

MINUTES
CITY COUNCIL OF THE CITY OF UNIVERSAL CITY, TEXAS
Regular Meeting, Tuesday, April 16, 2019

1. CALL TO ORDER: Mayor John Williams at 6:30 p.m.
2. QUORUM CHECK: Kristin Mueller, City Clerk

Present:

Mayor John Williams
Mayor Pro Tern Richard Neville
Councilmember Bear Goolsby
Councilmember Tom Maxwell
Councilmember William Shelby

Absent:

Councilmember Paul Najarian
Councilmember Beverly Volle

Mayor Williams noted a quorum was present.

Present:

Ken Taylor, City Manager
Kim Turner, Assistant City Manager
Habib Erkan, City Attorney
Manuel Casarez, Fire Chief
Pat Collins, Finance Director
Sal Garcia, Olympia Hills Golf Director
Susan Ennis, Library Director
Randy Luensmann, Public Works Director
Kristin Mueller, City Clerk
Katie Rein, Olympia Hills F&B Director
Gary Speer, Police Chief

3. INVOCATION: Mayor Williams gave the invocation.
4. PLEDGE OF ALLEGIANCE TO THE U.S. AND TEXAS FLAG: Led by Mayor Williams.
5. VOTE TO CONSIDER THE EXCUSE OF ABSENT MAYOR/COUNCILMEMBERS:

Councilmember Maxwell moved to excuse the absence of Councilmember Najarian and Councilmember Volle. Councilmember Goolsby seconded the motion.

Vote: Yeas: Maxwell, Goolsby, Neville, Shelby

Nays: None

Motion to approve carried.

6. AWARDS/PROCLAMATION/INTRODUCTION OF GUESTS:

City Council read a proclamation declaring the 2018-2019 Judson Lady Rockets basketball team "All Around Winners" to recognize them for their 2019 Girls State Basketball Championship - 6A. The Lady Rockets beat the DeSoto Eagles by a score of 49-46 at the Alamodome on March 2, 2019 to win the title. This was the third year in a row the Judson Girls made it to the state tournament and the first time a San Antonio area girls basketball team came home state champions. Mayor Williams congratulated Coach Corrales and the Lady Rockets for their success.

7. MINUTES OF PREVIOUS MEETING:

Mayor Pro Tern Neville moved to approve the minutes of the Tuesday, April 2, 2019 City Council Regular Meeting. Councilmember Shelby seconded the motion.

Vote: Yeas: Neville, Shelby, Goolsby, Maxwell

Nays: None

Motion to approve carried.

8. CITIZENS TO BE HEARD:

- Phil Vaughn, 121 Spyglass, stated that he is building a home on Universal City Blvd next to the tennis courts. The City is requiring him to have a second water meter, one for his home and one for his fire sprinkler system. He asked that City Council consider waiving that requirement because he does not want to spend \$36/month indefinitely just to have an operating fire sprinkler system. He would like his home and fire sprinkler to share a water meter.

- Colin Chauret, 8506 Parthenon Place, thanked City Council and Staff for all of their hard work to help make Universal City the most beautiful city.

9. NEW BUSINESS:

A. Consider appointment of Bryan Kuhlmann to the EDC Board of Directors.

Economic Development Director Kristin Mueller stated that Gene Carlson, a long-time Director for the Universal City Economic Development Corporation (EDC), resigned from his position at the March EDC meeting. Mr. Bryan Kuhlmann, a retired Chief of Master Planning with the US Army, applied to serve and was appointed to the EDC Board of Directors at the April EDC meeting. Appointments to the EDC must be ratified by City Council.

Mayor Pro Tem Neville moved to appoint Bryan Kuhlmann to the EDC Board of Directors. Councilmember Shelby seconded the motion.

**Vote: Yeas: Neville, Shelby, Goolsby, Maxwell
Nays: None**

Motion to approve carried.

B. Consider Resolution 878: A Resolution suspending for 45 days the effective date proposed by CenterPoint Energy Resources Corp., South Texas Division ("CenterPoint") in its application filed on or about March 28, 2019 pursuant to section 104.301 of the Gas Utility Regulatory Act.

Assistant City Manager Kim Turner explained CenterPoint is asking for another rate increase. This Resolution would suspend that action before the Texas Railroad Commission in Austin for 90 days. There is a law firm in Austin aiding cities who are making the choice to suspend the effective date for the CenterPoint rate increase.

Councilmember Shelby moved to approve Resolution 878. Councilmember Goolsby seconded the motion.

**Vote: Yeas: Shelby, Goolsby, Neville, Maxwell
Nays: None**

Motion to approve carried.

C. Consider the Financial Report for FY 2019 First Quarter (Oct 1 – Dec 31 2018).

Finance Director Pat Collins presented the FY 2019 First Quarter financial report and answered questions accordingly.

Councilmember Maxwell moved to approve the FY 2019 First Quarter financial report.
Councilmember Goolsby seconded the motion.

**Vote: Yeas: Maxwell, Goolsby, Neville, Shelby
Nays: None**

Motion to approve carried.

