

**CITY OF GONZALES, TEXAS  
CITY COUNCIL MEETING  
MINUTES –OCTOBER 8, 2020**

The Regular Meeting of the City Council was held on **October 8, 2020** at 6:00 p.m. via teleconference pursuant to **Section 551.045 of the Texas Government Code and in accordance with the March 16, 2020 order by the Governor of the State of Texas.**

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

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

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

*In person attendance by the public will be limited to 14 which is 50% capacity of the room less Council Members and required staff and should be separated by at least six (6) feet from other groups attending the meeting together. A temporary suspension of certain provisions of the Open Meetings Act to allow telephone or videoconference public meetings has been granted by Governor Greg Abbott. These actions are being taken to mitigate the spread of COVID-19 by avoiding meetings that bring people into a group setting and in accordance with Section 418.016 of the Texas Government Code.*

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

**CALL TO ORDER, INVOCATION AND PLEDGE**

Mayor Kacir called the meeting to order at 6:00 p.m. and a quorum was certified.

<b>Attendee Name</b>	<b>Title</b>	<b>Status</b>
Connie L. Kacir	Mayor	Present in person
Gary Schroeder	Council Member, District 1	Present in person
Tommy Schurig	Council Member, District 2	Present in person
Bobby O’Neal	Council Member, District 3	Present in person
Dan Blakemore	Mayor Pro Tem/Council Member, District 4	Present in person

**STAFF PARTICIPATING:**

City Manager Tim Patek, City Attorney Dan Santee, Administrative Services Director/City Secretary Kristi Gilbert, Finance Director Laura Zella, Main Street Manager Liz Reiley JB Wells Park Arena Manager Anne Dollery and Police Chief Tim Crow.

## **CITY EVENTS AND ANNOUNCEMENTS**

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

## **HEARING OF RESIDENTS**

The following individuals were present in person and spoke:

Reverend Roches, thanked the Council for recognizing the African American community and stated the Edwards Association will be sponsoring a celebration for Juneteenth including everyone in the community.

David Tucey, addressed the Council stating he was in favor of the City Council establishing Juneteenth as a city holiday.

Glenda Gordon, shared with the Council the listing of items to be included on the interpretive panels and shared a sample panel. Ms. Gordon also made mention the DeWitt Colony will celebrate its bicentennial anniversary in March 2025.

Hannah Klug, addressed the City Council regarding the Domestic Violence Awareness Month and provided an update on annual activities. Ms. Klug spoke regarding the RISE program with the County Attorney's office and the virtual candlelight vigil.

## **PRESENTATION**

### **1.1 Domestic Violence Awareness Month Proclamation**

Mayor Kacir presented Hannah Klug with a proclamation designated October 2020 as Domestic Violence Awareness Month.

## **CONSENT AGENDA ITEMS**

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

### **2.1 Minutes - Approval of the minutes for the following meetings:**

- a. September 3, 2020 Special Meeting
- b. September 10, 2020 Regular Meeting
- c. September 21, 2020 Special Meeting
- d. October 1, 2020 Special Meeting

### **2.2 Approval of any council absences for the fourth quarter of fiscal year 2019-20.**

### **2.3 Discuss, Consider & Possible Action on Resolution #2020-96 Authorizing the Use of Downtown Square including the Parking Lot, and Designated Street Closures for 2020 Winterfest & Annual Lighted Christmas Parade on December 5, 2020.**

- 2.4 Discuss, Consider & Possible Action on **Resolution #2020-97** Approving the Purchase of a 2021 Ford F750 Diesel Regular Cab & Chassis Along with Knapheide Brush Bed

**ACTION: Items 2.1 and 2.4**

**APPROVED**

Council Member Schurig moved to approve the consent agenda as presented. Council Member O'Neal seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

**RESOLUTIONS, ORDINANCES AND COUNCIL ACTION**

- 3.1 Conduct a Public Hearing to Discuss, Consider & Possible Action on **Resolution #2020-98** Authorizing the City Manager to Submit, and Accept if Awarded, an Application and Associated Documents to the Texas General Land Office (GLO) for \$3,000,000 in CDBG-MIT grant funds for Infrastructure Improvements Related to Damage Caused by Hurricane Harvey, In Order to Mitigate the Impact of Future Flooding Events.

