

CITY OF SHINER CITY COUNCIL MEETING
MINUTES AND CERTIFIED AGENDA
Game & Fish Building – Green Dickson Park
Regular Council Meeting, May 1, 2023
1330 Park Rd #1, Shiner, TX

1.) **CALL TO ORDER** Mayor Hilscher called the meeting to order at 6:00 p.m.

2.) **PLEDGE OF ALLEGIANCE** Mayor Fred Hilscher led the Pledge of Allegiance.

3.) **INVOCATION** – Councilperson David Schroeder led the invocation.

4.) **ROLL CALL**

PRESENT	COUNCILPERSON	GREGORY MURRILE
PRESENT	COUNCILPERSON	DAVID SCHROEDER
PRESENT	COUNCILPERSON	WILL FRANKLIN
PRESENT	COUNCILPERSON	ALOIS LOUIS HERMAN
PRESENT	COUNCILPERSON	GUS JAEHNE
PRESENT	MAYOR	FRED HENRY HILSCHER

Others present were City Secretary, Natalie Fric; Police Chief Kevin Kelso; Public Works Director, Justin Hanson; John McGinley; Frankie Bates; David Sheblak; Casey Cullen, Egon Barthels, Glen Koncaba.

5.) **ANNOUNCEMENT BY THE MAYOR AS TO THE PRESENCE OF A QUORUM, THE MEETING HAS BEEN CALLED AND THE NOTICE OF MEETING HAS BEEN POSTED FOR TIME & MANNER AS REQUIRED BY LAW** - Mayor Fred Hilscher announced that a quorum was present, and the meeting has been called and notices have been posted for the time and manner as required by law.

6.) **PUBLIC COMMENTS**

Each speaker addressing the Council is limited to 3 minutes. Each speaker addressing the Council must state their name and nature of comments. The Council may not deliberate or act on non-agenda items. There were no public comments.

7.) **CONSENT AGENDA**

This portion of the agenda consists of items considered routine and can be approved by one motion unless separate discussion is requested by a member of the City Council.

- a. Approval of the minutes from the regular council meeting on April 3, 2023.
- b. Approval of the monthly expenses, checks paid, revenue and expense reports and CD and bank balances.
- c. Request from the Chamber of Commerce to hold Half Moon Holidays scheduled for June 30th – July 2nd, 2023 in Green Dickson

Park; hang banner for event; and release of liability and indemnification agreement and lease.

Councilman Greg Murrile made a motion to approve the items on the consent agenda. Councilman Louis Herman seconded the motion. (Motion passed 5-0)

8.) **OLD BUSINESS:**

Discuss, Consider, and Possibly Take Action regarding:

a. Dog & Cat Ordinance. Councilman Schroeder said that he and City Secretary Natalie Fric met and made some changes to the ordinance that they discussed. Sec. 2.02.005 stated that nuisance animals may not be impounded on private property, and provided a definition for a nuisance animal as any animal that is found running at-large unidentifiable by the ASO, tag, collar, microchip or other means. Defined proof of ownership as vaccination records, added a 24-hour grace period for holding with no pickup or impoundment fee, clauses where the fees may be waived if seen fit. Additional changes can be seen in Exhibit A attached. No Action on this item. Motion was made on item E in new business.

9.) **NEW BUSINESS:**

Discuss, Consider, and Possibly Take Action regarding:

