



**MEETING AGENDA**  
**City Council**  
**REGULAR SESSION CITY COUNCIL**  
**January 24, 2023**

**HAL BALDWIN MUNICIPAL COMPLEX**  
**MUNICIPAL COURTROOM**  
**1400 SCHERTZ PARKWAY BUILDING #1**  
**SCHERTZ, TEXAS 78154**

**CITY OF SCHERTZ CORE VALUES**  
**Do the right thing**  
**Do the best you can**  
**Treat others the way you want to be treated**  
**Work cooperatively as a team**

**AGENDA**  
**TUESDAY, JANUARY 24, 2023 at 6:00 p.m.**

**Call to Order**

**Opening Prayer and Pledges of Allegiance to the Flags of the United States and State of Texas.**  
**(Councilmember Brown)**

**City Events and Announcements**

- Announcements of upcoming City Events (B. James/S. Gonzalez)
- Announcements and recognitions by the City Manager (S. Williams)
- Announcements and recognitions by the Mayor (R. Gutierrez)

**Hearing of Residents**

*This time is set aside for any person who wishes to address the City Council. Each person should fill out the speaker's register prior to the meeting. Presentations should be limited to no more than 3 minutes.*

*All remarks shall be addressed to the Council as a body, and not to any individual member thereof. Any person making personal, impertinent, or slanderous remarks while addressing the Council may be requested to leave the meeting.*

*Discussion by the Council of any item not on the agenda shall be limited to statements of specific factual information given in response to any inquiry, a recitation of existing policy in response to an*

*inquiry, and/or a proposal to place the item on a future agenda. The presiding officer, during the Hearing of Residents portion of the agenda, will call on those persons who have signed up to speak in the order they have registered.*

## **Consent Agenda Items**

The Consent Agenda is considered self-explanatory and will be enacted by the Council with one motion. There will be no separate discussion of these items unless they are removed from the Consent Agenda upon the request of the Mayor or a Councilmember.

1. **Resolution No. 23-R-07** - Consideration and/or action approving a Resolution by the City Council of the City of Schertz, Texas approving a grant application to the Texas Parks and Wildlife Department Recreational Trails Grant Program, and accepting grant funds if awarded, for the development of the Dry Comal Creek Trail.

## **Roll Call Confirmation**

### **Closed Session**

2. The City Council will meet in Closed Session under Section 551.074 of the Texas Government Code, Personnel Matters, to evaluate and deliberate about recommendations from the City Manager relating to his initial organizational evaluation and the current allocation of resources in accordance with, and including, the City Manager's contract, and other matters in connection therewith.
3. The City Council will meet in Closed Session under Section 551.074 of the Texas Government Code, Personnel Matters, to discuss the City Secretary position.

## **Reconvene into Regular Session**

4. Take any action based on discussion held in Closed Session under Agenda Item #2.
5. Take any action based on discussion held in Closed Session under Agenda Item #3.

## **Roll Call Vote Confirmation**

## **Information available in City Council Packets - NO DISCUSSION TO OCCUR**

## **Requests and Announcements**

- Announcements by the City Manager
- Requests by Mayor and Councilmembers for updates or information from Staff
- Requests by Mayor and Councilmembers that items or presentations be placed on a future City

## Council agenda

- Announcements by Mayor and Councilmembers
  - City and Community Events attended and to be attended
  - City Council Committee and Liaison Assignments (see assignments below)
  - Continuing Education Events attended and to be attended
  - Recognition of actions by City Employees
  - Recognition of actions by Community Volunteers

## Adjournment

### CERTIFICATION

I, SHEILA EDMONDSON, CITY SECRETARY OF THE CITY OF SCHERTZ, TEXAS, DO HEREBY CERTIFY THAT THE ABOVE AGENDA WAS PREPARED AND POSTED ON THE OFFICIAL BULLETIN BOARDS ON THIS THE 20th DAY OF JANUARY 2023 AT 5:30 P.M., WHICH IS A PLACE READILY ACCESSIBLE TO THE PUBLIC AT ALL TIMES AND THAT SAID NOTICE WAS POSTED IN ACCORDANCE WITH CHAPTER 551, TEXAS GOVERNMENT CODE.

