

MINUTES
REGULAR CITY COUNCIL MEETING
March 24, 2020 – 6:00 PM

Due to the COVID-19 pandemic, this meeting is being held telephonically only as allowed by the Governor of Texas during this public health emergency. Please do not attend the meeting in person.

Minutes of the Regular Called City Council Meeting of March 24, 2020 at 6:00 p.m.

Present: Mayor Tim Handren, Mayor Pro Tem Nina Woolard, Council Member Ty Wolosin and Council Member Quinten Scott. Council Member Brian Fowler and Council Member Joe Macaluso were present via telephone.

Staff Present: Ron Bowman, Pam Bransford, Jeff Carroll, Lori Carroll, Sheldon Cravey, Mike Mann, Sandy Mattick, Doug Meckel, Mike Raute, Barbara Quirk, Chris Shadrock, Laura Talley, and Jeff Thompson.

Recognized Guest: Ben Eldredge and John Clamp on the telephone call.

1. CALL TO ORDER – 6:00 PM

Mayor Handren called the City Council meeting to order at 6:04 p.m.

2. CONFLICTS OF INTEREST

No conflicts were declared.

3. PUBLIC COMMENTS:

No comments were received.

4. CONSENT AGENDA:

4.A. [2020-256](#) CONSIDER THE MINUTES OF THE SPECIAL CALLED CITY COUNCIL MEETING OF MARCH 4, 2020 (TRANSPORTATION MEETING) AND

REGULAR CITY COUNCIL MEETING OF MARCH 10, 2020

THE MINUTES WERE APPROVED.

- 4.B. [2020-258](#) **CONSIDER ON SECOND READING ORDINANCE NO. 2020-07; AN ORDINANCE AMENDING THE CITY OF BOERNE ZONING ORDINANCE NO. 2007-64, CAPTIONED, "ZONING ORDINANCE OF THE CITY OF BOERNE, TEXAS", DATED DECEMBER 18, 2007, BY AMENDING ARTICLE 3, SECTION 14, REZONING 0.35 ACRES LOCATED AT 32828 INTERSTATE HIGHWAY 10 WEST (KAD NO. 26885) FROM I, INDUSTRIAL DISTRICT TO B-2, HIGHWAY COMMERCIAL DISTRICT; REPEALING ALL ORDINANCES IN CONFLICT; CONTAINING A SEVERANCE CLAUSE; AND DECLARING AN EFFECTIVE DATE. (Christine Jacques)**

THE ORDINANCE WAS APPROVED.

- 4.C. [2020-263](#) **CONSIDER RESOLUTION NO. 2020-R22; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BOERNE, TEXAS, POSTPONING THE GENERAL ELECTION SCHEDULED FOR MAY 2, 2020, FOR THE PURPOSE OF ELECTING A CITY COUNCIL MEMBER FOR DISTRICT 3, TO THE NOVEMBER 3, 2020 UNIFORM ELECTION DATE; AND AUTHORIZING EXECUTION OF A JOINT ELECTION CONTRACT FOR THE NOVEMBER 3, 2020 ELECTION.**

THE RESOLUTION WAS APPROVED.

A MOTION WAS MADE BY MAYOR PRO TEM WOOLARD, SECONDED BY COUNCIL MEMBER WOLOSIN TO APPROVE THE CONSENT AGENDA AS PROVIDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Yeah: 5 - Council Member Wolosin, Mayor Pro Tem Woolard, Council Member Scott, Council Member Fowler, and Council Member Macaluso

5. [2020-257](#) **DISCUSSION OF ANY MATTERS RELATED TO COVID-19 STATE OF DISASTER AND PUBLIC HEALTH EMERGENCY AND CONSIDER RESOLUTION NO. 2020-R23; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BOERNE, TEXAS CONTINUING DECLARATION OF STATE OF LOCAL DISASTER AND PUBLIC HEALTH EMERGENCY; ADOPTING THE PREVIOUS DECLARATIONS OF MAYOR HANDREN;**

PROVIDING PROMPT AND GENERAL PUBLICITY; GRANTING THE MAYOR THE POWER AND AUTHORITY TO REVIEW, ADOPT, RATIFY, AND EXECUTE SUBSEQUENT EMERGENCY ORDERS ON BEHALF OF THE CITY COUNCIL; SUSPENDING THE APPLICABILITY OF THE REQUIREMENTS OF THE PUBLIC INFORMATION ACT DUE TO CATASTROPHE; AND PROVIDING AN EFFECTIVE DATE.

