

The Regular Council Meeting of September 27, 2016 was called to order at 6:31 p.m.

**MAYOR**

Ron Reinhard

**OTHERS**

Shannan Kinsley

Chandler Baker

Chief David Bejar

Laurie Hawkins

Chris Mikel

Kay McCloskey

Gigi Duke

Don Reddout

Madeline McCloskey

Tom Haberman

Susan Beavin

Tom Crick

Donna Gottwald

Chris Anderson

Matt Baker

**COUNCIL MEMBERS**

Susan Darst

Lou Hoffman

Jennifer Nottingham

Mitch Thornton

Lynn Tiner

Mayor Reinhard declared a quorum with all Councilmember's present.

**APPROVAL OF MINUTES**

The minutes of the July 26, 2016 Regular Council Meeting were reviewed. The motion to accept the July 26, 2016 minutes as written was made by Council member Thornton, seconded by Council member Tiner and passed with 4 YES and 1 ABSTAINING by Council member Nottingham as her schedule didn't allow her the opportunity to review them.

The minutes of the August 15, 2016 Budget Workshop Meeting were reviewed. The motion to accept the August 15, 2016 minutes as written was made by Council member Thornton, seconded by Council member Darst and passed with 3 YES and 2 ABSTAINING by Council member Hoffman as he wasn't present at the Workshop and Council member Nottingham as her schedule didn't allow her the opportunity to review them.

Mayor Reinhard stated the minutes of the August 23, 2016 Regular Council Meeting are being completed and will be presented to Council at the October Meeting.

**PRESENTATIONS BY CITIZENS AND VISITORS**

Mayor Reinhard stated this is an opportunity for citizens and visitors to address Council. There can be no discussion but City Council may ask for clarification.

Mayor Reinhard stated Sandra Schneider could not attend the meeting this evening so she submitted a letter through City Hall and asked that it be read into the record by the Mayor. Mayor Reinhard stated the letter from Sandra Schneider states "she is very concerned about the West Nile Virus action item. There is no state of emergency or epidemic regarding the West Nile, Zika or Dengue viruses in this community. Based on this Council's irresponsible use of toxic chemical and push for alcohol use in this community, the West Nile Virus action item only serves to incite unnecessary public fear and stoke the embers of irrational hysteria being circulated in this community by a few citizens. The Council is better served to: repair deteriorating roads; limit/slow down traffic through the community; clean up mess left at well site and require removal of junk cars, boats, piles of debris, etc. in yards breeding mosquitoes, roaches and other vermin. It is also curious and suspect that the Sherwood property is called greenspace, while the property taken from SLPC is labeled a park. A park that by new ordinance is an open invite to the general public to drive and stomp around private properties wedged between park spaces, invading our wildlife refuge and encouraging crime and vandalism in this community. Sandra Schneider states the Mayor and Council are given a negative 10 rating as public servants acting solely on private agendas that are without fiscal responsibility and without the best interest of this community".

Don Reddout stated he would like to speak on Item No. 12 on the Agenda on changing the sign. As a Grey Forest citizen and a former Volunteer Fire Fighter, he personally would not like to see anything changed on the sign. Issue another permit for ESD 8 or whatever they want, that's okay.

Tom Haberman thanked the Mayor and Council for putting in the time they do to be on Council. He doesn't know where the City ETJ goes to or how many have driven up Scenic Loop towards Babcock but as you go up the hill and pass Tom Swann's house, the next place past that, if you look into the field of that property, there's about a dozen old junk cars being parked up there. It looks like somebody is starting an auto salvage yard on that hillside. He doesn't know if the City can do anything about it but it would certainly be a part of the water drainage into our creek and

therefore into the Medina River. He doesn't know if it's part of San Antonio's ETJ but he'd hate to see an auto salvage yard up there on that pretty piece of land.

Jennifer Nottingham stated it concerns her as a citizen that the City doesn't have a contingency plan if something happens to the ESD. We don't have a plan to carry on for the health, welfare and safety of our citizens.

