



City of La Vernia
CITY COUNCIL MEETING
102 E. Chihuahua St., La Vernia, Texas 78121
February 08, 2024
6:30 PM

MINUTES

1. Call to Order

The meeting was called to order at 6: 30 pm

Mayor Poore, as well as Councilmembers Recker, Oates, Rabel, and Rauschuber, were present

2. Invocation & Pledge of Allegiance

Paston Nixon prayed, and Mayor Poore led the pledge

3. Citizens to Be Heard

(At this time, citizens who have filled out a registration form before the start of the meeting may speak on any topic they wish to bring to the attention of the governing body so long as that topic is not on the agenda for this meeting. Citizens may speak on specific agenda items when that item is called for discussion. During the Citizens to Be Heard section no council action may take place and no council discussion or response is required to the speaker. A time limit of three minutes per speaker is permitted; the council may extend this time at their discretion.)

None

4. Consent Agenda

(All consent agenda items are considered routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember requests an item be removed and considered separately.)

- A. Meeting minutes from the 01-11-24 regular meeting
- B. Financials and check register for the month of January

Councilmember Recker made a motion to accept the consent agenda as listed, seconded by Councilmember Rabel, all in favor

5. Public Hearing

A.

Discuss and consider action regarding Ordinance No. 020824-03 the SUP request from **Christopher Ott, in conjunction with property owner Chester Eastin** regarding the location specifically known as: 1317 US HWY 87 W LA VERNIA, TX 78121 CITY OF LA VERNIA, LOT 265, ACRES

.598 concerning the request for an SUP to ***allow for a new and unlisted use of “botanicals and smoke shop”***.

A.1 Open Public Hearing

A.2 Requestor Presentation

A.3 Staff Presentation

A.4 Receive Public Comments

A.5 Close Public Hearing

A.6 Discuss and consider action regarding Ordinance No. 020824-03 the SUP request from **Christopher Ott, in conjunction with property owner Chester Eastin** regarding the location specifically known as: 1317 US HWY 87 W LA VERNIA, TX 78121 CITY OF LA VERNIA, LOT 265, ACRES .598 concerning the request for an SUP to ***allow for a new and unlisted use of “botanicals and smoke shop”***.

A.1 Open Public Hearing

@6:33 pm

A.2 Requestor Presentation

None

A.3 Staff Presentation

Staff presented on the findings from the Planning and Zoning meeting which were to follow similar distancing requirements that are adhered to for Liquor sales in Texas, and to allow in all commercial districts

A.4 Receive Public Comments

Travis Beck shared concerns regarding the address of the proposed site

Pastor Nixon shared concerns regarding the reputability of likewise engaged places of business

A.5 Close Public Hearing

@6:38 pm

A.6 Discuss and consider action regarding Ordinance No. 020824-03 the SUP request from **Christopher Ott, in conjunction with property owner Chester Eastin** regarding the location specifically known as: 1317 US HWY 87 W LA VERNIA, TX 78121 CITY OF LA VERNIA, LOT 265, ACRES .598 concerning the request for an SUP to ***allow for a new and unlisted use of "botanicals and smoke shop"***.

The Council feels that they would like more information from the applicant regarding what types of items they plan to sell, what type of establishment it will be specifically (head shop, smoke shop, etc.)

The Chief of Police, Donald Keil expressed concerns about the youth in the community getting ahold of these products

The Council would like to host a joint workshop in the coming weeks to discuss this further and form an appropriate code revision

Councilmember Recker made a motion to deny the requested SUP as listed, seconded by Councilmember Oates, all in favor

6. Resolutions

- A. Discuss and consider action on Resolution No. 020824-01 for the La Vernia Updated Preparedness Plan completed by Southwest Engineers

Councilmember Oates made a motion to approve Resolution No. 020824-01 as listed, seconded by Councilmember Rabel, all in favor

7. Ordinances

- A. Discuss and consider action on Ordinance No. 020824-01, to call for a General Election for the City of La Vernia on May 4th, 2024 for the purpose of electing two (2) Aldermen and One (1) Mayor

Councilmember Recker made a motion to approve Ordinance No. 020824-01 as listed, seconded by Councilmember Rauschuber, all in favor

- B. Discuss and consider action on Ordinance No. 020824-02, to call for a Special Election for the City of La Vernia on May 4th, 2024 for the purpose of electing one (1) Alderman for an unexpired one (1) year term

Councilmember Oates made a motion to approve Ordinance No. 020824-02 as listed, seconded by Councilmember Recker, all in favor

8. Discussion/Action

- A. Discuss and consider action on going out for RFP's on Garbage contract (expires in Oct 2024)

Councilmember Rabel made a motion to go out for RFP's on the Garbage contract , seconded by Councilmember Recker, all in favor

- B. Discuss and Consider action on updating the Pavilion at City Park

The board would like city staff to consider other options such as a Morgan Building, and come back

No Motion

9. Discussion Only

- A. Discuss restructuring of the police department

Chief Donald Keil presented

10. Items Specific to Future Line Items on the Agenda

-Street maintenance update

-Water meter update

Workshop with Planning and Zoning regarding CBD sales

11. Adjourn

Councilmember Oates made a motion to adjourn the meeting at 7:29 pm, seconded by Councilmember Rabel, all in favor

DECORUM REQUIRED

Any disruptive behavior, including shouting or derogatory statements or comments may be ruled out of order by the Presiding Officer. Continuation of this type of behavior could result in a request by the Presiding Officer that the individual leave the meeting, and if refused, an order of removal.

The City Council for the City of La Vernia reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Open Meetings Act, Texas Governmental Code §551.071 (Consultation with Attorney), §551.072 (Deliberations about Real Property), §551.073 (Deliberations about Gifts and Donations), §551.074 (Personnel Matters), §551.076 (Deliberations about Security Devices), and

§551.087 (Economic Development), and any other provisions under Texas law that permit a governmental body to discuss a matter in closed executive session.

The City of La Vernia Council meetings are available to all persons regardless of disability. The facility is wheelchair accessible and parking spaces are available. Request for accommodations, should you require special assistance, must be made 48 hours prior to this meeting. Braille is not available. Please contact the City Secretary at (830) 779-4541 or email Lboyd@lavernia-tx.gov.

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the governing body of the above-named La Vernia City Council is a true and correct copy of said Notice and that I posted a true and correct copy of said Notice on the bulletin boards of the City Hall of said La Vernia, Texas, a place convenient and readily accessible to the general public at all times, and said Notice was posted on **Feb 05, 2024 at 5:00 PM** and remained so posted continuously for at least 72 Hours preceding the scheduled time of said meeting.

Lindsey Wheeler, City Secretary