

**MINUTES OF THE SPECIAL
CITY COUNCIL MEETING
MAY 13, 2019**

1. CALL TO ORDER AND CONFIRM A QUORUM

Mayor Megyesi called the meeting of the Fate City Council to order at 6:00 p.m. on the 13th day of May, 2019, in the Fate City Hall 1900 CD Boren Parkway, Fate, Texas.

City Secretary Victoria Raduechel confirmed the presence of a quorum.

Council Members Present:

Lorne Megyesi, Mayor
Tamara Fisher
Lance Megyesi
Allen Robbins
David Billings, Mayor Pro Tem
Steve Herrmann, Deputy Mayor Pro Tem

Council Members Absent:

Blake Buchanan

City Staff Present:

Michael Kovacs, City Manager
Justin Weiss, Assistant City Manager
Victoria Raduechel, City Secretary
Lyle Lombard, Director of Public Safety
John Taylor, Department of Public Safety Captain
Jessica Larson, Assistant to the City Manager/Deputy City Secretary
Melissa Cranford, Assistant City Attorney

2. INVOCATION AND PLEDGE OF ALLEGIANCE TO THE AMERICAN AND TEXAS FLAGS

Lyle Lombard, Director of Public Safety gave the invocation, after which the Council led the Pledge of Allegiance to the American and Texas Flags.

3. ELECTION MATTERS

A. Discuss, Consider, And Take Any Necessary Action Regarding Resolution No. R-2019-022- Canvassing The Returns Of The General Election Held On May 4, 2019 For The Purpose Of Electing A Mayor And Two (2) Council Members (Places 4 And 6) To The Fate City Council To Hold Office For A Period Of Three Years; Declaring Results Of That Election; And Providing An Effective Date.

Mayor Megyesi made a motion to approve Resolution No. R-2019-022- Canvassing The Returns Of The General Election Held On May 4, 2019 For The Purpose Of Electing A Mayor And Two (2) Council Members (Places 4 And 6) To The Fate City Council To Hold Office For A Period Of Three Years; Declaring Results Of That Election; And Providing An Effective Date.

Council Member Herrmann seconded the motion.

There was no discussion and the vote on the motion was as follows:

Ayes: Mayor Megyesi and Council Members Fisher, Megyesi, Robbins, Billings, and Herrmann.

Nays: None

Mayor Megyesi declared the motion carried unanimously.

B. Discuss, Consider, And Take Any Necessary Action Regarding Ordinance No. O-2019-017- Canvassing The Returns Of The Special Election Held May 4, 2019 For The Purpose Of Submitting To The Qualified Voters Of The City Of Fate The Adoption Or Rejection Of Certain Propositions Each Providing For Amendment To The City Of Fate Home Rule Charter; Declaring Results Of That Election; Ordering The Adoption Of Charter Amendments; Adopting The Charter, As Amended; Providing A Severability Clause, Providing A Cumulative/Repealing Clause; Providing A Savings Clause; And Providing An Effective Date.

Mayor Megyesi made a motion to approve Ordinance No. O-2019-017- Canvassing The Returns Of The Special Election Held May 4, 2019 For The Purpose Of Submitting To The Qualified Voters Of The City Of Fate The Adoption Or Rejection Of Certain Propositions Each Providing For Amendment To The City Of Fate Home Rule Charter; Declaring Results Of That Election; Ordering The Adoption Of Charter Amendments; Adopting The Charter, As Amended; Providing A Severability Clause, Providing A Cumulative/Repealing Clause; Providing A Savings Clause; And Providing An Effective Date.

Council Member Herrmann seconded the motion.

There was no discussion and the vote on the motion was as follows:

Ayes: Mayor Megyesi and Council Members Fisher, Megyesi, Robbins, Billings, and Herrmann.

Nays: None

Mayor Megyesi declared the motion carried unanimously.

C. Administer The Statement Of Elected Officials And Official Oaths Of Office To The Candidates Declared Elected - Mayor Joe Burger, Council Member Place 4 Allen Robbins, Council Member Place 6 John Hamilton.