### **MAYOR ANNOUNCEMENTS/FINANCIAL REPORTS**

Mayor Reinhard stated the financials are through August. We're about 90% through the year and have received over 100% of our income. We're under in expenses and financially the City is in good shape. Mayor Reinhard reviewed the City Attorney Legal Activity. The City Attorney reviewed the draft park ordinance (not a full legal review). Council member Hoffman asked if there's a reason the City Attorney specified that it's not a full legal review. Mayor Reinhard stated he reviewed the ordinance and provided several comments/suggestions regarding wording. He didn't provide a full legal review and opinion. The request was sent to him for comments, suggestions and enforcement. Council member Hoffman stated if Council was to act and vote on the ordinance this evening, it would be without a full legal review. Mayor Reinhard stated the City Attorney reviewed the full ordinance and gave his comments/suggestions.

### **COUNCIL/STAFF ANNOUNCEMENTS**

None.

### **COMMITTEE ANNOUNCEMENTS/REPORTS**

None.

### **GREY FOREST COMMUNITY BOARD UPDATE**

Laurie Hawkins stated on October 20<sup>th</sup> from 7 p.m. to 9 p.m. the Grey Forest Community Board (GFCB) will hold a Community Workshop on the Creek Restoration Plan. A postcard was sent to the neighbors adjacent to the creek letting them know of the Workshop and it will be posted on the marquee. The Board continues to work on appropriate signage outlining the rules for the property. They worked on the access ordinance that's on the agenda this evening. They are working on following up on information and complaints that were forwarded to the regulatory agencies. The well was plugged. She will follow-up with TDLR to make sure all the paperwork is received. Council member Hoffman asked if the Creek Restoration Plan is a document that they are preparing. Laurie Hawkins stated it was on the agenda for the GFCB last month. A restoration plan is based on work effort that is available to be used for restoration. They are still working on volunteers. Council member Hoffman stated he's talking about a document that sites the restoration plan, has that been prepared. Laurie Hawkins stated it is being prepared. A couple different restoration plans were submitted to the Board for consideration and review. Council member Hoffman asked if a Master Plan is in the works or on the drawing board. His understanding is that the GFCB might apply for some grants. The first stipulation in applying for any kind of grant is having a Master Plan. Laurie Hawkins stated that is not always the case. They've been busy with the due diligence which is necessary to complete a Master Plan. They will be discussing this with citizens at the workshop as well. Council member Hoffman asked if they have a time frame of when they'll have a proposal for a Master Plan. Laurie Hawkins stated before setting a time frame for a Master Plan, they want to touch base with all citizens about all the options available. The next Board Meeting is Thursday, October 6<sup>th</sup> at 6 p.m.

### **SENATOR FRANK L. MADLA, JR. NATURAL AREA UPDATE**

Council member Nottingham stated the Madla Board has a workday scheduled for October 15<sup>th</sup>. Signs will be posted announcing it. They could use help. They have a Star Party coming up October 21<sup>st</sup>. It will be at dusk with snacks. At dusk, an Astronomy Group is coming out to help identify the stars. They were contacted by a group called Outdoor Afro regarding a tour of the park. They were able to give a guided tour. The individual was really enthused so they might be coming back. They had their first meeting with the two new Board members Matt Baker and Bill Hoover. It was a very good meeting bringing them up to speed and discussing future plans.

### **BOARD OF ADJUSTMENT UPDATE**

Shannan Kinsley stated there was a Board of Adjustment Meeting on September 9, 2016. Chairperson, Holly Thornton couldn't be here this evening but asked that we provide Council an update. The variance request is to build a carport for

two vehicles with a concrete slab. The proposed carport is 5 feet off the west property line. The variance was needed as it didn't meet the side property setbacks. The Board of Adjustment approved the Variance with a vote of 6 to 0 allowing the homeowners to build. Construction must start within 90 days.

### **POLICE DEPARTMENT ACTIVITY REPORT**

Chief Bejar reviewed the July 2016 Monthly Activity Report. There were 121 calls for service, 1035 hours worked, 5507 miles driven, 43 traffic stops, 33 summons issued and 14 warnings issued. The call on Damage to Property was an officer found that someone had pulled the screen door of the Beckmann Cottage and pulled the latch out. The officer was able to fix the latch and they didn't find anything on video.