Mayor Handren stated that he would like to reconsider the travel portion of the Third Declaration. It was the consensus of the City Council that it read: Any City of Boerne Resident who returns to Boerne after visiting a high risk area, are strongly urged to self-quarantine in a place of lodging for a period of no less than 14 days, maintaining isolation from other persons to maximum extent possible. Mayor Handren also recommended that gatherings of any size shall be avoided, strike the sentence that Churches are not exempt, include chiropractors as an essential health care provider, and adding auto sales to the essential workforce. Mayor Handren stated that the intent of the Declaration is to minimize health risks.

A MOTION WAS MADE BY MAYOR PRO TEM WOOLARD, SECONDED BY COUNCIL MEMBER WOLOSIN, TO APPROVE RESOLUTION NO. 2020-R23; A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BOERNE, TEXAS CONTINUING DECLARATION OF STATE OF LOCAL DISASTER AND PUBLIC HEALTH EMERGENCY; ADOPTING THE PREVIOUS DECLARATIONS OF MAYOR HANDREN; PROVIDING PROMPT AND GENERAL PUBLICITY; GRANTING THE MAYOR THE POWER AND AUTHORITY TO REVIEW, ADOPT, RATIFY, AND EXECUTE SUBSEQUENT EMERGENCY ORDERS ON BEHALF OF THE CITY COUNCIL; SUSPENDING THE APPLICABILITY OF THE REQUIREMENTS OF THE PUBLIC INFORMATION ACT DUE TO CATASTROPHE; AND PROVIDING AN EFFECTIVE DATE AMENDING THE SECTION ON TRAVEL TO READ ANY CITY OF BOERNE RESIDENT WHO RETURNS TO BOERNE AFTER VISITING A HIGH RISK AREA, ARE STRONGLY URGED TO SELF-QUARANTINE IN A PLACE OF LODGING FOR A PERIOD OF NO LESS THAN 14 DAYS, MAINTAINING ISOLATION FROM OTHER PERSONS TO MAXIMUM EXTENT POSSIBLE; ADDING GATHERINGS OF ANY SIZE SHALL BE AVOIDED; STRIKE THE SENTENCE THAT CHURCHES ARE NOT EXEMPT; INCLUDE CHIROPRACTORS AS AN ESSENTIAL HEALTH CARE PROVIDER; AND ADDING AUTO SALES TO THE ESSENTIAL WORKFORCE. THE DECLARATION TO REMAIN IN EFFECT UNTIL APRIL 23, 2020. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Yeah: 5 - Council Member Wolosin, Mayor Pro Tem Woolard, Council Member Scott, Council Member Fowler, and Council Member Macaluso

6. [2020-252](#) DISCUSSION OF CURRENT AND POTENTIAL CITY OF BOERNE COVID-19 MEASURES.

Mayor Handren discussed various measures that the City is taking in regards to the COVID-19 virus. Mayor Handren stated that no utilities will be disconnected for non-payment. Deputy City Manager stated that several projects have been put on hold to include sidewalks, chip seal, and delaying the new stormwater fee. Discussion ensued regarding the Good Neighbor Fund which the utility customers can donate through their utility bill.

7. PUBLIC HEARING – To Hear Comments On The Following:

7.A. [2020-260](#) PROPOSED BOERNE PACE PROGRAM.

Mayor Handren opened the Public Hearing at 7:19 p.m.

Ben Eldredge spoke in support of the PACE program.

Mayor Handren closed the Public Hearing at 7:22 p.m.

