

## **MAYOR AND COUNCIL COMMUNICATION**

**DATE:** January 7, 2020

**M&C # 2020-01-07-01 K. KUENSTLER**

**TO:** Mayor and Council

**SUBJECT:** Discussion and Possible Action on a Resolution of the City Council of the City of Leon Valley, TX., Authorizing the Execution of a Memorandum of Understanding Between the City of Leon Valley and the Leon Valley Historical Society

### **PURPOSE**

The original purpose of the MOU was to form a partnership to work together on the restoration and eventual opening of a museum at the Huebner-Onion Homestead & Stagecoach Stop.

The purpose of this evening's presentation is to update Council on the progress and discuss recommendations.

### **SEE Statement**

**Social Equity** - The education of our citizens on the history of Leon Valley affects all citizens. The City utilizes its resources in an expeditious manner, dispersing it when only absolutely necessary to meet the needs of the citizens in our community.

**Economic Development** - If the project is ever developed and tours are available on a regular basis, it could be a tourist attraction for the City. Authorizing this MOU will give the City the opportunity to showcase Leon Valley and what we have to offer.

**Environmental Stewardship** - The preservation of the building is important and it is vital for future generations to understand how pioneers respected the environment with regards to environmentally friendly life practices.

### **Fiscal Impact of this MOU**

**Staff Services for building/grounds maintenance** - This requires 2 staff members at \$20 per hour each for approximately 4 hours; this service is done as needed.

Possible match funds for grant submissions (if approved by Council) - There have been no grant submissions so no match funds have been requested.

Staff time working on project with Historical Society and TXDOT.

The Historical Society has not worked with TXDOT as of yet due to the Bandera Road Work Group


Staff did work with TXDOT and the City Engineer to investigate construction of a driveway approach. No action was taken due to the estimated cost which was over \$50,000.00

### **RECOMMENDATION**

Staff recommends approval of this resolution.

**RESULT:**           **ADOPTED BY CONSENT VOTE [UNANIMOUS]**  
**MOVER:**           Donna Charles, Council Place 1  
**SECONDER:**       Catherine Rodriguez, Council Place 2  
**AYES:**            Donna Charles, Catherine Rodriguez, Matthew Hodde, Will Bradshaw

ATTEST:

  
**SAUNDRA PASSAILAIGUE, TRMC**  
City Secretary

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEON VALLEY, TX.,  
AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING  
BETWEEN THE CITY OF LEON VALLEY AND THE LEON VALLEY HISTORICAL  
SOCIETY**

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**WHEREAS**, the Leon Valley Historical Society (LVHS) is a 501 (c) (3) is a non-profit organization; and

**WHEREAS**, the LVHS intends to continue the partnership it has with the City of Leon Valley (CoLV) to work together on the restoration and eventual opening of a museum at the Huebner-Onion Homestead & Stagecoach Stop; and

**WHEREAS**, it is the desire of the City Council to authorize the execution of a Memorandum of Understanding between the City of Leon Valley and the Leon Valley Historical Society;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LEON VALLEY, TEXAS:**

Section 1. The execution of the Memorandum of Understanding between the City of Leon Valley and the Leon Valley Historical Society is hereby authorized. Said Memorandum of Understanding is attached hereto, in substantially final form, as Exhibit A.

Section 2. It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Resolution are severable, and if any phrase, clause, sentence, or section of this Resolution shall be declared unconstitutional or invalid by any court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any other remaining phrase, clause, sentence, paragraph or section of this Resolution.

Section 3. The repeal of any Resolution or part of Resolutions effectuated by the enactment of this Resolution shall not be construed as abandoning any action now pending under or by virtue of such Resolution or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions at the time of passage of this Resolution.