### **PUBLIC WORKS ANNOUNCEMENTS**

Chris Mikel reviewed the August 2016 Monthly Activity Report. Public Works continues to work on tree trimming, citizen's brush chipping, mowing/weed eating, roadwork, regular upkeep of the City and animal control. Council member Nottingham thanked Public Works for mowing at the Madla Park, it looks great.

### **GFU UTILITY ANNOUNCEMENTS**

Mayor Reinhard stated the GFU Board of Trustees has a recommendation later on the Agenda for appointment to the Board of Trustees.

### **FIRE DEPARTMENT REPORT**

Chris Anderson stated there were five calls in the City limits for the month of August 2016; three EMS and two other than EMS. The average response time was 5.20 minutes. One call was a grass fire in the City. They were able to get it stopped but it's a big concern for the fire fighters. If you see something suspicious like that, let them know as they need to get it in a hurry. Council member Hoffman thanked the Fire Department for the quick response. He stated they're not going to be able to determine a cause but there were a lot of cigarette butts on the property next door.

### **NEW BUSINESS:**

#### **1. DISCUSS AND ACT ON GREY FOREST UTILITIES BOARD OF TRUSTEES RECOMMENDATION FOR APPOINTMENT TO POST 1 ON THE BOARD OF TRUSTEES**

Mayor Reinhard stated on a rotation basis, the GFU Board of Trustees has Board member terms expiring. Currently, Position No. 1 on the Board is held by Mr. Arnold Briones. He has been serving on the Board for four years. On August 24, 2016, the Board of Trustees unanimously voted to recommend the reappointment of Arnold Briones to the position of Post 1 of the Board. Council member Thornton asked if the position was advertised and if the Board followed the proper procedures to solicit interested candidates. Mayor Reinhard stated he believes that if a current Board member wishes to be reappointed and the Board is in concurrence, they will recommend reappointment. Council member Thornton stated this has been discussed where if the position isn't advertised, Council doesn't know if there's interested candidates. Mayor Reinhard stated he would have to check with Jeff English. There was discussion that the recommendation letter states the Board acted in accordance with the current procedures in place to assure that Trustees who are effective and wish to continue service are also considered. Public notice is provided to interested potential candidates to make application for Board service and there were no other applicants for the position. There was discussion that the way the letter is worded, it sounds like the position was advertised. Mayor Reinhard stated he would have to confirm. The current term expires at the end of September. Council consented to calling a recess to see if the Mayor can get ahold of Jeff English and confirm if the position was advertised.

Mayor Reinhard call a recess at 7:02 p.m. The meeting was reconvened at 7:04 p.m.

Mayor Reinhard stated Jeff English confirmed Public Notice was posted Grey Forest Utilities. Council member Thornton stated he doesn't have an issue with reappointing Arnold Briones but feels when these positions become available, it should be advertised in a public paper so interested candidates know the position is available. Mayor Reinhard stated he will review the procedures. Council member Hoffman stated along the lines of advertisement, Freda recently tried to get ahold of The Echo and she had a very hard time reaching someone. He doesn't consider them easily accessible and it worries him that they are the City's official newspaper. Mayor Reinhard stated Council has a

recommendation from the GFU Board of Trustees to reappointment Arnold Briones. Council member Nottingham made the motion to accept the GFU recommendation to have Mr. Briones take another four year term. The motion was seconded by Council member Hoffman and passed unanimously.

