I. Call To Order

With a quorum present, the regular meeting of the Charter Review Commission was called to order by Chair Thomaides at 5:32 p.m. on Monday, April 12, 2021.

II. Roll Call

Present: 5 - Chair Thomaides, Commissioner Garcia, Commissioner Mayhew, Commissioner Sambrano, and Commissioner Sparks

Absent: 2 - Commissioner Taylor (arrived at 5:34 p.m.) and Commissioner Kelsey

III. 30 Minute Citizen Comment Period

There were no speakers.

1. Consider approval, by motion, of the March 22, 2021 regular meeting minutes.

A motion was made by Commissioner Mayhew, seconded by Commissioner Sparks, to approve the minutes. The motion carried by the following vote:

For: 5 - Chair Thomaides, Commissioner Garcia, Commissioner Mayhew, Commissioner Sambrano, and Commissioner Sparks

Against: 0

Absent: 2 - Commissioner Taylor (arrived at 5:34 p.m.) and Commissioner Kelsey

2. Discuss and consider any section of San Marcos' City Charter.

A motion was made by Commissioner Mayhew, seconded by Commissioner Sparks, to strike the amendment the Commission had approved under Article VII – Municipal Planning and Zoning, Sec. 7.04 – Organization, item (1), which will revert this item to its original statement:

(1) A quorum shall consist of a majority of the membership.

The motion carried by the following vote:

For: 5 - Chair Thomaides, Commissioner Garcia, Commissioner Mayhew, Commissioner Sparks, and Commissioner Taylor
Against: 1 - Commissioner Sambrano
Absent: 1 - Commissioner Kelsey

A motion was made by Commissioner Sambrano, seconded by Commissioner Garcia, to amend item (b) in Sec. 3.01 – Number, selection and term, under Article III – The City Council, to have Council explore a single member district form of government rather than all at large places. After some discussion, the motion was withdrawn by Commissioner Sambrano and Commissioner Garcia.

A motion was made by Chair Thomaides, seconded by Commissioner Mayhew, to amend Sec. 3.09 – Meetings of the City Council, by adding the following sentence, as a final paragraph to this section: “All city council agendas shall contain an item listed as: ‘Citizen Comment Period’ and ‘Question and Answer Session with Press and Public.’” The motion carried by the following vote:

For: 6 - Chair Thomaides, Commissioner Garcia, Commissioner Mayhew, Commissioner Sambrano, Commissioner Sparks, and Commissioner Taylor
Against: 0
Absent: 1 - Commissioner Kelsey

A motion was made by Chair Thomaides, seconded by Commissioner Mayhew, to amend Sec. 3.01 – Number, selection and term, by adding the following sentence at the end of item (c): “After serving three consecutive terms, a council member shall not be eligible to run for any city council position for a period of two years.”

MOTION TO AMEND: a motion was made by Commissioner Sambrano, seconded by Commissioner Sparks, to change “for a period of two years” to be “for a period of three years.” The amendment would read as follows: “After serving three consecutive terms, a council member shall not be eligible to run for any city council position for a period of three years.” The motion carried by the following vote:

For: 4 - Commissioner Mayhew, Commissioner Sambrano, Commissioner Sparks, and Commissioner Taylor
Against: 2 - Chair Thomaides and Commissioner Garcia
Absent: 1 - Commissioner Kelsey

MAIN MOTION: to approve Sec. 3.01, as amended. The motion carried by the following vote:

For: 5 - Chair Thomaides, Commissioner Mayhew, Commissioner Sambrano, Commissioner Sparks, and Commissioner Taylor
Against: 0
Absent: 2 - Commissioner Garcia (on break) and Commissioner Kelsey

A motion was made by Commissioner Mayhew, seconded by Chair Thomaides, to amend item (a)(4) of Sec. 12.12 – Charter review commission, under Article XII –
General Provisions. The amendment would read as follows: "The commission shall provide a final report. The chair or designated member of the commission, on behalf of the commission, shall Report its findings and present its proposed amendments, if any, to the city council.” The motion carried by the following vote:

For: 6 - Chair Thomaides, Commissioner Garcia, Commissioner Mayhew, Commissioner Sambrano, Commissioner Sparks, and Commissioner Taylor
Against: 0
Absent: 1 - Commissioner Kelsey

A motion was made by Chair Thomaides, seconded by Commissioner Mayhew, to strike the amendments the Commission had approved under Article XII – General Provisions, Sec. 12.12 – Charter review commission, to items (a)(2) and (a)(3), which will revert both to their original statements:

(2) Propose any recommendations it may deem desirable to ensure compliance with the provisions of the Charter by the several departments of the city government.

(3) Propose, if it deems desirable, amendments to this Charter to improve the effective application of said Charter to current conditions.

The motion carried by the following vote:

For: 6 - Chair Thomaides, Commissioner Garcia, Commissioner Mayhew, Commissioner Sambrano, Commissioner Sparks, and Commissioner Taylor
Against: 0
Absent: 1 - Commissioner Kelsey

3. Discuss and consider the final report to City Council from the Charter Review Commission.

This item was discussed and no action taken.

IV. Discussion and Recommendations for Future Agenda Items.

May 10, 2021:
- discuss and consider amending item (b) of Sec. 3.01 – Number, selection and term, under Article III – The City Council
- discuss and consider the final report to City Council from the Charter Review Commission

V. Question and Answer Session with Press and Public.

None were present for questions and answers from press and public.
VI. Adjournment

The Regular Meeting of the Charter Review Commission meeting was unanimously adjourned at 7:47 p.m.

Michael Cosentino, Staff Liaison

John Thomaides, Chair