**PASSED, ADOPTED AND APPROVED** by the City Council of the City of Leon Valley  
this the 7th day of January 2020.

**APPROVED**


  
**CHRIS RILEY**  
MAYOR



Attest:

  
**SAUNDRA PASSAILAIGUE, TRMC**  
City Secretary

Approved as to Form:

  
**HABIB H. ERKAN, JR.**  
City Attorney

## **Memorandum of Understanding**

This Memorandum of Understanding (MOU) between the Leon Valley Historical Society and the City of Leon Valley is intended to describe the objective of forming a partnership to work together on the restoration and eventual opening of a museum at the Huebner-Onion Homestead & Stagecoach Stop. The Homestead is a two-story structure along Bandera Road that dates to the 1850s, is listed in the National Register of Historic Places and has received a Texas Historical Marker. The Leon Valley Historical Society also received a Historic Texas Cemetery Designation from the Texas Historical Commission for the Joseph Huebner gravesite in the Natural Area.

The Roles and Responsibilities of the partners are identified below. Furthermore, some time frames are included as a means to develop a roadmap for the partnership going forward:

### **The Leon Valley Historical Society:**

The Leon Valley Historical Society, a 501 (c) (3) non- profit organization, intends to:

- a. Identify significant sources for funding support and potential grants by December 31, 2020, recognizing that funding sources have specific deadlines during the year and research for grants and funding is a continuous process. The sources identified should be shared with the Leon Valley City Council on an annual basis;
- b. Apply for funding for the Heritage Center and the Triangle Park during the 2020 calendar year and after and annually provide proof to the City of Leon Valley that applications were submitted;
- c. Work in conjunction with the City of Leon Valley and the Northwest Area Chamber of Commerce in an effort to spur economic development in the area of the Heritage Center and Triangle Park and report to the City Council on the results annually;
- d. Work with the Northside Independent School District to develop curriculum and tour packages for local students by December of 2020 and present an update to the Leon Valley City Council on the progress annually;
- e. Staff the potential Heritage Center on a part-time basis (volunteer or paid) depending on funding sources and potential traffic after the opening of the Heritage Center;
- f. Provide regular open meetings for public input on the future of the project and report to the City Council the results of the public input and the number of citizens who provided public input on an annual basis.

### The City of Leon Valley:


The City of Leon Valley, incorporated in 1952 in the State of Texas, intends to:

- a. Assist the project through the use of the 36-acre natural area that is adjacent to the Huebner-Onion Homestead;
- b. Provide a designated parking area or adjacent area for museum goers at the Raymond Rimkus Park in conjunction with the Bandera Road Reconstruction Project;
- c. Maintain the grounds and facility of the 36-acre natural area and the Huebner Onion Homestead;
- d. Work in conjunction with the Texas Department of Transportation (TXDOT) in an effort to facilitate a curb cut for entrance to the Huebner Onion Homestead during the Bandera Road Reconstruction Project;
- e. Present a budget request to the Leon Valley Economic and Community Development Advisory Committee for consideration of matching funds (in kind or cash), if necessary, for the project on future grant applications.

Attached to this Memorandum of Understanding (as Exhibit A) is a copy of the Master Plan completed in July of 2013 which outlines the methodology, the preservation philosophy, the history and the cost estimate of above stated venture. This Master Plan should be used as a road map for parties as the potential partnership forms.

The parties enter into this MOU wishing to maintain their own separate and unique missions and mandates, and their own accountabilities. Unless specifically provided otherwise, the cooperation among the Parties as outlined in this MOU shall not be construed as a partnership or other type of legal entity or personality. Each Party shall accept full and sole responsibility for any and all expenses incurred by itself relating to this MOU. Nothing in this MOU shall be construed as superseding or interfering in any way with any agreements or contracts entered into among the Parties, either prior to or subsequent to the signing of this MOU. Nothing in this MOU shall be construed as an exclusive working relationship. The Parties specifically acknowledge that this MOU is not an obligation of funds, nor does it constitute a legally binding commitment by any Party or create any rights in any third party.

This Memorandum of Understanding will be in effect through December 31, 2022, and may be extended as approved by the Council.

  
Leon Valley Historical Society  
Kathy Hill, President

  
City of Leon Valley  
Mayor