**2. DISCUSS AND ACT ON ORDINANCE NO. 219 MAKING APPROPRIATIONS FOR SUPPORT OF THE CITY OF GREY FOREST AND ADOPTING THE ANNUAL BUDGET OF THE CITY OF GREY FOREST FOR THE 2016/2017 FISCAL YEAR**

Mayor Reinhard stated City Council passed the City of Grey Forest Fiscal Year 2017 Budget on September 20, 2016 after the Budget Public Hearing. The first order of business is passing Ordinance No. 219 making appropriations for the support of the City of Grey Forest for the Fiscal Year beginning October 1, 2016 and ending September 30, 2017 and adopting the Annual Budget of the City of Grey Forest for the 2016-2017 Fiscal Year. The Fiscal Year 2017 Budget that was adopted by City Council on September 20, 2016 is attached as "Exhibit A". Council member Nottingham made the motion to approve Ordinance No. 219 Making Appropriations for Support of the City. The motion was seconded by Council member Tiner and passed with 4 YES and 1 ABSTAIN by Council member Hoffman. Council member Hoffman stated he will be the sole negative vote. He feels like he's already voted on it so this is another vote. For him now to vote on this, it's not that he's against what they selected and did, it seems adversely redundant if you will. Mayor Reinhard stated the ordinance is passed by the vote of 4 to 1.

**3. DISCUSS AND ACT ON: "RATIFICATION OF THE VOTE TO ADOPT THE BUDGET THAT WILL RAISE TOTAL PROPERTY TAX REVENUE"**

Mayor Reinhard stated Council is required to ratify the vote that adopted the tax rate. It's basically saying, yes this is how we voted. Council must act on "Ratification of the vote to adopt the budget that will raise total property tax revenue. The budget will raise more revenue from property taxes than last year's budget by an amount of \$2,522, which is a 6.864 percent increase from last year's budget. The property tax revenue to be raised from new property added to the tax roll this year is \$318". Mayor Reinhard stated the vote on the budget was four in favor; Council members Thornton, Nottingham, Darst and Tiner and one abstaining; Council member Hoffman. The motion ratifies that this was the vote. Council member Hoffman stated he would like to clarify that this isn't strictly on the budget; this is on the established tax rates being used. Mayor Reinhard stated that is correct and he would also like to clarify that the tax rate was not raised. Even though more income is coming in because of values, Council did not increase the tax rate. The motion to ratify the vote as taken last Tuesday night was made by Council member Thornton, seconded by Council member Nottingham and passed unanimously.

**4. DISCUSS AND ACT ON: "AMEND BUDGET COVER PAGE TO RECORD VOTE OF EACH MEMBER OF THE GOVERNING BODY BY NAME VOTING ON THE ADOPTION OF THE BUDGET"**

Mayor Reinhard stated the Budget Cover Page is filed with the proposed budget but doesn't record the vote of the governing body as it hasn't been voted on yet. Once the budget is adopted, it's a requirement to record the vote of how each member of the governing body, by name voted. The Amended Budget Cover Page reflects the members of the governing body voted on the budget as follows: FOR; Council member Thornton, Council member Nottingham, Council member Darst, Council member Tiner – AGAINST; Council member Hoffman. The motion to accept the Amended Budget Cover Page was made by Council member Tiner, seconded by Council member Nottingham and passed unanimously.

**5. DISCUSS AND ACT ON: "MOTION THAT THE PROPERTY TAX RATE BE INCREASED BY THE ADOPTION OF A TAX RATE OF \$0.088441 PER \$100 OF VALUE, WHICH IS EFFECTIVELY A 1.07940440593% INCREASE IN THE TAX RATE"**

Mayor Reinhard stated the tax rate was not increased but effectively we are receiving more income. The budget is passed first and then you have to approve the tax rate that will be charged. The motion would approve the tax rate at the same rate as last year. The motion that the property tax rate be increased by the adoption of a tax rate of \$0.088441 per \$100 value, which is effectively a 1.07940440593% increase in the tax rate was made by Council member Thornton, seconded by Council member Darst and passed unanimously.

**6. DISCUSS AND ACT ON ORDINANCE NO. 220 LEVYING AD VALOREM TAXES FOR USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT FOR THE 2016/2017 FISCAL YEAR BY THE ADOPTION OF A TAX RATE OF \$0.088441/\$100**

Mayor Reinhard stated the tax rate has been approved. The ordinance puts it into law allowing for collection of the taxes. The motion to approve Ordinance No. 220 Levying Ad Valorem Taxes for Use and Support of the Municipal Government for the 2016/2017 Fiscal Year by the Adoption of a Tax Rate of \$0.088441/\$100 was made by Council member Nottingham. The motion was seconded by Council member Darst and passed unanimously.

