Councilman Schroeder moved and Councilman Hernandez seconded it. The Mayor Pro-tem asked for a roll call vote. Councilmen Schurig, Hernandez, and Mayor Pro-tem Logan each voted aye. The motion passed by unanimous vote and they went into Executive Session at 5:54p.m.

4. The Council returned to regular session at 6:20p.m. Councilman Schroeder made a motion to hire Deidra Voight as Municipal Court Judge and Councilman Schurig seconded it. The Mayor Pro-tem asked for a roll call vote. Councilmen Schurig, Hernandez, Schroeder, and Mayor Pro-tem each voted aye. The motion passed by unanimous vote.



**ADJOURN**

Upon a motion by Councilmember Schroeder and seconded by Councilmember Schurig the meeting adjourned at 6:21 p.m.

  
Recording Secretary

APPROVED:

  
Mayor

**CITY OF GONZALES  
REGULAR CITY COUNCIL MEETING AND PUBLIC HEARING  
JUNE 7, 2011      MINUTES**

The City Council convened their regular meeting at 6:00 p.m., Tuesday, June 7, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmembers Gary Schroeder, Tommy Schurig, Lorenzo Hernandez, and Robert A. Logan.

Others Present: Interim City Manager Charles Windwehen, City Secretary Candice Witzkoske.

Mayor O'Neal called the meeting to order and gave the invocation at 6:00 p.m.

**PUBLIC COMMENTS**

Mayor O'Neal opened the floor for Public Comments.

Susie Esparza from Sacred Heart Church informed the Council that they would like to hold their annual pre-Fourth of July fundraiser on July 2, 2011. They are asking for a variance from the City to sell beer and approval to close the streets adjacent to the church (St. John and St. Lawrence and St. John and St. Louis).

**APPROVAL OF MINUTES**

Items 1 - 4. The Mayor asked for a motion to approve the minutes of the regular meeting on May 3, a called meeting on May 10, a called meeting on May 17, and a called meeting on May 24, 2011. Councilman Logan made a motion and Councilman Hernandez seconded it. Mayor O'Neal called for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

**EVENTS/OTHER**

Item #5. The City Secretary, Candice Witzkoske, swore in by Oath and Statement of Officer, Councilman Gary Schroeder, District one and Councilman Tommy Schurig, District two. Because both positions were unopposed, there was no election held on May 14, 2011, therefore, both parties are re-elected.

Item #6. The Mayor asked for a motion to elect Mayor Pro-tem. Councilman Schurig made a motion to nominate Gary Schroeder as Mayor Pro-tem and Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #7. The Mayor stated that the swearing in of Police Officer, J.D. Holt would need to be tabled because he is out of town and he asked for a motion. Councilman Schurig made a motion to table this subject and Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #8. Carolyn Gibson, GEDC Director, informed the Council that she has received an application from Bill Keck wishing to be appointed to the GEDC Board. The Mayor asked for motion. Councilman Logan made the motion to appoint Bill Keck immediately and it was seconded by Councilman Hernandez. The Mayor asked for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #9. Carolyn Gibson, GEDC Director, informed the council that there were some minor word changes made to the contract which had already been approved. The contract has been reviewed by GEDC attorney, Jeff Moore and the wording is unsubstantial. The Mayor asked for a motion. Councilman Schurig made a motion to accept the changes to the contract and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #10. The Mayor asked for a motion to approve the Sacred Heart Church fundraising event on July 2, 2011. Councilman Schurig made a motion and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

**ADJOURN**

Upon a motion by Councilmember Logan and seconded by Councilmember Schroeder the meeting adjourned at 6:15 p.m.

  
\_\_\_\_\_  
Recording Secretary

APPROVED:

  
\_\_\_\_\_  
Mayor

**CITY OF GONZALES  
CALLED CITY COUNCIL MEETING AND PUBLIC HEARING  
JUNE 14, 2011 MINUTES**

The City Council convened their called meeting at 5:30 p.m., Tuesday, June 14, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Pro-tem Gary Schroeder, Council members Tommy Schurig, Lorenzo Hernandez, and Robert A. Logan.

Others Present: Interim City Manager Charles Windwehen, City Secretary Candice Witzkoske.

Mayor Pro-tem, Gary Schroeder called the meeting to order 5:30 p.m.

**PUBLIC COMMENTS**

Mayor Pro-tem, Gary Schroeder opened the floor for Public Comments.

Norman Haugen stated that there are vacant lots with tall, dry grass around his property and he asked that the City allow no fireworks in his district.

Mike Mikesh – representing the Catholic Community of Gonzales and Waelder and they are asking for approval for their event at St. James Catholic Church on July 10, 2011. They are asking for street closures from 8:00a.m. to 12:00 p.m. at the 100 block of College Street to facilitate parking. He stated that the Arch Bishop will be attending.

Brandi Guy – New Publisher for the Gonzales Inquirer wanted to introduce herself to the City Council and stated how the newspaper has appreciated doing business with the City for the last 160 years.

David Dement – Asked for support and approval of the St. George Project including the placement of trees.

**EVENTS/OTHER**

Item #1. Neely Yackel, President of the Library Board, stated that there is a vacancy on the Library Board with Nancy Burns getting off. Her recommendation to fill the position is Noell Ince and asked for the Council to approve. Mayor Pro-tem, Gary Schroeder

asked for a motion. Councilman Schurig made the motion to approve Noell Ince and Councilman Hernandez seconded it. Mayor Pro-tem asked for a roll call vote. Councilmen Schurig, Hernandez, Logan and Mayor Pro-tem Schroeder each voted aye. The motion passed by unanimous vote.

Item #2. Charles informed the Council that the City received a Household Hazardous Waste Grant and will be holding a collection event on July 23, 2011 from 8:30a.m. to 12:30 p.m. to collect tires, batteries, paints, etc. (No commercial drop-off of tires). This is a great opportunity for citizens to get rid of these items. We have secured companies with large trucks that will load and remove items. Everything will be gone by Monday, July 24<sup>th</sup>. Mayor Pro-tem asked for a motion. Councilman Logan made a motion to approve the event and Councilman Hernandez seconded it. Mayor Pro-tem asked for a roll call vote. Councilmen Schurig, Hernandez, Logan and Mayor Pro-tem Schroeder each voted aye. The motion passed by unanimous vote.

Item #3. Mayor Pro-tem asked for a motion to approve the St. James Catholic Church event to be held on July 10, 2011. Councilman Schurig made a motion to approve the event with street closures and Councilman Logan seconded it. Mayor Pro-tem asked for a roll call vote. Councilmen Schurig, Hernandez, Logan and Mayor Pro-tem Schroeder each voted aye. The motion passed by unanimous vote.

Item #4. Keith Schauer, City Engineer, discussed the status of the St. George project and showed a power point presentation of the design plans. Mr. Schauer discussed the various street options as well as the option to include the placement of six trees. He is also proposing a bus turn in front of the Youth Center to be included as a separate bid. If the Council decides they want the trees, the grant will have to be resubmitted to TDA (Texas Dept. of Agriculture) and THC (Texas Historic Commission). Mr. Schauer stated that the improvements can be completed in separate phases; phase one to complete blocks 100/200 and then after Come and Take It festivities complete phase two, the 300 block. Charles stated that one property owner located on St. George street requested that the improvements not interfere business during October. Mayor Pro-tem, Gary Schroeder, asked for a motion. Councilman Logan made a motion to approve breaking the improvements into phases to include the planting of the trees and Councilman Schurig seconded it. Mayor Pro-tem asked for a roll call vote. Councilmen Schurig, Hernandez, Logan and Mayor Pro-tem Schroeder each voted aye. The motion passed by unanimous vote.

## RESOLUTIONS

Item #5. City Attorney, Jackie Williamson stated that both newspapers are within the State code regulations and that Council can move forward in designating an official newspaper for the City. Mayor Pro-tem, Gary Schroeder, asked for a motion. Councilman Schurig made a motion to designate the Gonzales Cannon as the official newspaper of record for the year and approve **Resolution #2011-05** and Councilman

Hernandez seconded it. Mayor Pro-tem asked for a roll call vote. Councilmen Schurig, Hernandez, Logan and Mayor Pro-tem Schroeder each voted aye. The motion passed by unanimous vote.

Item #6. Interim City Manager, Charles Windwehen, stated that the City currently has no Financial Advisor and he highly recommends that the Council approve hiring Bob Henderson with RBC Capital Markets, LLC. He will bring a wealth of knowledge, direction and assistance in leading the City in long-term financial planning. Mr. Windwehen introduced Mr. Henderson who gave a brief description of his background and that he has been in the financial business for 29 years. Mayor Pro-tem, Gary Schroeder, asked for a motion. Councilman Logan made a motion to approve **Resolution 2011-13** and Councilman Schurig seconded it. Mayor Pro-tem asked for a roll call vote. Councilman Schurig, Hernandez, Logan and Mayor Pro-tem Schroeder each voted aye. The motion passed by unanimous vote.

## ORDINANCES

Item #7. Interim City Manager, Charles Windwehen, stated that the current budget allows \$20,000.00 towards the purchase of a used street roller. However, it is impossible to find a good used roller in that amount. It will require \$45,000.00 to purchase one. Either we outsource the work, not buy one or vendor finance which is not recommended. He asked that the Council amend the budget for \$25,000.00 so that the City can purchase a good used street roller with the approval of Ordinance 2011-09.. Mayor Pro-tem, Gary Schroeder, asked for a motion. Councilman Schurig made a motion to amend the budget and approve **Ordinance #2011-09** and Councilman Logan seconded it. Mayor Pro-tem asked for a roll call vote. Councilmen Schurig, Hernandez, Logan and Mayor Pro-tem Schroeder each voted aye. The motion passed by unanimous vote.

Item #8. Interim City Manager, Charles Windwehen, stated that because of the nature of requests and legal issues pertinent to official City business, there has been a greater demand for City Attorney services. With that demand is an increase in expenses and he asked for approval of a budget amendment to cover these costs Mayor Pro-tem asked for a motion to approve **Ordinance #2011-10**. Councilman Logan made a motion and Councilman Hernandez seconded it. Mayor Pro-tem asked for a roll call vote. Councilmen Schurig, Hernandez, Logan and Mayor Pro-tem Schroeder each voted aye. The motion passed by unanimous vote.

Mr. Windwehen stated that sales taxes are coming in over budget and he is hopeful that this will offset these budget amendments.

**ADJOURN**

Upon a motion by Councilmember Logan and seconded by Councilmember Hernandez the meeting adjourned at 6:27 p.m.

  
Recording Secretary

APPROVED:

  
Mayor



**CITY OF GONZALES  
CALLED CITY COUNCIL MEETING  
JUNE 28, 2011      MINUTES**

The City Council convened their called meeting at 5:30 p.m., Tuesday, June 28, 2011, in the Staff Conference Room at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmembers Gary Schroeder, Tommy Schurig, Lorenzo Hernandez, and Robert A. Logan.

Others Present: Interim City Manager Charles Windwehen, City Secretary Candice Witzkoske, City Attorney Jackie Williamson.

Mayor O'Neal called the meeting to order 5:30 p.m.

**PUBLIC COMMENTS**

Mayor O'Neal opened the floor for Public Comments.

There were no comments.

