



City of La Vernia

CITY COUNCIL MEETING

102 E. Chihuahua St., La Vernia, Texas 78121

May 09, 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 Oates, Recker, Gilbert, Rabel, and Rauschuber were present

2. Invocation & Pledge of Allegiance

Councilman Oates prayed, and Mayor Poore led the pledges

3. Citizens to Be Heard

(At this time, citizens who have filled out a registration form prior to 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.)

A representative from Frontier Waste Solutions spoke.

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. Financials and check register for the month of April 2024

B. Minutes from the 04-11-24 regular City Council Meeting

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

5. Elections

A. Discuss and consider recommending someone to fill the vacancy on City Council

The Mayor appointed Justin Oates to fill the vacancy on the City Council.

Councilwoman Recker made a motion to accept this appointment, seconded by Councilman Rauschuber, all in favor.

B. Discuss and consider the appointment of a Mayor Pro-Tem

Mayor Poore selected Dianell Recker to be the Mayor Pro-Tem

A motion was made by Councilman Gilbert to accept this appointment, seconded by Councilman Rabel, all in favor.

- C. Certificate of Election issued to newly elected officials, Eric Rauschuber, Dianell Recker and Martin Poore
The city Secretary gave the certificates of election to the newly elected officials.
- D. Statement of Officer is completed by newly elected and appointed officials
The city Secretary gave the statement of officers to the newly elected and appointed officials.
- E. Newly elected and appointed officers take the oath of office
Justice of the Peace, Connie Terry, gave the oath of office to the newly elected and appointed officials.
- F. Newly sworn-in officers may assume the duties of their office

6. Presentations

- A. Presentation of Annual FELPS/City donation in support of summer programs at the Jane Levington Library
Mayor Poore presented.
- B. Presentation of Annual Donation to the Wilson County Library
Mayor Poore presented.
- C. Presentation of annual donation for Children's Alliance of South Texas
Mayor Poore presented.
- D. Introduction of new employees of the Police Department
Sergeant, Josh Johnson, presents.

7. Proclamations

- A. National Public Works Week Proclamation
Mayor Poore read aloud.

8. Public Hearing

- A. Discuss and consider action on Ordinance No. 050924-01 A re-zone application for the property described as CITY OF LA VERNIA, LOT 353B, ACRES 1.80; 408 BLUEBONNET RD LA VERNIA, TX 78121 requested by CAPPARELLI JAMES & AMBER CAPPARELLI & GUIDO BORDANO & DARCI BORDANO to re-zone the property from the present classification of R-1 Single Family Residential District to C-1 Retail

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 on Ordinance No. 050924-01 A re-zone application for the property

described as CITY OF LA VERNIA, LOT 353B, ACRES 1.80; 408 BLUEBONNET RD LA VERNIA, TX 78121 requested by CAPPARELLI JAMES & AMBER CAPPARELLI & GUIDO BORDANO & DARCI BORDANO to re-zone the property from the present classification of R-1 Single Family Residential District to C-1 Retail

A.1 Open Public Hearing
@6:45 PM

A.2 Requestor Presentation
Amber Capparelli spoke regarding plans for this property.

A.3 Staff Presentation
Staff discusses that the Planning and Zoning Commission recommended approving this request for re-zone.

A.4 Receive Public Comments
No public comments.

A.5 Close Public Hearing
@6:46 pm

A.6 Discuss and consider action on Ordinance No. 050924-01 A re-zone application for the property described as CITY OF LA VERNIA, LOT 353B, ACRES 1.80; 408 BLUEBONNET RD LA VERNIA, TX 78121 requested by CAPPARELLI JAMES & AMBER CAPPARELLI & GUIDO BORDANO & DARCI BORDANO to re-zone the property from the present classification of R-1 Single Family Residential District to C-1 Retail
Councilman Oates made a motion to approve this request for rezone, seconded by Councilwoman Recker, all in favor.

9. Discussion/Action

- A. Discuss and consider action on utilizing HOT tax funds for the 4th of July.
Councilman Gilbert made a motion to give the MDD the proceeds from the HOT tax moving forward, seconded by Councilman Rauschuber, all in favor.

- B. Discuss and consider action on reallocating several parking spaces at the city park to be reserved for parks vehicles and equipment only
No action taken at this time. The Council asks that staff come back with an alternate location, plus costs.
- C. Discuss and consider action on entering into an agreement with Waste Connections for garbage service and authorizing the city administrator to negotiate a franchise agreement
Councilman Oates made a motion to accept Waste Connections as the garbage company with which we will enter into an agreement, seconded by Councilman Rabel, all in favor.

10. Items Specific to Future Line Items on the Agenda

Appointing Councilman Oates to teh MDD Board

Appointing MDD Board member Kevin Hyland to the Planning and Zoning Comission

11. Adjourn

Councilman Oates made a motion to adjourn the meeting at 7:03 pm, seconded by Councilman 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 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 **April 29, 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