City Secretary Victoria Raduechel administered the statement of elected officials and official oaths of office to:

- Mayor Joe Burger
- Council Member Place 4, Allen Robbins
- Council Member Place 6, John Hamilton.

City Secretary's Note: The attendance record for the newly seated Council is found below:

Council Members Present:

Joe Burger, Mayor
Tamara Fisher
Lance Megyesi
Allen Robbins
David Billings, Mayor Pro Tem
John Hamilton

Council Members Absent:

Blake Buchanan

4. PRESENTATIONS

A. Presentation Of Proclamation To Lorne Megyesi In Honor Of His Dedicated Service To The City Of Fate.

Mayor Burger presented Lorne Megyesi with a Proclamation in honor of his service on the Rockwall County Emergency Services Corporation, Rockwall County Road Consortium, Fate Municipal Development District Board of Directors, Fate City Council and Mayor of the City of Fate. Mayor Burger also presented Lorne with a City of Fate Jacket and a plaque as a token of appreciation for his service.

B. Presentation Of Proclamation To Steve Herrmann In Honor Of His Dedicated Service To The City Of Fate.

Mayor Burger presented Steve Herrmann with a Proclamation in honor of his service on the Fate Development Corporation Board of Directors, Fate Planning and Zoning Commission, and the City Council. Mayor Burger also presented Steve with a City of Fate Jacket and a plaque as a token of appreciation for his service.

5. RECEPTION FOR INCOMING AND OUTGOING MAYORS AND CITY COUNCIL MEMBERS.

Mayor Burger recessed the meeting at 6:30 p.m. for a reception in honor of outgoing and incoming Mayors and City Council Members.

Mayor Burger reconvened the meeting at 6:50 p.m.

6. ACTION ITEMS

A. Discuss, Consider, And Take Any Necessary Action Regarding Resolution No. R-2019-023- Electing A Mayor Pro Tem For The City Of Fate For A Period Of One (1) Year.

Mayor Burger called for nominations for Mayor Pro Tem.

Council Member Megyesi nominated Council Member David Billings to be Mayor Pro Tem.

There were no other nominations.

David Billings received six votes (Mayor Burger, Council Members Fisher, Megyesi, Robbins, Billings, and Hamilton) and secured the nomination.

Council Member Megyesi made a motion to approve Resolution No. R-2019-023- Electing David Billings as Mayor Pro Tem For The City Of Fate For A Period Of One (1) Year.

Council Member Robbins seconded the motion.

There was no discussion and the vote on the motion was as follows:

Ayes: Mayor Burger and Council Members Fisher, Megyesi, Robbins, Billings, and Hamilton.

Nays: None

Mayor Burger declared the motion carried unanimously.

B. Discuss, Consider, And Take Any Necessary Action Regarding Resolution No. R-2019-024- Electing A Deputy Mayor Pro Tem For The City Of Fate For A Period Of One (1) Year.

Mayor Burger called for nominations for Deputy Mayor Pro Tem.

Council Member Billings nominated Council Member Blake Buchanan to be Deputy Mayor Pro Tem.

There were no other nominations.

Blake Buchanan received six votes (Mayor Burger, Council Members Fisher, Megyesi, Robbins, Billings, and Hamilton) and secured the nomination.

Council Member Megyesi made a motion to approve Resolution No. R-2019-024- Electing Blake Buchanan as Deputy Mayor Pro Tem For The City Of Fate For A Period Of One (1) Year.

Council Member Billings seconded the motion.

There was no discussion and the vote on the motion was as follows:

Ayes: Mayor Burger and Council Members Fisher, Megyesi, Robbins, Billings, and Hamilton.

Nays: None

Mayor Burger declared the motion carried unanimously.

C. Discuss, Consider, And Take Any Necessary Action Regarding Resolution No. R-2019-025 - Appointing A Member To The County Of Rockwall Emergency Services Corporation Board; And Providing An Effective Date.