**EXECUTIVE SESSION**

The Mayor asked for a motion to go into Executive Session at 5:31 p.m. Councilman Schurig made a motion and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

**ADJOURN**

The Mayor asked for a motion to come out of Executive Session at 7:10 p.m. and adjourn. Councilman Schroeder moved and Councilman Schurig seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

  
\_\_\_\_\_  
Recording Secretary

APPROVED:

  
\_\_\_\_\_  
Mayor

**CITY OF GONZALES  
CALLED CITY COUNCIL MEETING  
July 5, 2011 MINUTES**

The City Council convened their called meeting at 5:00 p.m., Tuesday, July 5, 2011, in the Council Chamber at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmembers Gary Schroeder, Tommy Schurig, and Lorenzo Hernandez.

Others Present: Interim City Manager Charles Windwehen, City Secretary Candice Witzkoske, City Attorney Jackie Williamson.

Mayor O'Neal called the meeting to order 5:00 p.m. with an invocation.

**PUBLIC COMMENTS**

Mayor O'Neal opened the floor for Public Comments.

Dennis Nesser – Would appreciate it if the meetings were consistently scheduled at the same time.

**APPROVAL OF MINUTES**

The Mayor asked for a motion to approve the minutes of the June 7, June 14, and June 28, 2011 minutes. Councilman Schurig made a motion to accept the minutes as presented and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

**EVENTS/OTHER**

Item #4. The Mayor swore in three new Police Officers; J.D. Holt, Jon Harris, and James Tolar. Interim City Manager, Charles Windwehen congratulated each one individually.

Item #5. There was no one present to speak regarding the Bike Race so it was tabled to discuss at the Called July 12, 2011 meeting. The Mayor asked for a motion to table the Bike Race. Councilman Hernandez made a motion and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #6. City Engineer, Keith Schauer and Todd Remschel, Street Director, gave a

power point presentation regarding the findings of PaveTex Engineering's street evaluations. Mr. Remschel stated that almost all of the streets in Gonzales have been paved. They stated the need for upkeep and maintenance of the streets in order to prevent costly repairs. The presentation was broken down by street repair issues. They will have a 3-5 year plan in place, however, adequate funding will need to be budgeted in next year's budget.

Item #7. Charles Windwehen introduced Susan Smith, LNV Engineer. Ms. Smith discussed their findings regarding the needs of the City's water plant that was built in 1920 (LNV handout). She stated that there are regulatory requirements to adhere to for our water facilities. She stated that the pressure filters will have to be phased out with new pump stations. The Standpipes have circulation issues but will require minimal changes. LNV is conducting a pilot study at the Hwy. 97 well to get the sulfide out of the water and they will use this water along with the water plant. She cautioned though on mixing ground water with surface water. Her recommendation was to begin with repairs to the Hwy. 97 well first. Charles Windwehen stated that total costs for repairs and expansion are estimated to be \$15 million. A long-term plan must be put in place to ensure future availability of water to the City and that funds are available to pay for the construction costs. He stated that rates will have to be increased and he recommended that the City Council not wait and to move forward on this project. Mr. Windwehen stated that a 25% contingency fee has been included in LNV's costs and that he will be presenting a financial plan on how to pay for this project in two weeks. The Mayor asked about TCEQ fines if we do not make improvements. Ms. Smith stated that fines will be incurred down the road.

Item #8. Interim City Manager, Charles Windwehen stated that SGR, recruiting company, has received over 50 applicants for the permanent City Manager position and that City Council has narrowed the list down to the top nine (9) candidates. City Council will then narrow the list down to the top 3-5 candidates and are expected to make a decision on August 16, 2011.

## **RESOLUTIONS**

Item #9. Interim City Manager, Charles Windwehen stated that per the wishes of the Council, he has secured the contract to purchase 11 acres of land in Independence Park for truck routes to haul reclaimed water. The Mayor asked for a motion. Councilman Schurig moved to approve Resolution #2011-12 and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #10. Interim City Manager, Charles Windwehen advised the Council that state law requires that the City designate who will do the Effective and Rollback Tax Rate Calculations annually. The Mayor asked for a motion. Councilman Schurig made a motion to approve Resolution #2011-14 designating Norma Jean DuBose to provide

this service. Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #11. Interim City Manager, Charles Windwehen stated that because of the 2010 Census, the County is required to redistrict. It is recommended that the City also see if redistricting is necessary and will use the same company that the County has contracted with (Knight and Partners). The costs will be from \$1,500.00 - \$6,000.00. The Mayor asked for a motion. Councilman Schurig made a motion to approve Resolution #2011-16 and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #12. Interim City Manager, Charles Windwehen stated that LCRA has amended the City's current contract to include a Most Favored Nation Clause that will allow the City to receive the best rates. The Contract does not change pricing or the term, but will allow the City to extend the contract 25 years. The Mayor asked for a motion. Councilman Schurig made a motion to approve Resolution #2011-17 and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #13. Interim City Manager, Charles Windwehen informed the Council that the City received a grant from TxDot for airport improvements however, only \$50,000.00 was budgeted. The total estimated costs will be \$100,000.00 with \$50,000.00 to be reimbursed. Citizen, Al O'Donnell, a pilot, informed the Council that an airport apron allows a place to house planes and to gas up. Mr. Windwehen is asking the Council to approve accepting the grant. The Mayor asked for a motion. Councilman Schurig made a motion to approve Resolution #2011-18 and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #14. Interim City Manager, Charles Windwehen asked that the Council approve an Additive Change Order No. 1 to the Lower Kerr Creek Waste Water Construction Contract for construction of a waste water line on Water Street. The cost is estimated to be \$44,000.00 which is in the budget. Mr. Windwehen suggested to use the same contractor, Rockin Q, since they are already in the City. The Mayor asked for a motion. Councilman Schurig made a motion to approve Resolution #2011-19 and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

## **ORDINANCES**

Item #15. There is \$79,000.00 budgeted in the Airport Fund to pay for the airport

improvements and Mr. Windwehen is requesting a budget amendment to cover the full cost of the grant contract. The Mayor asked for a motion. Councilman Hernandez moved to approve Ordinance #2011-11 and Councilman Schurig seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #16. Interim City Manager, Charles Windwehen stated that a budget amendment is needed for the purchase of the 11 acres. The Mayor asked for a motion. Councilman Hernandez made a motion to approve Ordinance #2011-12 and Councilman Schurig seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

### STAFF REPORTS

Interim City Manager, Charles Windwehen advised the Council that the Gonzales Water Supply Corporation would like to partner with the City. They would like to increase their capacity to 700 acre ft. of water that is taken from Lakewood. Mr. Windwehen introduced Barry Miller, the General Manager of the Gonzales Water Supply Corp. Mr. Miller gave a brief description of his background. They would like the City to treat their water located on the west side of town and move it to the east side. Mr. Windwehen also informed the Council that the City will be increasing the water rates to Gonzales Water Supply Corporation.

### ADJOURN

The Mayor asked for a motion to adjourn. Councilman Hernandez moved and Councilman Schurig seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote and the meeting adjourned at 6:15 p.m.

  
Recording Secretary

APPROVED:

  
Mayor

**CITY OF GONZALES  
CALLED CITY COUNCIL MEETING  
July 13, 2011 MINUTES**

The City Council convened their called meeting at 1:00 p.m., Wednesday, July 13, 2011, in the Council Chamber at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmembers Gary Schroeder, Tommy Schurig, Bobby Logan and Lorenzo Hernandez.

Others Present: Interim City Manager Charles Windwehen, E.C. Director Carolyn Gibson, City Attorney Jackie Williamson.

Mayor O'Neal called the meeting to order 1:00 p.m.

**PUBLIC COMMENTS**

Mayor O'Neal opened the floor for Public Comments.

Bill Shepphard – Asked the City Council to assist with A&S Recycling. Items are covered with dust and he has called the TCEQ to do an air monitor study because he has been sick since retirement. He asked who the City Health Officer is.

Brian Fees – In favor of the bike race this weekend and some of the concerns have been resolved and look forward to a successful race.

Jon Such – Works for Southern Clay Products and are sponsoring the bike race that will benefit Norma's House and he thanked the Council for their support.

**EVENTS/OTHER**

Item #1. After discussion regarding the bike race, Councilman Hernandez made a motion to approve the event with the appropriate street closures and Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilmen Schroeder, Schurig, Hernandez, Logan, and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

**ADJOURN**

The Mayor asked for a motion to adjourn. Councilman Logan moved and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote and the meeting adjourned at 1:17 p.m.

  
Recording Secretary

APPROVED:

  
Mayor

**CITY OF GONZALES  
CALLED CITY COUNCIL MEETING  
July 18, 2011          MINUTES**

The City Council convened their called meeting at 5:30 p.m., Monday, July 18, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmembers Gary Schroeder, Tommy Schurig, Lorenzo Hernandez, and Robert A. Logan.

Others Present: Interim City Manager Charles Windwehen, City Secretary Candice Witzkoske, City Attorney Jackie Williamson.

Mayor O'Neal called the meeting to order at 5:30 p.m.

**PUBLIC COMMENTS**

Mayor O'Neal opened the floor for Public Comments.

Bob Burchard – Stated that he works with the Historic Commission and works on the Museum Board. He received the Museum contract on Friday and is not enough time to digest the contract. He asked that it be tabled until the September meeting.

**EVENTS/OTHER**

Item #1. Carolyn Gibson informed the City Council that Southern Clay is requesting to be designated as an Enterprise Zone that will provide tax incentives. Ms. Gibson read the proposed Ordinance #2011-19 and stated that a public hearing will be held at the scheduled August 2, 2011 City Council meeting.

Item #2. Interim City Manager, Charles Windwehen, informed the Council that the final pre-engineering report is presented and he introduced Dan Lyendecker with LNV Engineering. Mr. Lyendecker gave a synopsis of the report and what will be necessary at the water/wastewater plant. He stated that the pressure filters will have to be replaced, tests at the Hwy. 97 well pilot study found the presence of Methane gas and the need for reconfiguration for proper circulation at the stand pipes. The total costs for construction, contingency fees, engineering and expanding the water treatment plant are \$5.86 million. Mr. Windwehen stated that the need for these repairs has been long overdue and suggested that the Council move forward with the project and to contract with LNV for these services.

Item #3. Interim City Manager, Charles Windwehen, introduced Bob Henderson with RBC Capital Markets, Financial Advisor for the City. Mr. Henderson gave an overview



of long term planning and a preliminary plan of finance. He suggested that the City combine the enterprise funds into one fund and increase fund balances. He did a survey comparing Gonzales with other similar sized cities that shows Gonzales is well below on its tax, water, sewer and electric rates. He discussed the costs that will need to be incurred for repairs of the water/wastewater plant with a debt service of 20 years for payback and a 4.75% interest assumed. The monthly impact to citizens for water would be about an additional \$17.00 per household. The City can manage these challenges with good planning and self-discipline.

Item #4. City Attorney, Jackie Williamson, has been reviewing the City's Oil and Gas Leases and is looking at the current Ordinance from 1991 where the permit fees are 10-20% lower than they need to be. She will be looking at leasing City property and proposed leases on a case-by-case basis. She will have a formal report for the Council to review at the September meeting.