SHEILA EDMONDSON

**I CERTIFY THAT THE ATTACHED NOTICE AND AGENDA OF ITEMS TO BE CONSIDERED BY THE CITY COUNCIL WAS REMOVED BY ME FROM THE OFFICIAL BULLETIN BOARD ON \_\_\_\_ DAY OF \_\_\_\_\_, 2022. TITLE: \_\_\_\_\_**

*This facility is accessible in accordance with the Americans with Disabilities Act. Handicapped parking spaces are available. If you require special assistance or have a request for sign interpretative services or other services, please call 210-619-1030.*

**The City Council for the City of Schertz reserves the right to adjourn into closed session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Open Meetings Act.**

**Closed Sessions Authorized:** This agenda has been reviewed and approved by the City's legal counsel and the presence of any subject in any Closed 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.

### COUNCIL COMMITTEE AND LIAISON ASSIGNMENTS

<b>Mayor Gutierrez</b> Audit Committee Board of Adjustments Investment Advisory Committee Main Street Committee	<b>Councilmember Davis– Place 1</b> Interview Committee for Boards and Commissions Main Street Committee - Chair Parks & Recreation Advisory Board Schertz Housing Authority Board Transportation Safety Advisory Commission TIRZ II Board
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<b>Councilmember Watson -Place 2</b>	<b>Councilmember Whittaker – Place 3</b> Audit Committee Historical Preservation Committee Interview Committee for Boards and Commissions Library Advisory Board TIRZ II Board
<b>Councilmember Dahle – Place 4</b> Cibolo Valley Local Government Corporation Interview Committee for Boards and Commissions Planning & Zoning Commission TIRZ II Board	<b>Councilmember Scagliola – Place 5</b> Animal Advisory Commission - Alternate Cibolo Valley Local Government Corporation - Alternate Hal Baldwin Scholarship Committee Interview Committee for Boards and Commissions - Alternate Schertz-Seguin Local Government Corporation
<b>Councilmember Heyward – Place 6</b> Animal Advisory Commission Audit Committee Building and Standards Commission Economic Development Corporation - Alternate Investment Advisory Committee Main Street Committee	<b>Councilmember Brown – Place 7</b> Economic Development Corporation Main Street Committee Schertz-Seguin Local Government Corporation - Alternate

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## **BACKGROUND**

City staff has been working with The Great Springs Project to acquire a 10.5-acre property along the Dry Comal Creek in the historic Comal Settlement area for the planned Dry Comal Creek Trail. Council approved the purchase of that property on Dec. 13, 2022 (Resolution 22-R-137). City staff is now working on applying for a grant from the Texas Parks and Wildlife Department Recreational Trails Grant Program for development of the initial trailhead area. The Recreational Trails Grant Program is an 80/20 matching grant program with a maximum award of \$300,000. The funds to be expended by the City to purchase the land can serve as the city's 20% match.

## **GOAL**

The goal is to submit a grant application to be able to receive funding for development of the trailhead area of the Dry Comal Creek Trail on the 10.5-acre property generally located at FM 482 and Bunker Street that the city is going to acquire from The Great Springs Project. Anytime city staff can leverage existing funds with grant funds or federal funds, it is being good stewards of our residents' tax dollars.

## **COMMUNITY BENEFIT**

The property will be a future trailhead to the City of Schertz' Dry Comal Creek Trail and the regional Great Springs Trail. There is a possibility of a future trail connection to the Great Northern Trail along Schwab Road, either on-street, or off-street through an adjacent drainage corridor. The property is unique as well because of its location in the historic Comal Settlement area and its location on the El Camino Real de los Tejas National Historic Trail. Immediately adjacent to the property is a state designated historic cemetery and across the street is the historic St. Joseph's Chapel, both of which are also designated as a Schertz Historic Site by the Schertz Historical Preservation Committee. Also, across the street is the historic Comal Blacksmith & Mechanical Shop and the additional historic General Store building. The park property will not only serve as a trailhead for a regional trail system, but will include interpretive signage regarding the history of the area, and potentially serve as a catalyst for development of the area into a cultural heritage and nature tourism destination. The loop trail within the 10.5-acre park property will also provide a natural experience similar to what we have in southern Schertz at Crescent Bend Nature Park.