**7. DISCUSS AND ACT ON ORDINANCE NO. 191A RENEWING AND CONTINUING WITH A CURFEW FOR MINORS UNDER SEVENTEEN YEARS OF AGE AND OVER NINE YEARS OF AGE**

Mayor Reinhard stated the City does have a curfew ordinance in place, Ordinance No. 191 that has to be renewed or continued every three years. However, it's required to have a Public Hearing prior to adopting this ordinance so we can't take any action on it this evening. He will be calling a Public Hearing prior to the October City Council Meeting. The curfew ordinance prohibits minors under 17 years of age and over 9 years of age from being on the streets between the hours of 12:00 a.m. to 6:00 a.m. every day of the week and 9:00 a.m. to 2:30 p.m. on school days. There's several exceptions such as accompanied/permission from parent, school, religious activity, lawful employment. The ordinance itself has not been modified, we are looking at just renewing it. Council member Hoffman asked if we've ever used this in court or had our Municipal Judge look at it to see if it's enforceable. Chief Bejar stated to his knowledge we haven't used this ordinance in court but it's similar to San Antonio's and is a good tool to have in place. Mayor Reinhard stated we can have the Municipal Court review the ordinance prior to the Public Hearing in October.

**8. DISCUSS AND ACT ON ACQUIRING LOT NO. 19406 SHERWOOD TRAIL AND 19440 SHERWOOD TRAIL AS PERMANENT GREEN SPACE FOR THE CITY**

Mayor Reinhard stated the City received a letter from John Vincent Howard, the Executor of the Estate of Annie Laura Howard, his mother who is deceased. The letter states "the Estate inquires if the City of Grey Forest would be interested in accepting a donation of the lots located at 19406 Sherwood Trail and 19440 Sherwood Trail as permanent green space for the City. The Estate would like to place on each lot a small ground level permanent marker in memory of his Aunt and Uncle, Leona Kasten, M.D. and Buford Henry Walker, Jr. and His Grandmother Annie May Vincent Walker as all three of them loved the lots over many, many years". John Vincent Howard states "the Estate would transfer title at an early date and retain no interest in the lots. The letter notes that the City has within the past few years, done this with the adjoining tract 29B". Council member Nottingham made the motion to accept this donation of property for permanent green space. The motion was seconded by Council member Thornton. Council member Hoffman stated it's a very generous offer but he doesn't think we should go down the road of just accepting this kind of offer without budgeting for plaques or other costs that may arise. He would like to make sure we can return that generosity in acceptance of the property. If we're just accepting the property but not budgeting any money to make the plaques, that's not quite fair. Council member Nottingham said the letter states the Estate would place a permanent marker on each lot. There was discussion on the lot donated by the Estate of Celine Hunter and that a plaque has not been placed on that property. Mayor Reinhard stated we can look into who was going to handle the plaque. In addition, we can confirm that the Estate would place the marker on this donation. Mayor Reinhard stated the letter does state that the estate would like to place a marker on each lot. Given that presumption, he would ask that the motion be modified to say with the provision that the Estate provide the markers. Council member Nottingham and Council member Thornton modified the motion to accept this donation of property for permanent green space with the provision that the Estate provide the markers. The motion passed with 4 YES and 1 OPPOSED by Council member Hoffman.

**9. DISCUSS AND ACT ON WEST NILE VIRUS INFECTION**

Mayor Reinhard stated there isn't a specific action that Council needs to take. This is to make Council and citizens aware that Bexar County discovered a mosquito infected with the West Nile Virus near the City of Helotes. Bexar County has treated the public areas with larvicide and other mosquito abatement treatments. They will continue to monitor and treat the area as needed. While this is one mosquito and Public Works has already been watching to make sure there is no standing, he's asked Chris to be extra cautious of this. The Grey Forest Community Board (GFCB) is putting mosquito dunks in standing water in the creeks which Council has approved. A letter was mailed to citizens

earlier in the year giving information on the West Nile Virus and precautionary steps to take to protect your family from mosquitos. In addition, there's a brochure at City Hall individuals can take with good information on how to protect yourself and your family from mosquitos.