## RESOLUTIONS

Item #5. Interim City Manager, Charles Windwehen, recommended to the Council to hire and retain LNV Engineering to continue their work on the Water/Wastewater plant renovations. He indicated that it will take about 6 months to complete the engineering and then it will go to bidding. The Mayor asked for a motion. Councilman Schurig made a motion to approve Resolution #2011-20 to hire LNV Engineering and Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #6. Interim City Manager, Charles Windwehen, recommended to the Council to allow RBC Capital Markets to provide necessary documents in the preparation of the issuance of debt for the water plant improvements. The City is looking at getting revenues from other sources to help pay for the improvements, i.e. selling of reclaimed water, possible grants, bonds, and will have to raise water rates. This Resolution does not obligate the City to issue debt, but to prepare documents for the issuance of debt. The Mayor asked for a motion. Councilman Schurig made a motion to approve Resolution #2011-21 and Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #7. Interim City Manager, Charles Windwehen, informed the Council that State law requires the City hire a Bond Attorney when issuing debt and recommended to hire McCall, Parkhurst & Horton, LLP. A Bond Attorney does research and that codes are met and will provide a tax opinion. The Mayor asked for a motion. Councilman Logan made a motion to approve Resolution #2011-22 and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #8. Interim City Manager, Charles Windwehen, informed the Council that according to tax laws, any costs incurred prior to any debt being issued, is reimbursable up to 18 months. Some of the fund balance will need to be used and need to put these funds back. The Mayor asked for a motion. Councilman Logan made a motion to approve Resolution #2011-23 with the amount not to exceed \$6 million and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #9. The Mayor asked what the pleasure of the Council is regarding the Museum Agreement and allowing the citizens more time to review it. Councilman Schurig made a motion to table discussion/action regarding the Museum Contract to the September meeting. Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

## **ORDINANCES**

Item #10. Interim City Manager, Charles Windwehen, stated that a budget amendment is necessary to pay for the cost of engineering for the water/wastewater plant improvements. The funds will come out of the water/wastewater funds. The Mayor asked for a motion. Councilman Logan made a motion to approve Ordinance #2011-13 and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #11. Sam Lewis, Code Enforcement Officer, stated that the City is using the 2003 ICC Codes (International Code Council) and the state has adopted the 2009. The City needs to align with the state by adopting the 2009 ICC Codes. The Mayor asked for a motion. Councilman Schurig made a motion to approve Ordinance #2011-14 and Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #12. Sam Lewis, Code Enforcement Officer, stated that the City is currently working under the 2005 National Electric Code and the City needs to now adopt the 2011 edition. The Mayor asked for a motion. Councilman Logan made a motion to approve Ordinance #2011-15 and Councilman Schurig seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #13. Sam Lewis, Code Enforcement Officer, stated that the City should be charging fees for water meters and that the fee scale presented to the Council will pay for the meters, piping and employees to recover City costs. The Mayor asked for a motion. Councilman Logan made a motion to approve Ordinance #2011-16 and

Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #14. Robert Miller, City Electrician, stated that the City needs to implement utility fees in order to keep up with the rising costs and that the fee schedule presented will allow the City to recover these costs. The Mayor asked for a motion. Councilman Logan made a motion to approve Ordinance #2011-17 and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #15. Sam Lewis, Code Enforcement Officer, is requesting that a new building code fee schedule be adopted in order to capture all costs associated with building code permits. The Mayor asked for a motion. Councilman Logan made a motion to approve Ordinance #2011-18 and Councilman Schurig seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

#### **EXECUTIVE SESSION**

Item #16. The Mayor asked for a motion to go into Executive Session 6:33p.m. Councilman Logan made a motion and Councilman seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

#### **RETURN TO OPEN SESSION**

City Council came out of Executive Session at 8:34 p.m.

Interim City Manager, Charles Windwehen, stated that Council will continue the process of searching for a permanent City Manager.

**ADJOURN**

The Mayor asked for a motion to adjourn. Councilman Schurig made a motion and Councilman Logan seconded it and the meeting adjourned at 8:35p.m.

  
Recording Secretary

APPROVED:

  
Mayor

**CITY OF GONZALES  
CITY COUNCIL MEETING  
AUGUST 2, 2011 MINUTES**

The City Council convened their called meeting at 6:00 p.m., Tuesday, August 2, 2011, in the Council Chamber at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Pro-tem Gary Schroeder, and Councilmen Tommy Schurig, Lorenzo Hernandez and Bobby Logan.

Others Present: Interim City Manager Charles Windwehen, City Secretary Candice Witzkoske, City Attorney Jackie Williamson.

Mayor Pro-tem Schroeder called the meeting to order 6:00 p.m. with an invocation.

**PUBLIC COMMENTS**

Mayor Pro-tem Schroeder opened the floor for Public Comments.

Joann Leifeste – Requested that citizens be a part of the interview process for the City Manager position. She suggested a “Meet and “Greet” and other options.

Dick Kuemler – Spoke on behalf of the VFW and the Chamber in support of the Veteran’s monument being requested to be placed on City property next to the DAR building. He stated the importance of the City recognizing local veterans.

Paul Pettijohn – Requested that the Council address the safety issues with the traffic gridlock during Trick or Treating in October in the Rivercrest area. He provided the council with a suggested route.

**APPROVAL OF MINUTES**

Item 1-3. The Mayor Pro-tem Schroeder asked for a motion to approve the minutes of the July 5, July 13, and July 18, 2011 minutes. Councilman Logan made a motion to accept the minutes as presented and Councilman Schurig seconded it with a request by Councilman Logan to delete him from the “Aye” votes on the July 5, 2011 minutes because he was not present. The Mayor Pro-tem Schroeder asked for a roll call vote. Councilman Schurig, Hernandez, and Logan each voted aye. The motion passed by unanimous vote.

**EVENTS/OTHER**

Item #4. Mayor Pro-tem, Gary Schroeder swore in police officer Marcos Garcia.

Item #5. Larry Mercer spoke regarding the proposed veteran’s monument to be placed at the 1200 block of St. Lawrence on City property. He spoke of the importance of honoring our vets. Mayor Pro-tem stated that he has received requests to table this

subject due to a conflict with the Master Gardeners wishing to plant historical trees in the same area. Mayor Pro-tem Schroeder asked that the two groups meet and come up with a solution and that he is in full support of honoring our vets and that he will personally meet with those who are opposing it and meet with the committees. Mayor Pro-tem Schroeder asked for a motion to table further discussion. Councilman Hernandez made a motion to table the issue and it was seconded by Councilman Logan. Mayor Pro-tem Schroeder asked for a roll call vote. Councilman Schurig, Hernandez, and Logan each voted aye. The motion passed by unanimous vote.

Item #6. Citizen, Johnnie Ross Hunt informed the Council that he is requesting again this year to hold a community fund raiser to assist children with school supplies. There will be praise singers and dancers. He stated that 55 children showed up last year and received school supplies. Mayor Pro-tem Schroeder asked for a motion to approve the event. Councilman Logan made a motion and Councilman Schurig seconded it. Mayor Pro-tem Schroeder asked for a roll call vote. Councilman Schurig, Hernandez, and Logan each voted aye. The motion passed by unanimous vote.

Item #7. Fire Chief, Keith Schmidt, is requesting their annual permit to raise funds for Muscular Dystrophy and will be soliciting with boots August 18-20 on Sarah DeWitt. Mayor Pro-tem asked for a motion to approve the event. Councilman Logan made a motion and Councilman Schurig seconded it. Mayor Pro-tem Schroeder asked for a roll call vote. Councilman Schurig, Hernandez, and Logan each voted aye. The motion passed by unanimous vote.

## RESOLUTIONS

Item #8. Barbara Hand, Director of Gonzales Chamber of Commerce and Agriculture is requesting street closures for Gonzales' annual Come and Take It festivities to be held on September 30-October 2, 2011. Mayor Pro-tem Schroeder asked for a motion to approve *Resolution #2011-26*. Councilman Logan made a motion to approve the event with the appropriate street closures and Councilman Hernandez seconded it. Mayor Pro-tem Schroeder asked for a roll call vote. Councilman Schurig, Hernandez, and Logan each voted aye. The motion passed by unanimous vote.

Item #9. Keith Schauer, City Engineer, advised the Council that three bids were received for the paving of the 100 & 200 blocks of St. George Street for around \$75,000.00. The lowest bidder was Ramming Paving. This cost does not include costs for a school bus turn-out or a sidewalk for the new Women's Health Clinic. He suggested to complete the 100 & 200 blocks with a bus turn-out for a total cost of \$87,154.85. The sidewalk can be added at a later date. Mayor Pro-tem Schroeder asked for a motion. Councilman Logan made a motion to accept the bid by Ramming Paving, *Resolution #2011-29* to include the 100 & 200 blocks of St. George including a bus turn-out. Councilman Schurig seconded it. Mayor Pro-tem Schroeder asked for a roll call vote. Councilman Schurig, Hernandez, and Logan each voted aye. The motion passed by unanimous vote.

Item #10. Interim City Manager, Charles Windwehen, advised the Council that there is a problem with water pressure levels and Chlorine levels in the water in certain parts of the City. A detailed analysis will be done to create a model of the water system for the entire City. This was not budgeted, however, the funds will come out of the water fund at a cost of \$23,760.00. Mr. Schauer stated that he will get started on it right away and will have a report ready in about a month. Mayor Pro-tem asked for a motion. Councilman Logan made a motion to accept *Resolution #2011-27* allowing the City Manager to execute Work Order #5 with Doucet and Associates. Councilman Hernandez seconded it. Mayor Pro-tem asked for a roll call vote. Councilman Schurig, Hernandez, and Logan each voted aye. The motion passed by unanimous vote.

Item #11. Interim City Manager, Charles Windwehen, stated that the City does not have a record of a city map for the water/wastewater system which can be done using GIS mapping. This was not budgeted, however, the funds will come out of the water fund at a cost of \$12,810.00. Mayor Pro-tem asked for a motion. Councilman Logan made a motion to accept *Resolution #2011-28* allowing the City Manager to execute Work Order #6 with Doucet and Associates. Councilman Schurig seconded it. Mayor Pro-tem asked for a roll call vote. Councilman Schurig, Hernandez, and Logan each voted aye. The motion passed by unanimous vote.

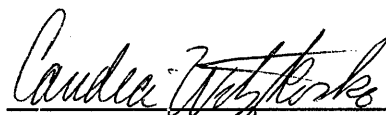
#### EXECUTIVE SESSION

Item #12. Mayor Pro-tem Schroeder asked for a motion to go into Executive Session. Councilman Logan made a motion and Councilman Hernandez seconded it. Mayor Pro-tem Schroeder asked for a roll call vote. Councilman Schurig, Hernandez, and Logan each voted aye. The motion passed by unanimous vote and they went into executive session at 7:36 p.m.

City Council came out of Executive Session and back into Regular Session at 9:12 p.m. with no further comments.

#### ADJOURN

Mayor Pro-tem asked for a motion to adjourn. Councilman Hernandez moved and Councilman Schurig seconded it. Councilman Schurig, Hernandez, and Logan each voted aye. The motion passed by unanimous vote and the meeting adjourned at 9:12 p.m.