## **SUMMARY OF RECOMMENDED ACTION**

Approve Resolution 23-R-07.

## **FISCAL IMPACT**

The funds expended to purchase the property can serve as the City's 20% match for the grant. The maximum grant amount is \$300,000 for a project total of \$375,000 (\$300,000 - 80% federal match, \$75,000 - minimum 20% city match). The city is going to acquire the 10.5-acre property from The Great Springs Project for \$381,624.00 and staff is anticipating utilizing \$150,000 of one-time CIP Funds (One-time investment Parks & Trails Infrastructure FY20-21) and \$231,624.00 from the Park Fund. This \$381,624.00 will cover our required 20% match of \$75,000, and also provide an over-match of \$306,624 which is favorable in this competitive grant field.

## **RECOMMENDATION**

Approve Resolution 23-R-07.

Res 23 R 07

Dry Comal Creek Conceptual Plan

Dry Comal Creek Trail

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## **RESOLUTION NO. 23-R-07**

### **A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS AUTHORIZING A GRANT APPLICATION TO THE TEXAS PARKS AND WILDLIFE DEPARTMENT RECREATIONAL TRAILS GRANT PROGRAM, AND ACCEPTING GRANT FUNDS IF AWARDED, FOR THE DEVELOPMENT OF THE DRY COMAL CREEK TRAIL.**

WHEREAS, the Texas Parks and Wildlife Department Recreational Trails Grant Program is accepting applications for the 2023 grant cycle to fund trail development projects in the state; and

WHEREAS, the city staff intends to submit a grant application to the Recreational Trails Program for the development of the Dry Comal Creek Trail on a 10.5-acre property on Dry Comal Creek generally at FM 482 and Bunker Street; and

WHEREAS, city staff has determined the proposed trail and property to have great historic, cultural, ecological, and recreational value that would be a tremendous asset to the city park and trail system; and

WHEREAS, city staff has designated the funding for the city's portion of the grant match (and overmatch) to be the funds for the already authorized property acquisition in Resolution 22-R-137 in the amount of \$381,624.00.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS THAT:

Section 1. The City Council hereby authorizes an application to the Texas Parks and Wildlife Department Recreational Trails Program, and accepting grant funds if awarded, for the development of the Dry Comal Creek Trail (in attached Exhibit A.)

Section 2. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Resolution for all purposes and are adopted as a part of the judgment and findings of the City Council.

Section 3. All resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.

Section 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application

of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 7. This Resolution shall be in force and effect from and after its final passage, and it is so resolved.

PASSED AND ADOPTED, this 24<sup>th</sup> day of January, 2023.

CITY OF SCHERTZ, TEXAS

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Ralph Gutierrez, Mayor

ATTEST:

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Sheila Edmondson, Interim City Secretary

