



City of Garden Ridge

9400 Municipal Parkway
Garden Ridge, Texas 78266
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AGENDA REGULAR CITY COUNCIL MEETING, JUNE 1, 2011 AT 6:00 P.M.

The Garden Ridge City Council will meet in a regular session on Wednesday, June 1, 2011 at 6:00 p.m. in the City Council Chambers, 9400 Municipal Parkway, Garden Ridge, Texas. This is an open meeting, open to the public, subject to the Open Meeting Law of the State of Texas, and as required by law, notice is hereby posted on May 27, 2011, before 5:00 p.m., providing time, place, date and agenda thereof. The meeting facility is wheelchair accessible and accessible parking spaces are provided. Requests for accommodations or interpretative services must be made 48 hours prior to this meeting.

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Citizen Comments - 3 minute limit per citizen
5. Minutes

The City Council may discuss, consider and/or take possible action on the following items:

- a) May 4, 2011 Regular City Council Meeting Minutes
- b) May 23, 2011 Special City Council Meeting Minutes

6. Special Presentations

- a) Presentation by representatives of Garden Ridge Magazine
- b) Presentation to Bobby Roberts to honor his dedicated service to the City of Garden Ridge as Councilman, Place 2 from May 1999 to May 2011

7. Reception

The Regular City Council Meeting will recess for a Reception in honor of Bobby Roberts.

At the conclusion of the Reception, the Regular City Council Meeting will reconvene into open session.

8. Business Items

The City Council may discuss, consider and/or take possible action on the following items:

- a) Update and possible action on public safety concerns in the Wild Wind Unit 3 Subdivision of Garden Ridge, Texas

- b) Discussion and possible action regarding pursuit of an injunction against the Bracken Rifle & Pistol Recreational Range
- c) City Water Commission recommendation to amend Ordinance 61-062009, Section 4.04, Water Rate Surcharges
- d) Ordinance 61-062011 establishing the Drought Management Plan for the City of Garden Ridge; providing definitions, establishing trigger points for Stages 1 through 5, restricting the use of water upon implementation of specific stages of said plan; establishing water surcharge rates for Stages 3 through 5 of said plan; providing a variance procedure; providing a penalty clause; providing for severability and providing an effective date and amending Ordinance No. 61-062009 adopted June 23, 2009
- e) Nomination and appointment of Mayor Pro-tem for a term of one year for the City of Garden Ridge
- f) Request from Regency Oaks Homeowners Association for the City of Garden Ridge to take over the financial responsibility of seven (7) street lights within the Regency Oaks subdivision
- g) Report on status of Water System Capital Projects

9. State of the City

The City Council may discuss, consider and/or take possible action on the following items:

- a) Financial Statement and Investment Report
 - May 31, 2011 – Report will be presented at the July 6, 2011 Regular City Council Meeting
- b) City Administrator Monthly Activity
 - Sign approvals since prior Council meeting
 - Community Center usage and financial report
 - Building Permits issued to date for residential, commercial and minor building projects
- c) Public Works/Water Department Monthly Activity
 - Water pumping/usage from city wells
 - Water system infrastructure maintenance, repairs and/or projects
 - Public Works projects
 - Animal Control apprehensions, nuisance/complaints, animal bites
- d) Police Department Monthly Activity
 - Citations issued
 - Warnings issued
 - Criminal activity within city
 - Code Compliance:
 - Citations issued
 - Warnings issued
 - Compliance achieved
- e) Recognition of employees and/or city events
- f) Observations and activities of wildlife within the city

- g) Water and/or Drought Management
- h) Update on FM 3009 Construction Project
- 10. Citizen Comments – 3 minute limit per citizen
- 11. Reports and Comments from Mayor and City Councilmembers
The Mayor and/or City Councilmembers may comment, make general announcements and/or provide progress reports on events, activities and/or committees/board meetings concerning the following:
 - Northeast Partnership
 - City Water Commission
 - City Quarry Commission
 - Garden Ridge Police Academy Alumni Association
 - Cellular on Patrol
 - Garden Ridge Lion’s Club
- 12. Executive Session
The City Council will recess its meeting and reconvene in Executive Session pursuant to Texas Government Code 552.071 to seek legal advice regarding City of Garden Ridge v. Richter pending in the 22nd Judicial District Court, Comal County, Texas.

The City Council will reconvene into Regular Session upon conclusion of the Executive Session.
- 13. Business Items:
The City Council may discuss, consider and/or take possible action on the following item:
 - Proposed settlement agreement in City of Garden Ridge v. Richter
- 14. Adjournment


AGENDA NOTICES:

The City Council may vote and/or act upon each of the items within this Agenda. The Council reserves the right to retire into executive session concerning any of the items listed on this Agenda, pursuant to and in accordance with Texas Government Code Section 551.071, to seek the advice of its attorney about pending or contemplated litigation, settlement offer or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas conflict with the Open Meetings Act and may invoke this right where the City Attorney, the Mayor or a majority of the Governing Body deems an executive session is necessary to allow privileged consultation between the City Attorney and the governing body, if considered necessary and legally justified under the Open Meetings Act. The City Attorney may appear in person, or appear in executive session by conference call in accordance with applicable state law.

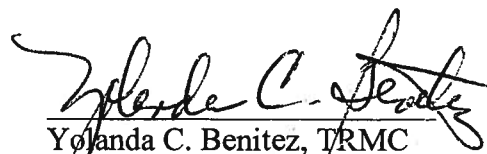
This agenda has been reviewed and approved by the City’s legal counsel and the presence of any subject in any Executive Session portion of the agenda constitutes a written interpretation of Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering available

opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.144(c) and the meeting is conducted by all participants in reliance on this opinion.

IT IS ANTICIPATED THAT MEMBERS OF OTHER CITY BOARDS, COMMISSIONS AND/OR COMMITTEES MAY ATTEND THE MEETING IN NUMBERS THAT MAY CONSTITUTE A QUORUM OF THE OTHER CITY BOARDS, COMMISSIONS AND/OR COMMITTEES. NOTICE IS HEREBY GIVEN THAT THE MEETING, TO THE EXTENT REQUIRED BY LAW, IS ALSO NOTICED AS A MEETING OF THE OTHER BOARDS, COMMISSIONS AND/OR COMMITTEES OF THE CITY, WHOSE MEMBERS MAY BE IN ATTENDANCE. THE MEMBERS OF THE BOARDS, COMMISSIONS AND/OR COMMITTEES MAY PARTICIPATE IN DISCUSSIONS ON THE SAME ITEMS LISTED ON THE AGENDA, WHICH OCCUR AT THE MEETING, BUT NO ACTION WILL BE TAKEN BY THE BOARDS, COMMISSIONS AND/OR COMMITTEES WHOSE MEMBERS ARE IN ATTENDANCE UNLESS SUCH ITEM, MEETING AND POSSIBLE ACTION IS SPECIFICALLY PROVIDED FOR ON AN AGENDA FOR THE BOARD, COMMISSION OR COMMITTEE SUBJECT TO THE OPEN MEETINGS ACT.


Yolanda C. Benitez, TRMC
City Secretary

This is to certify that I, Yolanda C. Benitez, posted this Agenda at 10:00 a.m. on May 27, 2011 on the bulletin board located at the entrance to the Garden Ridge City Hall, 9400 Municipal Parkway, Garden Ridge, Texas.


Yolanda C. Benitez, TRMC
City Secretary