  
Recording Secretary

APPROVED:

  
Mayor

**CITY OF GONZALES  
CALLED CITY COUNCIL MEETING  
August 5, 2011      MINUTES**

The City Council convened the meeting at 8:00 a.m., Friday, August 5, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmembers Gary Schroeder, Tommy Schurig, Lorenzo Hernandez, and Robert A. Logan.

Others Present: Interim City Manager Charles Windwehen, City Secretary Candice Witzkoske, City Attorney Jackie Williamson, Allan Taylor-SGR, Charmelle Garrett - City Manager of Victoria

Mayor O'Neal called the meeting to order at 8:09 a.m.

**PUBLIC COMMENTS**

Mayor O'Neal opened the floor for Public Comments.

None

**EXECUTIVE SESSION**

The Mayor asked for a motion to go into Executive Session to discuss the City Manager search. Councilman Schurig made a motion and Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilman Schurig, Hernandez, Schroeder, Logan and the Mayor each voted aye. The motion passed by unanimous vote and they went into Executive Session at 8:10a.m.

The Council came out of Executive Session and back into Regular Session at 7:20 p.m. with no further comments.

**ADJOURN**

Upon a motion by Councilmember Schurig and seconded by Councilmember Logan the meeting adjourned at 7:20 p.m.

  
\_\_\_\_\_  
Recording Secretary

APPROVED:

  
\_\_\_\_\_  
Mayor



**CITY OF GONZALES  
CALLED CITY COUNCIL MEETING  
August 6, 2011 MINUTES**

The City Council convened the meeting at 8:00 a.m., Saturday, August 6, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum, Mayor Bobby O'Neal, Councilmen Logan, Hernandez and Schurig.

Others Present: Interim City Manager Charles Windwehen

Mayor O'Neal called the meeting to order at 8:00 a.m.

**PUBLIC COMMENTS**

Mayor O'Neal opened the floor for Public Comments.

None

**EXECUTIVE SESSION**

There being no further business to discuss the meeting was cancelled at 8:00 a.m.

**ADJOURN**

Upon a motion by Councilmember Schurig and seconded by Councilmember Hernandez the meeting adjourned at 8:01 a.m.

  
Recording Secretary

APPROVED:

  
Mayor

**CITY OF GONZALES  
CALLED CITY COUNCIL MEETING  
August 16, 2011 MINUTES**

The City Council convened their called meeting at 5:30 p.m., Monday, August 16, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmembers Gary Schroeder, Tommy Schurig, Lorenzo Hernandez, and Robert A. Logan.

Others Present: Interim City Manager Charles Windwehen, City Secretary Candice Witzkoske, City Attorney Jackie Williamson.

Mayor O'Neal called the meeting to order at 5:30 p.m.

**PUBLIC COMMENTS**

Mayor O'Neal opened the floor for Public Comments.

Joann Leifeste – Asked when the audit would be available. Mr. Windwehen informed her about two weeks once the City gets it back.

**PUBLIC HEARING**

Item #1. Jon Such spoke on behalf of Southern Clay Products regarding the request submitted for approval of the Enterprise Zone. He stated how it would aid in creating jobs with tax abatements and that it would allow for state sales tax refunds. He asked the Council for their support.

The Mayor kept Public Hearing open.

**EVENTS/OTHER**

Item #2. Interim City Manager, Charles Windwehen, informed the council that annually they must adopt a proposed tax rate following state guidelines. The City's current tax rate is 26.03 and his recommendation is to keep it the same and not change it. Keeping it the same would increase taxes around \$21,000.00 for the year. Last year's total tax revenue was \$775,429.18 and with the needed water system repairs the increase is very minimal considering the costs of the those repairs. The Mayor asked for a motion. Councilman Logan made a motion to set the proposed tax rate at 26.03 same as last year. Councilman Schurig seconded it. The Mayor asked for a roll call

vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #3. Interim City Manager advised the Council that two public hearings are necessary for setting the proposed tax rate. The Mayor asked for a motion. Councilman Logan made a motion to set the two public hearings; the first on August 30, 2011 at 5:30 p.m. and the second on September 6, 2011 at 6:00 p.m. Councilman Schurig seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

## **RESOLUTIONS**

Item #4. Carolyn Gibson, GEDC Director, stated that the GEDC Board met on August 1, 2011 and approved the Small Business Incentive Grant Program. She is requesting approval to move \$100,000.00 from line item "New Business" to line item "Expansion/Retention of Current Business". The Mayor asked for a motion. Councilman Schurig made a motion to approve Resolution #2011-30 and Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #5. Carolyn Gibson, GEDC Director, informed the Council that before the City of Gonzales can create a reinvestment zone, they must participate in tax abatements and enterprise zones for the purpose of furthering economic development and asked for their support and approval of Resolution #2011-35. The Mayor asked for a roll call vote. Councilman Logan made a motion to approve Resolution #2011-35 and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #6. Carolyn Gibson, GEDC Director, stated that before the City can create a reinvestment zone, they must first officially adopt "Guidelines and Criteria" to set the terms and conditions to guide tax abatement agreements. The Mayor asked for a motion. Councilman Logan made a motion to approve Resolution #2011-34 and Councilman Schurig seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #7. City Attorney, Jackie Williamson, stated that the City desires to enter into an Oil, Gas and Mineral Lease between the City of Gonzales and Don and Nancy Ford on 38 acres owned by the City of Gonzales. The Mayor asked for a motion. Councilman Logan moved to approve Resolution #2011-32 and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #8. City Attorney, Jackie Williamson, informed the Council that the City desires to enter into an Oil, Gas and Mineral Lease between the City of Gonzales and Av-Tech Oil & Gas, L.L.C. on 800 acres that the City owns. They are wanting to drill horizontal wells. Mr. Waters, a representative of Av-Tech stated that the City would receive 20% of royalties based on the Railroad Commission's units and they expect to generate additional money for the City. The Mayor asked for a motion. Councilman Schurig made a motion to approve Resolution #2011-31 and Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #9. Carolyn Gibson, GEDC Director, stated that the GEDC Board met on August 15, 2011 and approved to fund Robert E. Lee, owner of Tropical Fusions to purchase the GADC Spec Building in Industrial Park. GEDC is requesting the City Council approve the performance agreement to accomplish this. The Mayor asked for a motion. Councilman Logan moved to approve Resolution #2011-33 and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

The Mayor closed the Public Hearing at 5:55p.m.

## **ORDINANCES**

Item #10. Carolyn Gibson, GEDC Director, requested the City Council to approve the designation of Southern Clay Products for the Texas Enterprise Zone Program. The Mayor asked for a motion. Councilman Logan made a motion to approve Ordinance #2011-19 and Councilman Schurig seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

## **EXECUTIVE SESSION**

Item #11. The Mayor asked for a motion to go into Executive Session 5:57p.m. Councilman Logan made a motion and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

## **RETURN TO OPEN SESSION**

City Council came out of Executive Session at 6:46p.m.

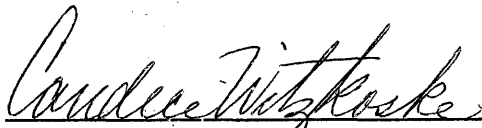
Councilman Logan made a motion to hire Allen Barnes as the new City Manager to start on September 6, 2011 at a salary of \$97,000.00 annually and Charles Windwehen

will have a title change from Interim City Manager to Management Advisor. Councilman Schurig seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

The Mayor introduced Allen Barnes to the citizens who stated how happy he is to be here and that he will be continuing with the changes needed and goals to make Gonzales a bright, shining star of Texas. He introduced his wife, Brenda, and gave a brief background regarding his family.

### ADJOURN

The Mayor asked for a motion to adjourn. Councilman Logan made a motion and Councilman Hernandez seconded it and the meeting adjourned at 6:50p.m.

  
Recording Secretary

APPROVED:

  
Mayor

**CITY OF GONZALES  
CALLED CITY COUNCIL MEETING AND PUBLIC HEARING  
August 30, 2011 MINUTES**

The City Council convened their called meeting at 5:30 p.m., Tuesday, August 30, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmembers Gary Schroeder, Tommy Schurig, Lorenzo Hernandez, and Robert A. Logan.

Others Present: Interim City Manager Charles Windwehen, City Secretary Candice Witzkoske, City Attorney Jackie Williamson.

Mayor O'Neal called the meeting to order at 5:30 p.m. with an invocation.

**PUBLIC COMMENTS**

Mayor O'Neal opened the floor for Public Comments.

No citizens signed in for public comments.

**PUBLIC HEARING**

Item #1. Dennis Nesser – Asked the Council to not increase the tax rate at 26.03; feels it is not enough to worry with. Asked to consider effective rate.

The Mayor kept Public Hearing open.

**EVENTS/OTHER**

Item #2. Donald Rihn spoke regarding the Knights of Columbus annual request to sell beer at Come and Take It. Stated that TABC will be attending their next meeting and they provide instructions/guidelines for selling beer and what to look for regarding minors. The Mayor asked for a motion. Councilman Schurig made a motion for a variance to allow them to sell beer. Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

**RESOLUTIONS**

Item #3. Sam Lewis, Code Enforcement Officer, informed the Council that he received

one bid from Johnson Oil in providing fuel for the City. He stated that it is the same as the last bid we received from them, however, they have improved security on the fuel cards. The Mayor asked for a motion to approve the bid. Councilman Schurig made a motion to approve Resolution #2011-36 and Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #4. City Attorney, Jackie Williamson, informed the Council that the City hired Knight & Partners to see if the single member districts needed to be redistricted. Their findings show there are deviations and redistricting will be necessary. A Public Hearing will be held on September 13, 2011 and Knight and Partners will be present and available to answer any questions. The Mayor asked for a motion. Councilman Logan made a motion to approve Resolution #2011-37 and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #5. City Attorney, Jackie Williamson, stated that along with the redistricting, guidelines need to be adopted. The Mayor asked for a motion. Councilman Logan made a motion to approve Resolution #2011-38 and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #6. Interim City Manager, Charles Windwehen, stated that the City no longer offers health insurance for retirees which can leave a gap in coverage before they turn 65 years of age. The Texas Municipal League has options available for retirees at 100% their cost; no cost to the City. Mr. Windwehen would like to make this option available. The Mayor asked for a motion. Councilman Schurig made a motion to approve Resolution #2011-39 and Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #7. Sam Lewis, Code Enforcement Officer, informed the Council that the City has been looking at several software companies to improve internal efficiencies and accountability with building permits, work orders and Zoning. The software will also be able to provide on-line payment and records for the R.V. sites and cemeteries. There will also be a GIS program for better mapping and property identifications. The Mayor asked for a motion. Councilman Schurig made a motion to approve Resolution #2011-40 to contract with Blueprince Software and Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

The Mayor closed the Public Hearing at 5:45p.m.

## EXECUTIVE SESSION

Item #8. The Mayor asked for a motion to go into Executive Session 5:45p.m. Councilman Logan made a motion and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Schroeder, Schurig, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Connie Kacir, President of the Gonzales Economic Development Corporation called the GEDC meeting to order at 5:48 p.m. and confirmed a quorum was present with Board members Hill and Logan being absent. GEDC to hold closed executive session under §551.072 to deliberate regarding real property.

## RETURN TO OPEN SESSION

City Council came out of Executive Session at 6:54p.m.