8. TAKE ANY NECESSARY ACTION RESULTING FROM THE PUBLIC HEARING:

8.A. [2020-261](#) CONSIDER RESOLUTION NO. 2020-R24; A RESOLUTION OF THE CITY OF BOERNE CITY COUNCIL ESTABLISHING THE CITY OF BOERNE PACE PROGRAM.

Mayor Handren called on Mr. John Clamp, Chief Financial Officer with the Alamo Area Council of Government to provide information on the PACE Program.

A MOTION WAS MADE COUNCIL MEMBER WOLOSIN, SECONDED BY MAYOR PRO TEM WOOLARD, TO APPROVE RESOLUTION NO. 2020-R24; A RESOLUTION OF THE CITY OF BOERNE CITY COUNCIL ESTABLISHING THE CITY OF BOERNE PACE PROGRAM. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Yeah: 5 - Council Member Wolosin, Mayor Pro Tem Woolard, Council Member Scott, Council Member Fowler, and Council Member Macaluso

8.B. [2020-262](#) CONSIDER RESOLUTION NO. 2020-R25; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE A PACE PROGRAM INTERLOCAL AGREEMENT BY AND BETWEEN THE ALAMO AREA COUNCIL OF GOVERNMENTS AND THE CITY OF BOERNE, TEXAS.

A MOTION WAS MADE BY MAYOR PRO TEM WOOLARD, SECONDED BY COUNCIL MEMBER WOLOSIN, TO APPROVE RESOLUTION NO. 2020-R25; A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AND MANAGE A PACE PROGRAM INTERLOCAL AGREEMENT BY AND BETWEEN THE ALAMO AREA COUNCIL OF GOVERNMENTS AND THE CITY OF BOERNE, TEXAS. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Yeah: 5 - Council Member Wolosin, Mayor Pro Tem Woolard, Council Member Scott, Council Member Fowler, and Council Member Macaluso

9. COMMENTS FROM COUNCIL/LEGAL COUNSEL/STAFF – No discussion or action may take place.

City Manager Ron Bowman stated that City Staff has been working on many issues related to COVID-19. City Staff is working staggered shifts, limiting employee attendance. Mr. Bowman expressed appreciation to Staff especially Captain Perez as the point person on the City's Task Force, the Information Technology Department as well as the Communications Department. The Boerne Chamber and Boerne Kendall County Economic Development Corporation are also assisting our residents as well as local businesses.

Deputy City Manager Jeff Thompson stated that he received notification from Waste Management that their call center is closed.

Captain Steve Perez provided a briefing on the COVID-19.

Council Member Wolosin expressed appreciation to the Mayor, Staff, the citizens, and retailers during these trying times. He stated that everyone should stay strong and stay smart.

Council Member Scott stated that even with limited staff, he was able to get his building permit and paying online was easy.

Mayor Handren stated that he is on the daily briefing calls with multiple entities. He expressed appreciate to Staff, to Captain Perez and Jeff Fincke with Kendall County for their service to the community.

10. EXECUTIVE SESSION IN ACCORDANCE WITH THE TEXAS GOVERNMENT CODE: CITY COUNCIL MAY, AS PERMITTED BY LAW, ADJOURN INTO EXECUTIVE SESSION AT ANY TIME TO DISCUSS ANY MATTER LISTED ABOVE INCLUDING IF THEY MEET THE QUALIFICATIONS IN SECTIONS 551.071 (CONSULTATION WITH ATTORNEY), 551.072 (DELIBERATION REGARDING REAL PROPERTY), 551.073 (DELIBERATION REGARDING GIFTS), 551.074 (PERSONNEL/OFFICERS), 551.076 (DELIBERATION REGARDING SECURITY DEVICES), AND SECTION 551.087 (DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS) OF CHAPTER 551 OF THE TEXAS GOVERNMENT CODE. (If needed)

The City Council did not convene into Executive Session.

11. ADJOURNMENT

Mayor Handren adjourned the City Council meeting at 7:36 p.m.

Approved:

Mayor

Attest:

City Secretary