Mayor Kacir opened the public hearing to comment. No one signed in to speak. Mayor Kacir closed the hearing to public comment.

**ACTION: Items 3.1**

**APPROVED**

Council Member O'Neal moved to approve **Resolution #2020-98** Authorizing the City Manager to Submit, and Accept if Awarded, an Application and Associated Documents to the Texas General Land Office (GLO) for \$3,778,467 in CDBG-MIT grant funds for Infrastructure Improvements Related to Damage Caused by Hurricane Harvey, In Order to Mitigate the Impact of Future Flooding Events. Council Member Schurig seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

- 3.2 Discuss, Consider & Possible Action on **Resolution #2020-99** Accepting the Proposals and Awarding the Contract for the Cleaning and Repainting of the 850,000 Gallon Steel Ground Storage Tank, "Water Tank #1" and authorizing the City Manager to execute the Agreement.

Lynn Short, representing Tank Industries Consultants the engineering firm for the company. Mr. Short stated the estimate was \$721,000 and nine good bids had been received, one bidder withdrew their proposal.

**ACTION: Items 3.2**

**APPROVED**

Council Member O'Neal moved to approve **Resolution #2020-99** Accepting the Proposals and Awarding the Contract for the Cleaning and Repainting of the 850,000 Gallon Steel Ground Storage Tank, "Water Tank #1" and authorizing the City Manager to execute the Agreement. Mayor Pro Tem Blakemore seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

- 3.3 Discuss, Consider & Possible Action on **Resolution #2020-100** Approving a Performance agreement between the Gonzales Economic Development Corporation and the Gonzales Main Street.

**ACTION: Items 3.3**

**APPROVED**

Council Member Schurig moved to approve **Resolution #2020-100** Approving a Performance agreement between the Gonzales Economic Development Corporation and the Gonzales Main Street. Council Member Schroeder seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

- 3.4 Discuss, Consider & Possible Action on **Resolution #2020-101** Approving the City of Gonzales 2021 Holiday Schedule.

**ACTION: Items 3.4**

**APPROVED**

Council Member Schurig moved to approve **Resolution #2020-101** Approving the City of Gonzales 2021 Holiday Schedule. Council Member O'Neal seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

- 3.5 Discuss, Consider & Possible Action Approving **Resolution #2020-102** Authorizing the City Manager to Solicit Requests for Proposals for the Purchase of Electric Meters, Related Software and the Installation of the System

**ACTION: Items 3.5**

**APPROVED**

Council Member O'Neal moved to approve **Resolution #2020-102** Authorizing the City Manager to Solicit Requests for Proposals for the Purchase of Electric Meters, Related Software and the Installation of the System. Council Member Schurig seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

- 3.6 Discuss, Consider and Possible Action on **Resolution #2020-103** Authorizing the City Manager to Execute a contract with the Chamber of Commerce for the hosting and operations of the Gonzales Visitor Information Center.

**ACTION: Items 3.6**

**APPROVED**

Council Member Schurig moved to approve **Resolution #2020-103** Authorizing the City Manager to Execute a contract with the Chamber of Commerce for the hosting and operations of the Gonzales Visitor Information Center. Mayor Pro Tem Blakemore seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

- 3.7 Discuss, Consider and Possible Action on **Ordinance #2020-22** Amending Article 9.03 of the City of Gonzales Code of Ordinances to Reduce the Number of Members on the Main Street Advisory Board as Requested by the Main Street Advisory Board.