Item #9. No action was taken.

## STAFF REPORTS

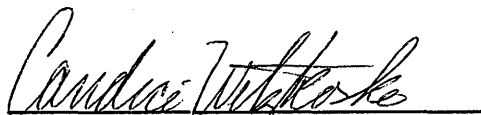
Item #10. Interim City Manager, Charles Windwehen, advised the Council that it would behoove the City to limit garage sales to one or two every six months. The Council was in agreement. Mr. Windwehen to present for Council action on upcoming agenda.

Item #11. Sam Lewis, Code Enforcement Office, informed the Council that permanent electrical outlets and lighting have been installed on the square for efficiency.

Item #12. Todd Remschel, Streets Director, informed the Council that the Beautification Committee, as staff labor and time are available, will be putting six planter boxes on the square. The planters will not affect parking and it will probably be after Come and Take It before staff will be available to assist with the project.

## ADJOURN

The Mayor asked for a motion to adjourn. Councilman Logan made a motion and Councilman Schroeder seconded it and the meeting adjourned at 7:01p.m.

  
Recording Secretary

APPROVED:

  
Mayor



**CITY OF GONZALES  
CITY COUNCIL MEETING AND PUBLIC HEARING  
September 6, 2011 MINUTES**

The City Council convened their called meeting at 6:00 p.m., Tuesday, September 6, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Pro-tem Gary Schroeder, Councilmen Tommy Schurig, Lorenzo Hernandez, and Robert A. Logan.

Others Present: Management Advisor Charles Windwehen, City Manager Allen Barnes, City Secretary Candice Witzkoske, City Attorney Jackie Williamson.

Mayor Pro-tem Schroeder called the meeting to order at 6:00 p.m. with an invocation.

**PUBLIC COMMENTS**

Mayor Pro-tem opened the floor for Public Comments.

Dennis Nesser – Recognized all that Charles Windwehen has done for the City; with honesty and integrity.

**PUBLIC HEARING**

Item #1. Mayor Pro-tem Schroeder opened the public hearing at 6:01 with no comments made concerning the proposed tax rate.

The Mayor Pro-tem Schroeder kept the Public Hearing open.

**APPROVAL OF MINUTES**

Items 2-6. Mayor Pro-tem Schroeder asked for a motion to approve the minutes. Councilman Logan made a motion to approve the minutes of the August 2, August 5, August 6, August 16 and August 30, 2011 as presented. Councilman Hernandez seconded it. Mayor Pro-tem asked for a roll call vote. Councilman Logan, Hernandez, Schurig and Mayor Pro-tem Schroeder each voted aye. The motion passed by unanimous vote.

**EVENTS/OTHER**

Item #7. Betty Vaughan with the Gonzales Chapter Daughters of the Republic of Texas,

spoke to request use of the Museum's Amphitheatre during Come and Take It to honor the Gonzales veterans. Mayor Pro-tem Schroeder asked for a motion. Councilman Logan made a motion to approve the event and Councilman Schurig seconded it. Mayor Pro-tem Schroeder asked for a roll call vote. Councilman Logan, Hernandez, Schurig and Mayor Pro-tem Schroeder each voted aye. The motion passed by unanimous vote.

**Item #8.** Bob Burchard, Chairman of the Beautification Committee submitted a report as to what the committee is looking at doing. They will also be getting ideas and thoughts to improve the landscaping at City Hall, planting a butterfly garden across the street from Prosperity Bank and removed and planted plants around the DAR House.

**Item #9.** Knight and Partners submitted two plans for Council to consider for redistricting of the single-member districts. A Public Hearing is scheduled for September 13, 2011 at 5:30 p.m. No action is necessary at this time.

## **RESOLUTIONS**

**Item #10.** Management Advisor, Charles Windwehen, informed the Council that after due diligence, he is requesting Council to approve authorizing the City Manager to contract with "Online Collections" in an effort to recoup on delinquent utility accounts. This company had the best pricing and services. Mayor Pro-tem Schroeder asked for a motion. Councilman Schurig made a motion and Councilman Hernandez seconded it. Mayor Pro-tem Schroeder asked for a roll call vote. Councilman Logan, Hernandez, Schurig and Mayor Pro-tem Schroeder each voted aye. The motion passed by unanimous vote.

**Item #11.** Tony Espinoza informed the Council that Sacred Heart Catholic Church is requesting street closures (around the church grounds; St. John, St. Lawrence and St. Louis) and a variance to sell beer at their Jamaica Event on September 10, 2011. The Mayor Pro-tem asked for a motion. Councilman Logan made a motion and Councilman Schurig seconded it. Mayor Pro-tem Schroeder asked for a roll call vote. Councilman Logan, Hernandez, Schurig and Mayor Pro-tem Schroeder each voted aye. The motion passed by unanimous vote.

**Item #12.** Larry Mercer spoke on behalf of the Gonzales IOOF Lodge & Gonzales Chamber of Commerce & Agriculture requesting the placement of a Veterans monument to be placed on city property at the 1200 block of St. Lawrence; next to the DAR building. This monument is to honor all of those from Gonzales County who have served and will serve in the U.S. armed forces. Mr. Mercer handed out a possible rendering of the monument and stated that brick pavers will also be sold to fill the star. Discussion was held concerning all of the various groups get together and come up with a plan that all can agree upon. Mr. Mercer and Mrs. Barbara Hand stated that they have met and felt that all were in agreement. Mr. Mercer stated that David DeMent agreed to relocate several of the proposed historical trees to accommodate the

monument. Mr. DeMent spoke and stated that the tree museum is not his but the City's and that seems to be procedural problems. Councilman Schurig made a motion to table further discussion until an agreement can be made. Councilman Logan stated that he would like to have more information and that everything is done right. Mr. Mercer and Mr. DeMent both had individual meetings with prior City Manager, David Huseman who agreed to both projects at separate times.

Citizen Dennis Nesser stated that he felt the Council was stalling the issue by asking for all the groups to come to an agreement.

Randy Witt asked the Council to approve or secure another location for the museum.

Betty Vaughan – Very appreciative of the monument and long time coming.

Councilman Schurig rescinded his motion to table further discussion and moved to approve Resolution #2011-43 and allow the veterans monument be placed at the 1200 block of St. Lawrence with all of the groups to come together with an agreed upon style and Councilman Hernandez seconded it. The Mayor Pro-tem Schroeder asked for a roll call vote. Councilman Logan, Hernandez, Schurig and Mayor Pro-tem Schroeder each voted aye. The motion passed by unanimous vote.

Mayor Pro-tem Schroeder closed the public hearing at 6:48 p.m.

## **EXECUTIVE SESSION**

Item #13. Mayor Pro-tem Schroeder asked for a motion to go into Executive Session 6:49 p.m. Councilman Logan made a motion and Councilman Schurig seconded it. The Mayor Pro-tem asked for a roll call vote. Councilman Logan, Hernandez, Schurig and Mayor Pro-tem Schroeder each voted aye. The motion passed by unanimous vote.

## **RETURN TO OPEN SESSION**

Item #14. City Council came out of Executive Session at 7:03p.m.

No action was taken.

## **STAFF REPORTS**

Item #15. Charles Windwehen informed the Council that some citizens have indicated a need for a Washateria/showers at J.B. Wells, a perimeter fence to keep runaway animals from getting onto roads and we need to address rust issues. He recommended that the Council look at costs to budget in the fall. Mr. Windwehen also stated that dust at J.B. Wells concessions is an issue. Councilman Hernandez stated that the Soccer

field still needs bathrooms.

New City Manager, Allen Barnes spoke regarding his appreciation for being selected as the city manager for Gonzales.

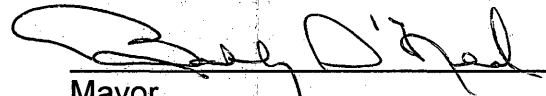
Charles Windwehen also announced that there will be a reception for the new City Manager, Allen Barnes on Thursday, 9/8/11 from 4-6p.m. where the public and Council is invited to attend.

## ADJOURN

The Mayor Pro-tem asked for a motion to adjourn. Councilman Logan made a motion and Councilman Hernandez seconded it and the meeting adjourned at 7:10p.m.

  
Recording Secretary

APPROVED:

  
Mayor

**CITY OF GONZALES  
CALLED CITY COUNCIL MEETING  
September 13, 2011 MINUTES**

The City Council convened their called meeting at 5:30 p.m., Tuesday, September 13, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmen Tommy Schurig, Gary Schroeder, Lorenzo Hernandez, and Robert A. Logan.

Others Present: Management Advisor Charles Windwehen, City Manager Allen Barnes, City Secretary Candice Witzkoske, City Attorney Jackie Williamson.

Mayor O'Neal called the meeting to order at 5:30 p.m. with an invocation.

**PUBLIC COMMENTS**

Mayor O'Neal opened the floor for Public Comments.

Roger Eberle – Asked Council to better communicate emergencies and get current information out to the public.

**PUBLIC HEARING**

Item #1. Paige Saenz with Knight and Partners gave a power point presentation regarding their two proposed plans for redistricting. The plans were based on the 2010 Census which is done every 10 years. Ms. Saenz stated that because of the deviations (32%) between the largest and smallest districts, which cannot be more than 10%, federal law requires the City to redistrict. Both plans presented meet legal requirements however, they do not take into account preferences of groups by Council or areas that may split particular groups. The plans are based on total age population with Districts 1 & 3 having the largest population of Hispanics. No action was taken.

The Mayor kept the Public Hearing open.

**ORDINANCES**

Item #2. City Manager, Allen Barnes advised the Council that they approved Resolution #2011-39 for retiree's to purchase health insurance at the August 30, 2011 meeting. However, TML requires it be approved by Ordinance. The Mayor asked for a motion. Councilman Schurig made a motion to approve Ordinance #2011-21 and Councilman

Logan seconded it. The Mayor asked for a roll call vote. Councilmen Schurig, Schroeder, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

Item #3. Mr. Windwehen mentioned that Council agreed to limit garage sales at the August 30, 2011 meeting. This is nothing new to cities and aids in protecting the aesthetic qualities of neighborhoods, protects residential areas from the permanent encroachment of commercial uses and ensures the harmonious and orderly operation of garage sales. There will be a permit fee of \$15.00 and he recommends Council approve Ordinance #2011-22. The Mayor asked for a motion. Councilman Logan made a motion to approve Ordinance #2011-22 and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilmen Schurig, Schroeder, Hernandez, Logan and Mayor O'Neal each voted aye. The motion passed by unanimous vote.

### **STAFF REPORTS**

Item #4. City Manager, Allen Barnes, informed the Council that with the situation in the River and the City's drought contingency plan based on water flow, there is a need to revise our current plan so that it follows surrounding cities who are already in Stage 2. No action is needed and an Ordinance will be presented at the September 20, 2011 meeting.

Item #5. City Manager, Allen Barnes informed the Council that the City has been presented with an opportunity with GEDC for a 5 minute segment on "Discovering Americas Hidden Gems" on the Discovery Channel. This segment will tell how Gonzales is a great place to live and the voiceover will be done by Terry Bradshaw. The rights will belong to the City. Gonzales was selected as one City out of 6 regions which is based on research criteria. The cost is \$24,800.00 and funds can be used from our hotel/motel budget.