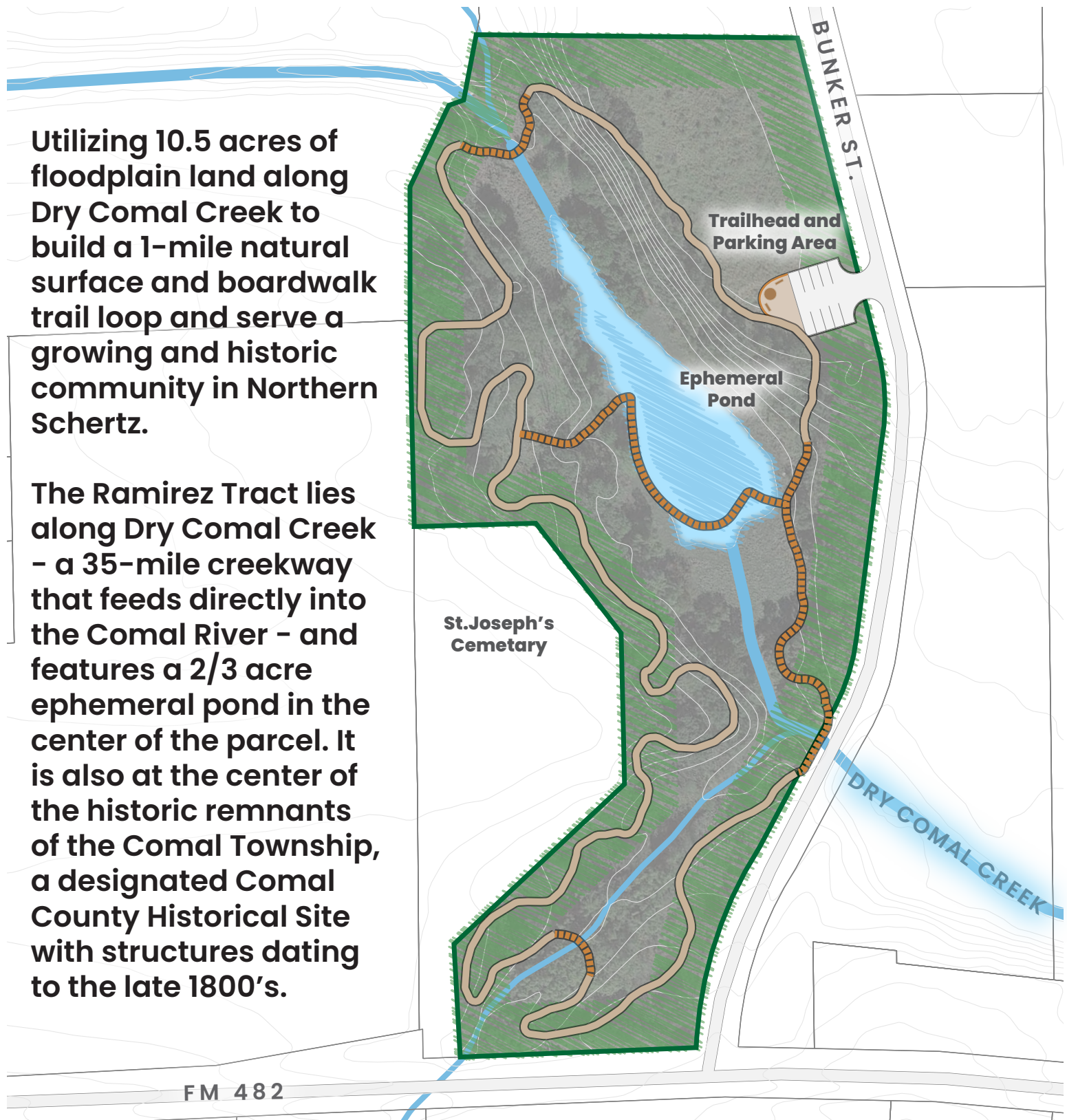












# Ramirez Tract - Conceptual Plan

Utilizing 10.5 acres of floodplain land along Dry Comal Creek to build a 1-mile natural surface and boardwalk trail loop and serve a growing and historic community in Northern Schertz.

The Ramirez Tract lies along Dry Comal Creek - a 35-mile creekway that feeds directly into the Comal River - and features a 2/3 acre ephemeral pond in the center of the parcel. It is also at the center of the historic remnants of the Comal Township, a designated Comal County Historical Site with structures dating to the late 1800's.



## Key:

-  Ramirez Tract
-  Standing Water Level
-  Creekway
-  Roadway
-  Natural Surface Trail
-  Boardwalk Trail
- 
-  250 FEET

# DRY COMAL CREEK TRAIL



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**BACKGROUND**

The City Council will meet in Closed Session under Section 551.074 of the Texas Government Code, Personnel Matters, to evaluate and deliberate about recommendations from the City Manager relating to his initial organizational evaluation and the current allocation of resources in accordance with, and including, the City Manager's contract, and other matters in connection therewith.

**GOAL**

N/A

**COMMUNITY BENEFIT**

N/A

**SUMMARY OF RECOMMENDED ACTION**

N/A

**RECOMMENDATION**

The City Council will meet in Closed Session under Section 551.074 of the Texas Government Code, Personnel Matters, to evaluate and deliberate about recommendations from the City Manager relating to his initial organizational evaluation and the current allocation of resources in accordance with, and including, the City Manager's contract, and other matters in connection therewith.

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