**10. DISCUSS AND ACT ON NOVEMBER 2016 AND DECEMBER 2016 REGULAR CITY COUNCIL MEETING DATES**

Mayor Reinhard stated Council typically has this discussion every year because the meeting dates fall right around Thanksgiving and Christmas. The November Council Meeting falls on the 22<sup>nd</sup>. It was Council's consensus that they see no need to move the November Meeting. The December Council Meeting falls on the 27<sup>th</sup>. Council member Nottingham stated she will not be at the December Meeting and can only reschedule for the beginning of the month. It was Council's consensus to keep the December Meeting for the 27<sup>th</sup>. Mayor Reinhard stated there's still an opportunity for Council to revisit the December Meeting if needed.

**UNFINISHED BUSINESS**

**11. DISCUSS AND ACT ON ORDINANCE NO. 218 OF THE CITY OF GREY FOREST, TEXAS REGARDING THE ACCESS AND USAGE OF CITY OWNED PARK PROPERTY**

Mayor Reinhard stated Council has discussed this ordinance at a couple of different meetings. The Grey Forest Community Board (GFCB) has reviewed it and given their comments. The provisions of the ordinance are to establish and set some basic rules for usage of the park property. There's been discussion that as public property, you can't limit the use of the property to only Grey Forest citizens. The ordinance outlines the City issuing a permit where anyone can go on the property with the appropriate permit issued by the City. Citizens can get a permit at no cost with proof of residency. Permits can be issued to non-residents for an annual fee of \$350 and to ETJ members for \$100 annually. The permit will allow the Police Department to question, take action and protect our property. Council member Hoffman stated he brought this up at the last meeting but again, if the City is going down the road of having more and more renters in Grey Forest, he'd like to see under Section 3.01(1) it say land owning residents will be issued a GFCP Permit. Then under number (2), if we want renters in Grey Forest, either put non-landowning residents and non-residents may purchase an annual permit or put under number (3) non-landowning residents and individuals located in the Grey Forest ETJ. He's making this argument because these people are not paying their taxable fair share to enjoy our parks. The property owner is paying the taxes, not the renters who will be using it. Council member Hoffman stated we need to distinguish that if we're going to have this scenario of rentals in Grey Forest. It's under a different consideration than landowning residents. Mayor Reinhard stated one restriction in the deed is to preserve the land for use by Grey Forest citizens, not landowning citizens therefore, legally, anyone who lives in the City whether renting or owning, is actually a citizen. If we make that qualification, we'd be in violation of the deed. Council member Hoffman stated although a Public Hearing is not required, there's no reason why it couldn't have a Public Hearing. He'd like to advocate Ordinance No. 218 go to Public Hearing before adoption so this gets out to the general citizens as it affects a lot of people. Mayor Reinhard stated he doesn't have an issue with having a Public Hearing in October before this ordinance is passed. It's not required but Council has discussed it several times in Council Meetings, the GFCB in separate meetings and advertising a Public Hearing is a good idea.

**12. DISCUSS AND ACT ON UPDATING SIGN FOR BEXAR COUNTY ESD NO. 8 FIRE AND RESCUE**

Mayor Reinhard stated at the last Council Meeting there was a request from the ESD to put their name on the sign in front of the fire station since they are now leasing the property from the City. At that meeting, he put forward a conceptual picture for Council to consider where Council voted 4 to 1 that no alternations would be made to the existing sign but proposed to add the ESD name on top of the existing sign. Mayor Reinhard stated he brought the recommendation back to the ESD President and she advised this is unacceptable. She states "although the ESD Board did not vote on this, the Board members were pleased with the first rendition of the sign". Mayor Reinhard stated he has asked Linda Reeves, the ESD President of the Board for a Workshop and he is waiting to hear back from her. One recommendation he's heard is that the City could move the bottom portion of the sign that reads Volunteer Fire Department and hang it somewhere at City Hall as a part of history. Mayor Reinhard stated at this point, he feels we should reconsider the original conceptual design and allow the ESD to put their name on the sign to keep the same look.