Dennis Nesser – Felt this was no more than a "Who's Who" scam where they go from city to city to find a sucker.

Hector Porras – Asked that due diligence be done on all contractual obligations. Mr. Barnes stated that he won't sign any contract without going through the City Attorney first and due diligence is accomplished before an item is brought before the Council.

The Mayor closed the Public Hearing at 6:19 p.m.

### **EXECUTIVE SESSION**

Item #6. The Mayor asked for a motion to go into Executive Session 6:20 p.m. Councilman Logan made a motion and Councilman Schurig seconded it. The Mayor asked for a roll call vote. Councilman Logan, Hernandez, Schurig and Schroeder and the Mayor each voted aye. The motion passed by unanimous vote.

## RETURN TO OPEN SESSION

Item #7. City Council came out of Executive Session at 6:38 p.m.

No action was taken.

## ADJOURN

The Mayor asked for a motion to adjourn. Councilman Logan made a motion and Councilman Hernandez seconded it and the meeting adjourned at 6:38 p.m.

  
Recording Secretary

APPROVED:

  
Mayor

**CITY OF GONZALES  
CALLED CITY COUNCIL MEETING  
September 20, 2011 MINUTES**

The City Council convened their called meeting at 6:30 p.m., Tuesday, September 20, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmen Tommy Schurig, Gary Schroeder, Lorenzo Hernandez, and Robert A. Logan.

Others Present: Management Advisor Charles Windwehen, City Manager Allen Barnes, City Secretary Candice Witzkoske, City Attorney Jackie Williamson.

Mayor O'Neal called the meeting to order at 6:30 p.m. with an invocation.

**PUBLIC COMMENTS**

Mayor O'Neal opened the floor for Public Comments.

Lance McCormick – With the newly formed Gonzales Dog Adoptions, advised the Council that they are splitting off from FOGAS "Friends of the Gonzales Animal Shelter" who's contract will be expiring next month. FOGAS no longer wishes to handle dogs therefore Gonzales Dog Adoptions will be applying for tax exempt status and asked to be on the October 4, 2011 City Council agenda.

Bill Walker – Stated that he has worked with Lance McCormick and they have done a great job.

Mike Hanson – Handed out a revised version of the Come and Take It flag and informed the Council of his disapproval of the Garage Sale Ordinance. He feels it will hinder the poverty stricken from being able to pay their bills and he listed the benefits of garage sales.

**ORDINANCES**

Item #1. City Manager, Allen Barnes requested that Council maintain the proposed tax rate of .2603 that has been discussed during two public hearings. Councilman Hernandez stated that this rate will raise taxes approximately \$23-30,000.00 of which he finds minimal and moved to adopt the 2011/2012 effective rate. Councilman Schurig seconded it. The Mayor asked for a roll call vote. Councilman Logan voted



"Nay", Councilmen Hernandez, Schurig, Schroeder and the Mayor voted "Aye". The motion passed.

Item #2. City Manager, Allen Barnes stated that the Revised Drought Contingency Plan was presented to Council for consideration at the September 20, 2011 meeting. Mr. Barnes said that this plan will align the City with surrounding cities who are already in Stage 2. Mr. Barnes informed the Council that he ordered signs to place in pertinent areas of the City and the Ordinance will be put on the City's website as well. The Mayor asked for a motion. Councilman Schurig mad a motion to approve Ordinance #2011-23 and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor vote aye. The motion passed by unanimous vote.

## RESOLUTIONS


Item #3. Sam Lewis informed the Council that Mr. Niren Patel has purchased 2.204 acres of land out of 11.561 acres off of Water Street. Mr. Lewis is providing notification to the City Council that the 11.561 acres has been subdivided. City Manager, Allen Barnes stated that this can be approved by him. The Mayor asked for a motion. Councilman Logan made a motion to approve Resolution #2011-44 and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor vote aye. The motion passed by unanimous vote.

## EXECUTIVE SESSION

Item #4. City Attorney, Jackie Williamson stated that she has not received all of the information, therefore, no meeting is necessary.

## ADJOURN

The Mayor asked for a motion to adjourn. Councilman Logan made a motion and Councilman Hernandez seconded it and the meeting adjourned at 6:54 p.m.

  
Recording Secretary

APPROVED:

  
Mayor

**CITY OF GONZALES  
CALLED CITY COUNCIL MEETING  
September 26, 2011 MINUTES**

The City Council convened their called meeting at 6:00 p.m., Monday, September 26, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas in conjunction with the GEDC Board meeting.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmen Tommy Schurig, Gary Schroeder, Lorenzo Hernandez, and Robert A. Logan.

Others Present: Management Advisor Charles Windwehen, City Manager Allen Barnes, City Attorney Jackie Williamson, GEDC Director Carolyn Gibson.

Mayor O'Neal called the meeting to order at 6:00 p.m.

**EXECUTIVE SESSION**

Item #1. The Mayor called the meeting order at 6:05 p.m.

**RETURN TO OPEN SESSION**

Item #2. The meeting reconvened to open session at 6:38 p.m. with no action.

**ADJOURN**

The Mayor asked for a motion to adjourn. Councilman Logan made a motion and Councilman Hernandez seconded it and the meeting adjourned at 6:39 p.m.

  
\_\_\_\_\_  
Recording Secretary

APPROVED:

  
\_\_\_\_\_  
Mayor

**CITY OF GONZALES  
CITY COUNCIL MEETING  
October 4, 2011 MINUTES**

The City Council convened their regular meeting at 6:00 p.m., Tuesday, October 4, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmen Tommy Schurig, Gary Schroeder, Lorenzo Hernandez, and Robert A. Logan.

Others Present: Management Advisor Charles Windwehen, City Manager Allen Barnes, City Attorney Jackie Williamson, City Secretary Candice Witzkoske.

Mayor O'Neal called the meeting to order, gave an invocation and cited the Pledge of Allegiance and the Texas Pledge at 6:00 p.m.

**PUBLIC COMMENTS**

Aline Wallace – Very upset about the vandalism at the City Cemetery. She received an estimate of \$900.00 for repairs from Solansky Monuments and she will be looking into holding fundraisers to pay for and setting up a non-profit fund at a bank. She asked for additional lighting and signage with more police patrol.

Mike Hanson – Upset regarding the Garage Sale and Livestock Ordinances.

Amanda McMains – Asked for Council support of the application for Laurel Ridge expansion project with GEDC.

Doris Leifeste – Would like for copy of audit be available at the Library. Asked where the J.B. Wells issues are referenced in the audit and she would also like to view the separate audit that was done.

Dennis Nesser – Asked for Council to be consistent with the dates and times of meetings. Asked when did we start regulating businesses within a Museum District, asked about the concessions at J.B. Wells and asked about an employee who is still with the City when there has been so much mistrust.

Judith Tor – Asked Council to approve the Livestock Ordinance; citizens need to take care of their animals. There would be no penalties if they did.

Barbara Hand – Thanked all of the citizens and City staff who volunteered their time for

Come and Take It.

## **APPROVAL OF MINUTES**

Item #1-4. The Mayor asked for a motion to approve the minutes as presented. Councilman Logan moved to approve the minutes of the September 6, 13, 20, and 26, 2011 meetings. Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Logan, Hernandez, Schurig, Schroeder and the Mayor all voted aye. The motion passed by unanimous vote.

## **EVENTS/OTHER**

Item #5. Representative was not present to discuss pet parade. Councilman Logan made a motion to table discussion regarding the Pet Parade and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilman Logan, Hernandez, Schurig, Schroeder and the Mayor all voted aye. The motion passed by unanimous vote.

Item #6. GEDC Director, Carolyn Gibson, informed Council that Marlene Metzler applied for a small business grant for Running M Bar and Grill that will match up to \$25,000.00 through GEDC. GEDC approved her application at their September 26, 2011. The Mayor asked for a motion to approve the application. Councilman Schurig made a motion and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Logan, Hernandez, Schurig, Schroeder and the Mayor all voted aye. The motion passed by unanimous vote.

Item #7. GEDC Director, Carolyn Gibson, informed Council that Barbara Crozier applied for a small business grant for Laurel Ridge Inn that will match up to \$25,000.00 through GEDC. GEDC approved her application at their September 26, 2011. The Mayor asked for a motion to approve the application. Councilman Schurig made a motion and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Logan, Hernandez, Schurig, Schroeder and the Mayor all voted aye. The motion passed by unanimous vote.

Carolyn Gibson also informed Council that a GEDC Public Hearing will be held on October 24, 2011.

## **RESOLUTIONS**

Item #8. The Mayor asked Council what is their pleasure on voting for elections of the Gonzales County Appraisal District directors. The consensus was to follow normal procedures and not nominate. The Mayor asked for a motion. Councilman Logan moved and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Logan, Hernandez, Schurig, Schroeder and the Mayor all voted aye. The motion passed by unanimous vote.

Item #9. Roy Maldonado, representing the Catholic Community of Gonzales and Waelder informed the Council that they would like to hold their 2<sup>nd</sup> annual Youth for Christmas 5K run/walk and Kids K run to be held on Saturday, December 3, 2011 with road closures and barricades. The Mayor asked for a motion. Councilman Logan moved to approve Resolution #2011-45 and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Logan, Hernandez, Schurig, Schroeder and the Mayor all voted aye. The motion passed by unanimous vote.

Item #10. City Attorney, Jackie Williamson, advised the Council that AV-Tech Oil and Gas, LLC is requesting to lease an additional 148 acres from the City. The Mayor asked for a motion. Councilman Logan moved to approve Resolution #2011-46 and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilman Logan, Hernandez, Schurig, Schroeder and the Mayor all voted aye. The motion passed by unanimous vote.

## **ORDINANCES**

Item #11. Management Advisor, Charles Windwehen, stated that he has brought before Council the improvement needs of the water system during previous meetings and their knowledge of the condition of the system. This Ordinance is to raise water rates at a level to pay the debt service. Mr. Windwehen stated that even with these rate increases, Gonzales still has the lowest rates in Texas. The Mayor asked for a motion to approve Ordinance #2011-24. Councilman Schurig moved and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Logan, Hernandez, Schurig, Schroeder and the Mayor all voted aye. The motion passed by unanimous vote.

Item #12. City Manager, Allen Barnes, advised Council that they need to make a decision on which Redistricting Plan they wish to adopt. Two Public Hearings were conducted and LULAC representatives preferred Plan #2. The Mayor asked for a motion to approve Ordinance #2011-25. Councilman Schurig made a motion to approve Plan #2 and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilman Logan, Hernandez, Schurig, Schroeder and the Mayor all voted aye. The motion passed by unanimous vote.

Item #13. City Attorney, Jackie Williamson, stated that the Livestock Ordinance approved in 2010 had no penalties for non-compliance. Therefore, it has been amended so that it can now be enforced. The Mayor asked for a motion to approve Ordinance #2011-27. Councilman Schurig made a motion to approve Ordinance #2011-27 and Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilman Logan, Hernandez, Schurig, Schroeder and the Mayor all voted aye. The motion passed by unanimous vote.