**ACTION: Items 3.7**

**APPROVED**

Council Member O'Neal moved to approve **Ordinance #2020-22** Amending Article 9.03 of the City of Gonzales Code of Ordinances to Reduce the Number of Members on the Main Street Advisory Board as Requested by the Main Street Advisory Board. Mayor Pro Tem Blakemore seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

- 3.8 Discuss, Consider & Possible Action Approving **Resolution #2020-104** Authorizing the Appointments and Reappointments to the Airport Advisory Board, Gonzales Convention & Visitors Bureau, Gonzales Economic Development Corporation, Gonzales Golf Course Advisory Board, JB Wells Park Advisory Board, Gonzales Library Board, Main Street Advisory Board, Museum Advisory Board, Planning & Zoning Commission, and Zoning Board of Adjustment & Sign Control Board

Mayor Pro Tem Blakemore moved to appoint the following members to the **Airport Advisory Board** for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. James "Steve" Dixon
2. John Coale
3. John Langhoff

Council Member Schurig seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

Mayor Pro Tem Blakemore moved to appoint the following members to the **Gonzales Convention & Visitors Bureau** for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. Suzanne Sexton
2. Tiffany Hutchinson
3. Jean Burns
4. Tami Erickson
5. Judy Wehde

Council Member Schurig seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

Council Member Schurig moved to appoint the following members to the **Gonzales Economic Development Corporation** for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. Larry Wehde
2. Meena Patel
3. Andy Rodriguez

And appointing the following member to the **Gonzales Economic Development Corporation** for a one-year term beginning October 1, 2020 and ending September 30, 2021:

1. Ken Morrow

Council Member O'Neal seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

Council Member O'Neal moved to appoint the following members to the **Gonzales Golf Course Advisory Board** for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. Debbie Tieken
2. Doug Kotzebue

3. Ryan Lee
4. Bill Kessler

Mayor Pro Tem Blakemore seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

Council Member O'Neal moved to appoint the following members to the **JB Wells Park Advisory Board** for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. Billy Bob Low
2. Don Pooley
3. Janelle Trammell
4. Heather Shelton

Council Member Schroeder seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

Council Member Schurig moved to appoint the following members to the **Gonzales Library Board** for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. Dorothy Eberle
2. Ida McGarity
3. John Tinsley
4. Swann Reid

Mayor Pro Tem Blakemore seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

Mayor Pro Tem Blakemore moved to appoint the following members to the **Main Street Advisory Board** for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. Connie Dolezal
2. Meena Patel
3. Gregory Webb
4. Tiffany Padilla

And appointing the following members to the **Main Street Advisory Board** to fill an unexpired term effective October 1, 2020 and ending September 30, 2021:

1. D'Anna Robinson
2. Becky Eldridge

Council Member Schurig seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

Council Member O'Neal moved to appoint the following members are appointed to the **Museum Advisory Board** for a two-year term beginning October 1, 2020 and ending September 30, 2022:

1. Judy Wehde
2. *Vacancy*
3. *Vacancy*

Council Member Schroeder seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

Council Member O'Neal moved to appoint the following members to the **Planning & Zoning Commission** for a two-year term beginning October 1, 2020 and ending September 30, 2022: 5-0

1. Paul Frenzel
2. Paul Neuse
3. Tom Tiller

Mayor Pro Tem Blakemore seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

Mayor Kacir moved to appoint the following members to the **Zoning Board of Adjustment & Sign Control Board** for a two-year term beginning September 11, 2020 and ending September 30, 2022: 5-0

1. Richard Crozier
2. Johnnie Edwards
3. Pat Mosher – Alternate

And appointing the following members are appointed to the **Zoning Board of Adjustment & Sign Control Board** for a one-year term beginning October 1, 2020 and ending September 30, 2021:

1. John Williams
2. Christie Fullilove – Alternate

Mayor Pro Tem Blakemore seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

- 3.9 Discuss, Consider & Possible Action on **Resolution #2020-105** Approving Work Order #65 in the amount of \$123,100 with Doucet & Associates for Engineering, Surveying and Project Management of Ridgemont, Oakland, Church and Seydler Streets Improvement Projects (2021 Street Improvement Projects)

**ACTION: Items 3.9**

**APPROVED**

Mayor Pro Tem Blakemore moved to approve **Resolution #2020-105** Approving Work Order #65 in the amount of \$123,100 with Doucet & Associates for Engineering, Surveying and Project Management of Ridgemont, Oakland, Church and Seydler Streets Improvement Projects (2021 Street Improvement Projects) Council Member O'Neal seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