Council member Nottingham stated she's heard the comment several times that there is no Volunteer Fire Department anymore so the sign is erroneous. We could possibly add a piece to the bottom of the sign with the dates of the Volunteer Fire Departments existence. Then you would have an end date so when people look at the sign, they'd know it's extinct and it would bring the sign up to date. The ESD could put up a sign somewhere else on the property or building. Council member Hoffman stated he agrees with the recommendation of posting the bottom of the sign at City Hall with its historic significance. He thinks when you take a nice sign such as this and change/add things, you're turning it into an aberration. The conceptual design proposed is the simplest and most direct way to find a solution to this. We really need to be cognizance of the fact that this is the ESD's business and the best thing the City can do is ask them to preserve this sign in a tasteful way that reflects on the history. Council member Thornton stated he completely disagrees. He went over earlier and took a picture of the plaque where it says created and donated by George Parker, January 2007. It may not be by definition historical, but it represents something that has been in this community for many, many years. When people drive by, they're just going to see it's a Fire Department. They don't care if it's volunteer, ESD or City. He thinks we leave the sign as it stands. If the ESD wants to put a different sign somewhere else, let them but they have no right to do anything to this sign. This sign was donated by a citizen and he thinks it needs to stay as it is. Council member Tiner stated he thinks we need to have a Workshop to discuss the best option. Council member Darst stated she thinks it's a piece of our history and it should remain untouched. Mayor Reinhard stated he will continue discussion with the ESD and will push for a workshop. Council member Thornton stated a workshop is fine to discuss other options they have but it's not going to change his opinion. Council member Thornton made the motion to leave the sign as is. The motion was seconded by Council member Nottingham and passed with 4 YES and 1 ABSTAIN by Council member Hoffman. Council member Hoffman stated this is none of Councils business.

### **13. DISCUSS AND ACT ON OLD FORD POLICE CAR STORED AT THE PUBLIC WORKS BUILDING**

Mayor Reinhard stated Council member Hoffman asked that this item be place on the Agenda. The City has an old police car at the Public Works building that is inoperable. The holdup is that we don't have a title to it. There was discussion of possibly donating it to the Fire Department for training and depending on how much you cut the vehicle up, you may not need a title. Council member Hoffman stated it's been there for five or six years and he thinks it's an eye sore. Mayor Reinhard asked Chief Bejar to look into what it will take for the City to get the title. Mayor Reinhard asked Council if the City can find a legal way to dispose of this whether its destruction or title and salvage, can he get a motion to say Chief Bejar can take the appropriate action to dispose of this car in a legal fashion. Council member Thornton made the motion, Council member Nottingham seconded the motion, the motion passed unanimously.

### **14. DISCUSS AND ACT ON STATUS OF PROPERTY LOCATED AT 18702 LOOKOUT MOUNTAIN TRAIL**

Mayor Reinhard stated Council member Hoffman asked for a status on this property, also referred to as the Hensley property. Council voted on this several months ago to join two lawsuits. We were advised at that time the process would take several months to a year. Shannan Kinsley stated the lawsuits were combined and all four lots are in one suit. An Attorney Ad litem was appointed on September 6, 2016 to represent the possible unknown heirs. They currently are waiting for the attorney to file an answer to the lawsuit. The attorney will then need to do due diligence to make sure there are no heirs. Then it will be set for trial and judgment would be entered to allow them to schedule the tax sale. Council member Hoffman stated it took from March until September 6<sup>th</sup> to get just this done. We're the ones dealing with the sanitary issues and again, the City sent the letter in June 2009 that initiated this process. This has languished for seven years now. He would hope that we might investigate some way to get this expedited. What worries him is the mangy coyote that lives over there. It was noted that Public Works monitors the property for standing water.

There was no further business. Mayor Reinhard adjourned the Regular Council Meeting at 8:08 p.m.

These minutes were written/recorded by Shannan Kinsley.

These minutes were approved as ~~written~~ amended on the 22nd day of November, 2016.

Signed: Ronald G. Reinhard  
Ronald G. Reinhard, Mayor