## **STAFF REPORTS**

Item 14. Jerry Floyd, with Floyd and Gindler completed the City's annual financial audit. Mr. Floyd stated that the City received a clean audit opinion. There were several weaknesses concerning internal controls, going over budget, controls at J.B. Wells, and lack of segregation of duties. Councilman Hernandez stated that he does not see where the weaknesses are identified regarding J.B. Wells and Mr. Floyd stated that the audit is very condensed.

City Manager, Allen Barnes stated that he is currently bidding out for an outside auditing firm. Good practice dictates securing a new firm every 3 years. Mr. Barnes said that the City will be correcting all of the issues and deficiencies identified by Floyd and Gindler.

Item #15. City Manager, Allen Barnes informed the Council that he has submitted a request for proposal for a long-term concessionary for J.B. Wells and all of the issues have been corrected.

#### **EXECUTIVE SESSION**


Item #16. The Mayor called the meeting order at 6:51 p.m.

#### **RETURN TO OPEN SESSION**

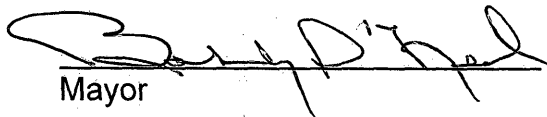
Item #17. The meeting reconvened to open session at 7:00 p.m. with no action.

#### **ADJOURN**

The Mayor asked for a motion to adjourn. Councilman Logan made a motion and Councilman Schroeder seconded it and the meeting adjourned at 7:00 p.m.

  
\_\_\_\_\_  
Recording Secretary

APPROVED:

  
\_\_\_\_\_  
Mayor

**CALLED CITY OF GONZALES  
CITY COUNCIL MEETING  
October 18, 2011 MINUTES**

The City Council convened their called meeting at 5:30 p.m., Tuesday, October 18, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmen Tommy Schurig, Gary Schroeder, Lorenzo Hernandez, and Robert A. Logan.

Others Present: City Manager Allen Barnes, City Attorney Jackie Williamson, City Secretary Candice Witzkoske.

Mayor O'Neal called the meeting to order, gave an invocation and cited the Pledge of Allegiance and the Texas Pledge at 5:30 p.m.

**PUBLIC COMMENTS**

Barbara Hand – Requested that the City complete the Paddling Trail.

Richard Tiller – Owner of Bell Oaks Inn, discussed the benefits of the Smart Phone Application being requested by the Tourism Committee and asked Council to support it.

Mike Hanson – Thanked the citizens who signed his petition to repeal the Garage Sale Ordinance. He feels that if an election was held, it would be repealed and he has received over 400 voter signatures.

**EVENTS/OTHER**

Item #1. Ann Gaines, Director of the Gonzales Learning and Career Center, advised the Council that they would like to hold a Pet Parade on Saturday, October 29, 2011 and requested to use of Confederate Square. Ms. Gaines described the event and the rules. The Mayor asked for a motion. Councilman Schurig made a motion to approve the event and use of Confederate Square and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schurig, Schroeder and the Mayor all voted aye. The motion passed by unanimous vote.

Item #2. City Manager, Allen Barnes, informed the Council that he is submitting a Financial Policy that would normally be a part of the annual budget. He is requesting approval without a Resolution as in a few months he will enact the policy by Ordinance through the budget process. The Mayor asked for a motion. Councilman Logan made

a motion to approve the Finance Policy and Councilman Schurig seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schurig, Schroeder and the Mayor all voted aye. The motion passed by unanimous vote.

Item #3. The Mayor started off by asking all of the Tourism Committee present to stand. He thanked them for serving on the committee. Ken Morrow gave a detailed report regarding the advantages of purchasing a Smart Phone Application. He stated that the Tourism Committee is developing a strategic plan on how to get tourists to visit Gonzales. They would also like to document where the 100 historic markers are located in Gonzales County. Mr. Morrow stated that the total cost is \$24,000.00 that would come out of Hotel/Motel funds. \$16,000.00 will be for content and production and \$7,500.00 for the phone app. David Dement and Ann Covert both spoke in favor of the project. Councilman Schroeder stated that he has done some leg work and the price is less than most. The Mayor asked for a motion. Councilman Schurig made a motion to approve the purchase of the Smart Phone Application and Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schurig, Schroeder and the Mayor all voted aye. The motion passed by unanimous vote.

Item #4. The Mayor asked for any discussion regarding the Citizen Petition for Garage Sales. Councilman Schurig made a motion to accept the petition and Councilman Logan seconded it. The Mayor stated that a called City Council meeting will be held within ten days. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schurig, Schroeder and the Mayor all voted aye. The motion passed by unanimous vote.

## RESOLUTIONS

Item #5. Barbara Fredrich, Main Street Administrator, advised the Council that Main Street will be holding their annual Christmas Parade and events December 2,3, and 4, 2011. They are requesting use of Texas Heroes and Confederate Squares with designated street closures. The Mayor asked for a motion. Councilman Schurig made a motion to approve Resolution #2011-47 with street closures and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schurig, Schroeder and the Mayor all voted aye. The motion passed by unanimous vote. Ms. Fredrich invited the Council to participate in the parade.

Item #6. City Manager, Allen Barnes, advised Council that the Master Gardeners have leased a building from the school district to use as an Exploratorium. The building will need to be brought up to code and will then be used to teach conservation methods. Gonzales County will pay for the utilities and the City will provide in-kind sewer and water. The Mayor asked for a motion to approve an Interlocal Agreement between the City and the Exploratorium. Councilman Schurig moved and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schurig, Schroeder and the Mayor all voted aye. The motion passed by unanimous



vote. Ms. Fredrich invited the Council to participate in the parade.

## STAFF REPORTS

Item #7. City Manager, Allen Barnes, advised Council that the City is approaching sale of bonds for the water/wastewater improvements. Bob Henderson, our financial advisor, discussed the differences in bonds and stated that there are a variety of certificates of obligation; three ways to sell. 1) put out for competitive sale, 2) Negotiated Sale (bond ratings – higher/lower interest rates with a pre-selected underwriting firm), 3) Private placement with a financial institution where you can avoid some expenses but pay a higher interest rate. What Mr. Henderson does is try to balance all 3 for the best avenue for the City. He stated that Federal and State firms can buy however; you can incur higher engineering construction costs. There is a Clear Water Act program; however, this is specific to sewer plants. There is also a Drinking Water program but you can pay higher rates. He stated it was premature at this time for him to make a recommendation on which program to use. He said that the projection schedule to sell is by December 6, 2011. Mr. Henderson stated that he will not be at the November 1, 2011 Council meeting, however, Mr. Traylor with his firm will be.

Item #8. Todd Remschel, Streets Dept. Supervisor, informed the Council that the 100/200 blocks of St. George Street is progressing with curbing to start tomorrow. Things should be wrapped up in several weeks.


Item #9. Tim Crow, Police Chief, informed the Council that the Parks department has cleaned up dead trees and shrubs, put up a chain-gate and will be putting up additional lighting at the City Cemetery on College Street. David Dement spoke up and stated how pleased he is with the results.

## ADJOURN

The Mayor asked for a motion to adjourn. Councilman Logan made a motion and Councilman Hernandez seconded it and the meeting adjourned at 6:21 p.m.

  
Recording Secretary

APPROVED:

  
Mayor

**CITY OF GONZALES  
CITY COUNCIL MEETING  
November 1, 2011 MINUTES**

The City Council convened their regular meeting at 6:00 p.m., Tuesday, November 1, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmen Tommy Schurig, Gary Schroeder, Lorenzo Hernandez, and Robert A. Logan.

Others Present: City Manager Allen Barnes, City Attorney Jackie Williamson, City Secretary Candice Witzkoske.

Mayor O'Neal called the meeting to order, gave an invocation and cited the Pledge of Allegiance and the Texas Pledge at 6:00 p.m.

**PUBLIC COMMENTS**

Roger Eberle – Feels that garage sales should be controlled.

Miles Klepper – With Western Energy Group and they would like to lease 32 acres from the City and for this to be placed on the December 6, 2011 agenda.

**APPROVAL OF MINUTES**

Items 1-2. The Mayor asked for a motion to approve the minutes of the October 4 & 18, 2011 minutes. Councilman Logan made a motion to approve the minutes of October 4 and 18, 2011 as written. Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

**EVENTS/OTHER**

Item #3. City Attorney, Jackie Williamson stated that there were not enough signatures by qualified voters on the citizen petition to repeal Garage Sale Ordinance #2011-22. She asked that the petition be rejected. The Mayor asked for a motion. Councilman Schurig made a motion to reject the petition and Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote. Councilman Hernandez requested that Council work with the citizens to come up with a compromise. It will be further discussed at the December 6, 2011 meeting.

Item #4. City Manager, Allen Barnes, informed the Council that an inter-local agreement between the City and County regarding subdivisions in the City's ETJ was submitted to the City back in 2001. However, it was never signed and this agreement gives the City exclusive jurisdiction to regulate all subdivisions in the City's ETJ. The Mayor asked for a motion. Councilman Logan made a motion to approve the Inter-local agreement and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

Item #5. GEDC Director, Carolyn Gibson, stated that GEDC met on Monday, October 31, 2011 and unanimously approved funding of \$180,000.00 for street construction on Commerce Court in Industrial Park. The lowest bidder is Smith Contracting. GEDC Board is requesting Council's approval of this expenditure of Type B sales tax funds for construction. The Mayor asked for a motion. Councilman Schurig made a motion to approve this expenditure and Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

Item #6. Texas Tech Intern, Lori Waters, presented her report and recommendations to the Council via handout. She stated that her efforts are to promote heritage tourism for Gonzales and she will be giving her presentation Thursday, at 7:00 p.m. at the courthouse.

## **RESOLUTIONS**

Item #7. Caroline Helms, City Library Director, submitted three applications for nomination to Library Board. Vicki Frenzel was present and asked Council to approve Resolution #2011-48 for Nancy Burns, Erwin Ckudre and Martha JoWhitt's appointment to the Library Board. The Mayor asked for a motion. Councilman Logan made a motion and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

Item #8. Bob Henderson with RBC Capital, informed the Council that it is necessary to publish notice in the local newspaper two times of the City's Notice of Intent for certificates of obligation for the water plant. He stated that this does not obligate the City at this time. The Mayor asked for a motion. Councilman Logan made a motion to approve Resolution #2011-49 and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

Item #9. City Manager, Allen Barnes, introduced the Interim Finance Director, Carolyn Martin. He stated that she needs to be authorized as a representative of the City to delegate public funds in TexPool. The Mayor asked for a motion. Councilman Logan

made a motion to approve Resolution #2011-51 and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

Item #10. City Manager, Allen Barnes, informed the Council that he received six bids for audit services. He scored each of them and did due diligence on each one by contacting other city's they have done audits for. Based on his findings M&K CPAS has *been selected* as the firm to do the City's annual budgets for FY 2013, 2014 & 2015. The Mayor asked for a motion. Councilman Schurig made a motion to approve Resolution #2011-52 and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

## **ORDINANCES**

Item #11. City Manager, Allen Barnes, advised the Council that all employees have not received a pay raise since 2008. It is his recommendation with the increase in sales taxes and funding received from oil leases, to provide the employees with a one-time longevity increase for 2011. The total cost is \$43,675.00. After discussion, the Mayor asked for a motion. Councilman Schurig made a motion to approve Ordinance #2011-28 and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

Item #12. City Manager, Allen Barnes, informed the Council that the Fire department has incurred some unanticipated expenses for vehicle and equipment repairs and is requesting a budget amendment of \$10,000.00 to cover these costs. Fire-chief Keith Schmidt stated that 3 engines need repair. The Mayor asked for a motion. Councilman Logan made a motion to approve Ordinance #2011-29 and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

## **EXECUTIVE SESSION**

Item #13. The Mayor stated that the time is now 6:25p.m. and asked for a motion to go into Executive Session. Councilman Logan moved and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

## **RETURN TO OPEN SESSION**

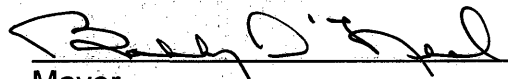
Item #14. Council came out of Executive Session at 6:38p.m. with no action.