D. Consider Ordinance 287-A-2019: An Ordinance Amending The City Of Universal City's Code Of Ordinances Chapter 3 (Entitled "Business, And Industry Regulations, Licenses And Permits") Article IX (Entitled "Massage Business") To Require Massage Establishments, Massage Schools And Persons Providing Massage Therapy To Comply With The City's Zoning Regulations; And, To Provide A Process For Investigating The Background Of An Owner Or Operator Of, Or An Investor In, A Massage Establishment; And Providing For Severability, Repeal And Conflict Clauses; Providing For Violations To Be Subject To Fine In An Amount Not To Exceed Five Hundred Dollars; Providing For Publication And Providing For An Effective Date. (First Reading).

Mrs. Turner explained that the City's ordinance regulating massage businesses had not been updated in several years. It still called for masseuses to wear white lab coats. The Texas Department of Licensing and Registration (TDLR) regulates massage parlors and the City updated its ordinance to reflect that. In addition, they added more stringent requirements for hours of operation and dictated what door customers are to use to enter and exit the building.

Mayor Pro Tem Neville moved to approve Ordinance 287-A-2019. Councilmember Shelby seconded the motion.

**Vote: Yeas: Neville, Shelby, Goolsby, Maxwell
Nays: None**

Motion to approve carried.

E. Discuss increasing age for sale of tobacco products, including e-cigarettes, from 18 years of age to 21 years of age.

Mrs. Turner declared that there is currently state legislation in both the house and senate that would prohibit sale of tobacco products statewide to anyone under the age of 21. The legislation has moved out of the committees and is expected to pass at the state level. If it does, it would be anticipated to become effective September 1, 2019. City Council concluded that they should wait to see what legislation the State passes.

Mrs. Turner stated that if the legislation does pass, the City will still have to update its ordinance that prohibits smoking in restaurants to include the new age restriction.

F. Recognize Ken Taylor, City Manager for 16 years of service to the City of Universal City.

City Council read a proclamation declaring Tuesday, April 30, 2019 as “Ken Taylor Day” in Universal City. Mayor Williams thanked Mr. Taylor for his 16 years of service to the City of Universal City and for his 47 years of service to his profession. He thanked Mr. Taylor for leaving Universal City in a much better position financially and culturally than when he came. Mayor Williams also thanked Mrs. Hildegard Taylor for her unrelenting support of Mr. Taylor and Universal City during their time here. City Council then presented Mrs. Taylor with flowers and Mr. Taylor with a bicycle as a token of their appreciation.

10. OLD BUSINESS: None.

11. CITY MANAGER COMMENTS:

Mr. Taylor, in his last City Manager’s comments, thanked City Council and City Staff for the years spent working with him. He said he was grateful for the sound leadership of City Council and City Staff. Of all his years spent in city management, the years at Universal City were his fondest. He was grateful to be a part of the team. He is confident that Kim Turner, who will assume the role of City Manager upon his retirement, will lead the City of Universal City well.

12. COUNCILMEMBER COMMENTS:

Councilmember Shelby thanked Mr. Taylor for working with him the last four years and hopes that Mr. Taylor enjoys his retirement.

Mayor Pro Tem Neville joked, “City Manager’s never die, they just ordinance away.” He also mentioned that when the Economic Development Corporation was formed in 1994, the City was bringing in \$55,000/month in sales tax revenue. Currently, the City averages over \$100,000/month in sales tax revenue. He also revealed that the EDC received the highest opinion on their FY 2017-2018 financial audit.

Councilmember Goolsby thanked Mr. Taylor for taking such good care of Universal City. He thanked him for his mentorship and leadership throughout the years. Additionally, Mr. Goolsby thanked Mr. Kuhlmann for volunteering to serve on the EDC Board. Finally, he stated that he would be curious to see what a civil engineer would say regarding Mr. Vaughn’s fire sprinkler system and the need for two water meters.

Councilmember Maxwell stated that he had served 9 years on City Council with Mr. Taylor as City Manager and that it has been a good ride. He thanked him for making the City better during his tenure, specifically with parks and recreation facilities. He wished him well in his retirement. Also, he would like more information about Mr. Vaughn’s fire sprinkler system.

13. MAYORAL COMMENTS:

Mayor Williams:

1. Reminded residents that May 4th is Election Day and that Councilmember Goolsby, Councilmember Shelby, and Mayor Pro Tem Neville are up for re-election;
2. Informed City Council that the State Senate approved the property tax revenue cap. Currently, there would be a 2.5% cap on school revenue and 3.5% cap on cities whose tax revenue is \$15 million or greater;

3. Stated that he was pleased that the State may pass the legislation making it illegal to smoke under the age of 21. He also thanked Universal City resident Brian Hayden for his support of Texas 21;
4. Thanked City Manager Ken Taylor for his service to Universal City and reminded residents that Mr. Taylor was solely responsible for the day to day operations of the City and led his team well.

14. ADJOURNMENT: Mayor Williams adjourned the meeting at 7:25 p.m.

ATTEST:

John Williams, Mayor

Kristin Mueller, City Clerk