- a. First quarter municipal report from Judge Penley. Judge Penley provided the report to Council. Penley reported \$12,409.00 in fines for the 1st quarter of 2023.
- b. Request from municipal court for ARPA funding for technology upgrade. Chief Kelso explained the electronic ticket writers that were approved last year, have been rec'd but unfortunately will not work with the technology that the court has until an upgrade is done. Judge Penley said the initial start-up cost is \$895.00 and the monthly fee will be reduced to \$189.00 a month instead of the \$325.00 per month they are paying now. He would like to use ARPA funding for the start up fee and the first year of service, which would be approximately \$3163.00. Councilman Will Franklin made a motion to approve the request. Councilman David Schroeder seconded the motion. (Motion passed 5-0)
- c. Request for variance of Article 3.03 Electricity Sec. 3.03.003 for shop at 92 CR 356. Councilman David Schroeder made a motion to approve the variance to Article 3.03 Electricity for Glen Koncaba at 92 CR 356. Councilman Gus Jaehne seconded the motion. (Motion passed 5-0)
- d. Request from Chamber of Commerce for HOT funds for Half Moon Holidays. Chamber President Egon Barthels presented a flyer for YOLO (You only live once – in Texas) Statewide TV Show. Mr. Barthels said the city usually gives \$2500.00 every other year in support of Half Moon Holidays. He said this year the Chamber would like to ask for \$4000.00 to purchase a 4-minute advertisement on YOLO. Barthels said this would feature Half Moon Holidays and some attractions in the City as well. Councilman Gus Jaehne made a motion to approve the donation. Councilman David Schroeder seconded the motion. (Motion passed 5-0)
- e. Ordinance 2023-009 amending Chapter 2 Animal Control, Article 2.02 Dogs & Cats. Councilman David Schroeder made a motion to approve ordinance 2023-009. Councilman Will Franklin seconded the motion. (Motion passed 5-0)
- f. Award depository bids for the City of Shiner. Mayor Hilscher opened (2) bids – one from First National Bank of Shiner and one from Southstar Bank. Mayor Hilscher said the 3 items that are most important are the rates on the checking, savings, and money market accounts. SSB presented the following rates: Checking; .60%; Savings 1.50%; Money Market 1.70 %. FNB presented the following rates: checking .71 %; savings 1.19%; Money Market 3.05%. Councilman Greg Murrile made a motion to accept the FNB depository bid. Councilman Gus Jaehne seconded the motion. (Motion passed 5-0)
- g. Burn permit applications for 424 & 620 9th Street. Councilman David Schroeder made a motion to deny the application due to tires being burned at this same location last month. Councilman Will Franklin seconded the motion. (Motion passed 5-0)
- h. Set date for special meeting to accept canvass for May 6th, 2023, Shiner City Council election. (May 9th-17th). Council discussed and decided May 9th at 6:00 p.m. at the Public Works meeting room would work for everybody. No Action.
- i. Pay application # 4 to Friedel Drilling for \$13,050.00 and #5 to Udelhoven Oilfield for \$212,543.76. Councilman David

Schroeder made a motion to approve both pay applications. Councilman Will Franklin seconded the motion (Motion passed 5-0)

j. Allow City Secretary to advertise requests for proposals for City of Shiner employee health insurance for FY 2024.

Councilman David Schroeder made a motion to approve a RFP for health insurance. Councilman Gus Jaehne seconded the motion. (motion passed 5-0)

k. Lead & Copper Rule. No Action.

10.) EXECUTIVE SESSION:

A. CONSULTATION WITH ATTORNEY:

1. Pursuant to Sec. 551.071. of the Texas Government Code: Consultation with attorney. There were no motions made.

11.) ROUND TABLE DISCUSSION:

a. STAFF REPORTS

1. POLICE DEPARTMENT REPORT – Police Chief reported they are still waiting on the Tahoes to come in. Advised Council we do not have to pay anything until they come in.

2. PUBLIC WORKS REPORT – No Report.

3. ADMINISTRATIVE REPORT – Sales tax for April was \$45,648.00, Reminder of the election on Saturday, Disc Golf Course design will start in June, hoping to have baskets in the ground by September 1. Reminder about meal on May 5th.

b. COUNCIL REPORTS

1. Councilperson Gregory Murrile –Library & Museum – No Report.

2. Councilperson David Schroeder report – Parks & Police – Reported the Fire Department cook off went well. Wanted to thank the police department for the security for the event and parks department for preparation before and clean up after.

3. Councilperson Will Franklin – Electric & Sanitation –. Reported some outages from the storms last weekend, but the power was restored within an hour and half.

4. Councilperson Alois Louis Herman report – Streets, Sewer, and Water Departments – No Report.

5. Councilperson Gus Jaehne– Fire & EMS – No Report.

6. Mayor, Fred Henry Hilscher report – All Departments – No Report.

12.) ADJOURNMENT The meeting was adjourned at 7:32 p.m.

City Secretary

Mayor