**ADJOURN**

The Mayor asked for a motion to adjourn. Councilman Logan made a motion and Councilman Schroeder seconded it and the meeting adjourned at 6:38 p.m.

  
Recording Secretary

APPROVED:

  
Mayor

**CITY OF GONZALES  
CITY COUNCIL MEETING  
December 6, 2011 MINUTES**

The City Council convened their regular meeting at 6:00 p.m., Tuesday, December 6, 2011, in the Council Chambers at the Gonzales Municipal Building, 820 St. Joseph Street, Gonzales, Texas.

The following members were present constituting a quorum: Mayor Bobby O'Neal, Councilmen Tommy Schurig, Gary Schroeder, Lorenzo Hernandez, and Robert A. Logan.  
Others Present: City Manager Allen Barnes, City Attorney Jackie Williamson, Interim Finance Director Carolyn Martin, Economic Development Director Carolyn Gibson.

Mayor O'Neal called the meeting to order, gave an invocation and cited the Pledge of Allegiance and the Texas Pledge at 6:00 p.m.

**PUBLIC COMMENTS**

Don Liefeste – Congratulated the City for their continuing progress and encouraged them to keep it up.

Roger Eberle – Requested Income and Expense on the JB Wells Park budget be broken out on it's on, not included with the city's.

Mike Hanson – Asked that the City Attorney look into negotiating with Time Warner Cable to show the City Council, Planning & Zoning, ZBOA, etc. meetings on the Gonzales Channel 3, allowing shut-ins to view the meetings.

Pat Anders Ryan – With the Gonzales Youth Center, thanked the City for their support and stated that they would be requesting the same level of funding for 2012-2013.

**PUBLIC HEARING**

Item #1-2. Mayor O'Neal opened the Public Hearing for Citizen Input to the 2012 Budget at 6:06pm. City Manager Allen Barnes commented to Council that Department Heads had been going great guns, asking questions, researching, etc. And had gone out of their way to make the budget process work. In the early stages, he wanted public input, which he has historically had excellent results from. Carolyn Martin will be taking notes of comments and would need all speaker's names, addresses, and phone numbers. JB Wells will be broken out individually in the budget and administration will be divided into 3 departments.

Don Liefeste- stated that a general rule in developing a budget was looking at the use and benefits to the citizens, using Parks & Recreation as an example, stating who, what, when, and where would the funds best be used.

After no additional comments, Mayor O'Neal closed the Public Hearing at 6:11pm.

**APPROVAL OF MINUTES**

Item #3. The Mayor asked for a motion to approve the minutes of the November 1, 2011 meeting. Councilman Logan made a motion to approve the minutes as written. Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

## EVENTS/OTHER

Item #4. City Manager, Allen Barnes, introduced Kelly Penewitt, the new Parks and Recreation Director, giving a brief bio of her past experience, that she attended Texas A&M, was recruited from the Sugarland Parks & Rec., and had hit the ground running, asking lots of questions.

Item #5. City Manager, Allen Barnes presented a working budget calendar to City Council. The Mayor asked for a motion. Councilman Logan made a motion to adopt the budget calendar as presented and Councilman Schurig seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

Item #6. ED Director, Carolyn Gibson, presented two GEDC Small Business Incentive Grants approved by the GEDC Board to City Council for their approval of funding, from Mike Hanson, Wolf Rental Properties, and Gilbert Perez, Gilbert Perez Income Tax Service. The Mayor asked for a motion. Councilman Logan made a motion to approve the grant funding by GEDC for Wolf Properties and Gilbert Perez Income Tax Service. Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

Item #7. ED Director, Carolyn Gibson, presented the GEDC Victoria College, Gonzales Campus Expansion Project, approved by the GEDC Board, for the purchase of land in the amount of \$400,000.00 to City Council for their approval of funding. The Mayor asked for a motion. Councilman Logan made a motion to approve the purchase of land for the expansion of Victoria College in the amount of \$400,000.00 by GEDC. Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

## RESOLUTIONS

Item #8. City Manager, Allen Barnes, requested the Regular City Council meeting for January be moved from January 3 to January 10 because of the holidays. Councilman Logan made a motion to approve Resolution #2011-53 and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

Item #9. City Manager, Allen Barnes, reported that signers on the City's financial institutions needed to be updated. He stated that a new, clean resolution was needed to ensure continuity of services. The Mayor asked for a motion. Councilman Logan made a motion to approve Resolution #2011-54, effective December 6, 2011, and Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

Item #10. City Manager, Allen Barnes, asked that item #10, appointments/reappointments to the Planning and Zoning Commission be tabled. The Mayor asked for a motion. After discussion, Councilman Hernandez made a motion to table any action on Resolution #2011-55 and Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion to table passed by a unanimous vote.

Item #11. City Manager, Allen Barnes, informed the Council that Ray Raley, Charlie Pankey and Chair Vicki Frenzel, and Alternate Manuel Pena had all agreed to serve another two year term on the Zoning Board of Adjustment, and Mike Hanson and Eldon Farek had applied to be appointed to the Board. The Mayor asked for a motion. Councilman Logan made a motion to approve Resolution #2011-56, reappointing Ray Raley, Charlie Pankey and Vicki Frenzel to the Board, and Manuel Pena as Alternate to the Board, and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

Item #12. City Manager, Allen Barnes, informed Council that they were to vote on an appointment to the Gonzales County Appraisal District, noting there were 5 members on the Board with 6 nominations. The Mayor asked for a motion. After discussion, Councilman Logan made a motion to approve Resolution #2011-57, casting 210 votes for Lauren Clampit for the Board. Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

Item #13. City Manager, Allen Barnes, asked Council to table their consideration of Resolution #2011-58, regarding raising the water rates under the Gonzales Water Supply Contract, at the request of the Gonzales County Water Supply Corporation's attorney, until the January meeting. The Mayor asked for a motion. Councilman Logan made a motion to table any action on Resolution #2011-58 until the January meeting. Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion to table passed by a unanimous vote.

Item #14. City Engineer, Keith Schauer, reported that 7 bid packets had been picked up and 3 competitive bids had been received for the demolition, reconstruction, and improvements to the 300 block of St. George Street, and noted the lowest bid of \$491,761.00 was by Smith Contracting. Councilman Logan asked what the timeline was and Mr. Schauer responded the contractor had 120 days from the bid awarding to complete the job. The Mayor asked for a motion. After discussion, Councilman Logan made a motion to approve Resolution #2011-59, awarding the contract to Smith Contracting. Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

Item #15. City Manager, Allen Barnes, reported that 3 bids had been received, from Guerra's Catering, Sweet Irene, and Come & Get It, for the JB Wells Arena concession services. The Mayor asked for a motion. After discussion, Councilman Logan made a motion to approve Resolution #2011-60, authorizing the City Manager to execute an agreement between the City and Guerra's Grill & Catering for the JB Wells Arena Concession. Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

Item #16. City Attorney, Jackie Williamson, reported that she had negotiated an increase in the money to be paid for the Oil, Gas and Mineral lease agreement with Western Energy Group, LLC. After discussion Councilman Schurig made a motion approve Resolution #2011-61 authorizing the City Manager to enter into a contract for Oil, Gas and Mineral Lease with Western Energy Group, LLC. Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.



Item #17. City Manager, Allen Barnes, requested authorization to accept the deed for the purchase of 3.717 acres of land located within the corporate limits of the City of Gonzales. GEDC will reimburse the City \$400,000.00 of the \$575,000.00 purchase of the land that will be used for the expansion of Victoria College. After discussion Councilman Logan made a motion to approve Resolution #2011-62 and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

## ORDINANCES

Item #18. City Attorney, Jackie Williamson, advised Council that she had reviewed the former garage sale ordinance with the City Manager and spoken with Mike Hanson. The amended ordinance would allow for 4 free garage sales per year with an additional 2 allowed with payment of a permit fee. She suggested keeping track of garage sales will be easier with all being permitted, at no charge, unless the additional 2 are requested. City Manager, Allen Barnes, stated the Police Department would be spot checking for permits at garage sales. The Mayor asked for a motion. After discussion, Councilman Schurig made a motion to approve Ordinance #2011-30, amending Ordinance #2011.22. Councilman Logan seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

Item #19. Bob Henderson, reported to Council that he had outstanding news, that in working, with staff, the city's bonds had gone into the market that morning, expecting an interest rate around 5% and an annual debt service of approximately \$500,000.00. Southwest Securities was able to sell at a premium, \$6,255,000.00 at 3.48% rate with an annual payment of approximately \$445,000.00 per year for the 20 year term. This covered all costs for the sale and allowed the City to put \$6,300,000.00 in the bank. The Mayor asked for a motion. After discussion, Councilman Logan made a motion to approve Ordinance #2011-31 for the sale of \$6,300,000.00 in tax & revenue bonds, December 29, 2011, for water plant upgrades. Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

Item #20. City Manager, Allen Barnes, reported that fees for Commercial Wastewater Dumping would be a small revenue stream for the city, but those fees were necessary. The Mayor asked for a motion. After discussion, Councilman Schurig made a motion to approve Ordinance #2011-32 for establishment of commercial wastewater dumping fees for businesses located in the City Limits of Gonzales. Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

Item #21. City Manager, Allen Barnes, reported it was routine for an under contract provider to adjust their rates based on the Consumer Price Index. It doesn't require Council approval, contractually it was pre-approved, but he thought this was a good practice for citizens' information with ordinances that could impact the citizens' bottom line. The Mayor asked for a motion. After discussion, Councilman Logan made a motion to approve Ordinance #2011-33, altering and amending Section 16 of a sanitation ordinance approved by Council May 7, 1951. Councilman Hernandez seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

**EXECUTIVE SESSION**

Item #22. The Mayor stated that the time is now 6:43p.m. and asked for a motion to go into Executive Session. Councilman Logan moved and Councilman Schroeder seconded it. The Mayor asked for a roll call vote. Councilmen Logan, Hernandez, Schroeder, Schurig and the Mayor all voted aye. The motion passed by a unanimous vote.

**RETURN TO OPEN SESSION**


Item #14. Council came out of Executive Session at 7:01p.m. and reconvened the regular meeting at 7:02p.m. with no action.

**ADJOURN**

The Mayor asked for a motion to adjourn. Councilman Logan made a motion and Councilman Schroeder seconded it and the meeting adjourned at 7:03 p.m.

  
Recording Secretary

APPROVED:

  
Mayor