- 3.10 Discuss, Consider & Possible Action Approving **Resolution #2020-106** Authorizing the City Manager to Execute Addendum Three to the Agreement with Guadalupe Valley Electric Cooperative for Power Cost Adjustment (PCA) Consulting Services and Electric Line Loss Services

**ACTION: Items 3.10**

**APPROVED**

Council Member Schurig moved to approve **Resolution #2020-106** Authorizing the City Manager to Execute Addendum Three to the Agreement with Guadalupe Valley Electric Cooperative for Power Cost Adjustment (PCA) Consulting Services and Electric Line Loss Services. Council Member Schroeder seconded the motion. Mayor Kacir called for a roll call vote. For: Schurig, Schroeder, Blakemore and Kacir. Abstained due to conflict of interest: Council Member O'Neal The motion passed 4-0-1.

- 3.11 Discuss, Consider & Possible Action on **Resolution #2020-107** a Resolution Authorizing the City Manager to Solicit Requests for Proposals for the JB Wells Park Concession Stand.

**ACTION: Items 3.11**

**APPROVED**

Council Member Schurig moved to approve **Resolution #2020-107** a Resolution Authorizing the City Manager to Solicit Requests for Proposals for the JB Wells Park Concession Stand. Council Member Schroeder seconded the motion. Mayor Kacir called for a roll call vote. For: Unanimous. The motion passed 5 to 0.

- 1.12 Discuss, Consider & Possible Action on the position of Municipal Court Judge.

**ACTION: Items 3.12**

**ADVERTISE FOR RFQ**

Mayor Kacir moved to direct staff to advertise via RFQ. Mayor Pro Tem seconded the motion. For: Unanimous. The motion passed 5 to 0.

- 3.13 Discuss, Consider & Provide Direction on Amendments to the Code of Ethics.

**ACTION: Items 3.13**

**DISCUSSION**

City Attorney Dan Santee reviewed proposed changes to the Code of Ethics including adding rules and procedures and allowing for due process for all parties involved. Mr. Santee asked the Council to review the proposed items and provide input on changes.

**STAFF/BOARD REPORTS**

- 4.1 Financial Report for the month of September 2020.

- 4.2 City Manager, Tim Patek will update the City Council on the following:

- Update on revenue shortfalls due to COVID-19 with anticipated date final numbers will be reported to the City Council
- List of all grants being sought by grant writer and/or staff
- Overview of 2020-2021 CIP with anticipated project start dates
- Report on any new operational changes under consideration for organization efficiencies or decreases in expenditures including staffing and/or increase in deliverables
- Benny Boyd property update
- District 2 Clean-Up update.

**CONVENE INTO CLOSED SESSION:**

The Council convened into executive session at 7:54 p.m.



PURSUANT TO TEXAS GOVERNMENT CODE, ANNOTATED, CHAPTER 551, SUBCHAPTER D:

5.1(a) Pursuant to Section 551.071 of the Texas Government Code, the City of Gonzales will consult in closed session with its attorney to receive legal advice regarding pending or contemplated litigation, a settlement offer, or matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter”, to include the following matters:

1. In Re Estate of J. B. Wells litigation
2. Patricia Bennett and Gloria Knight v. City of Gonzales, Texas Cause No. 27,500
3. Issues with Electric Utility Billing Audit

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

1. Appointments to the Gonzales Economic Development Corporation, the Planning and Zoning Commission and the Zoning Board of Adjustments

**RETURN TO OPEN SESSION**

Reconvene into open meeting at 8:09 p.m.

7.1 Discuss and Consider any Action Resulting from Closed Session as Necessary  
No action.

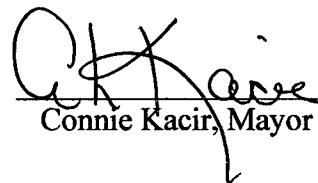
**CITY COUNCIL REQUESTS AND ANNOUNCEMENTS**

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

**ADJOURN**

On a motion by Council Member O’Neal and a second by Mayor Pro Tem Blakemore, the meeting was adjourned at 8:09 p.m.

Approved this 16<sup>th</sup> day of November 2020.

  
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Connie Kacir, Mayor

  
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Kristi Gilbert, City Secretary