City Manager Michael Kovacs provided a brief overview of the agenda item reporting the appointment is necessary to replace Lorne Megyesi on the board.

Mayor Burger called for nominations.

Council Member Megyesi nominated Mayor Joe Burger to be appointed to the County of Rockwall Emergency Services Corporation.

There were no other nominations.

Mayor Burger received six votes (Mayor Burger, Council Members Fisher, Megyesi, Robbins, Billings, and Hamilton) and secured the nomination.

Council Member Megyesi made a motion to approve Resolution No. R-2019-025 - Appointing Mayor Joe Burger To The County Of Rockwall Emergency Services Corporation Board; And Providing An Effective Date.

Council Member Fisher seconded the motion.

There was no discussion and the vote on the motion was as follows:

Ayes: Mayor Burger and Council Members Fisher, Megyesi, Robbins, Billings, and Hamilton.

Nays: None

Mayor Burger declared the motion carried unanimously.

D. Discuss, Consider, And Take Any Necessary Action Regarding Resolution No. R-2019-026 -Appointing A Member To The Rockwall County Wide Planning Consortium (Road Consortium), And Providing An Effective Date.

City Manager Michael Kovacs provided a brief overview of the agenda item reporting the appointment is necessary to replace Lorne Megyesi on the board.

Mayor Burger called for nominations.

Council Member Megyesi nominated Mayor Joe Burger to be appointed to the Rockwall County Wide Planning Consortium (Road Consortium).

There were no other nominations.

Mayor Burger received six votes (Mayor Burger, Council Members Fisher, Megyesi, Robbins, Billings, and Hamilton) and secured the nomination.

Council Member Megyesi made a motion to approve Resolution No. R-2019-026 - Appointing Mayor Joe Burger To The Rockwall County Wide Planning Consortium (Road Consortium), And Providing An Effective Date.

Council Member Hamilton seconded the motion.

There was no discussion and the vote on the motion was as follows:

Ayes: Mayor Burger and Council Members Fisher, Megyesi, Robbins, Billings, and Hamilton.

Nays: None

Mayor Burger declared the motion carried unanimously.

E. Discuss, Consider, And Take Any Necessary Action Regarding Resolution No. R-2019-027 - Appointing Members To An Ad-Hoc Cybersecurity Committee; And Providing An Effective Date.

Mayor Burger reported he received a request from a Council Member for this agenda item to consider appointing members to an ad-hoc committee to review where the City stands on Cybersecurity and the budget dedicated to the same. Mayor Burger explained the goal of the committee is to leverage the city's talents to make the best budget decisions possible and further explained discussion will not be held at this time around the systems but rather the process. The committee would discuss where the City stands with cybersecurity, where the City wants to be, and how to get to the end goal. The committee would report back to the City Council in two to four weeks to give a progress report. Mayor Burger suggested, if the Council concurs, that the committee be made comprised of two Council Members and two members of City staff. Discussion ensued among the Council and City staff regarding cybersecurity in general and creating an ad-hoc cybersecurity committee. It was the consensus of the Council that the ad-hoc cybersecurity committee be comprised of two City Council Members and two City employees, as chosen by the City Manager.

Mayor Burger asked if any members of the Council would like to volunteer for the committee. Council Member David Billings and Council Member John Hamilton volunteered to serve on the committee.

Mayor Burger called for a vote on the two volunteers and Council Member Billings and Council Member John Hamilton received six votes each (Mayor Burger, Council Members Fisher, Megyesi, Robbins, Billings, and Hamilton) and secured the nomination to serve on the ad-hoc cybersecurity committee.

Council Member Robbins made a motion to approve Resolution No. R-2019-027 - Appointing the following Members To An Ad-Hoc Cybersecurity Committee:

1. Council Member David Billings
2. Council Member John Hamilton
3. Two (2) City employees, as chosen by City Manager Michael Kovacs

Council Member Fisher seconded the motion.

There was no discussion and the vote on the motion was as follows:

Ayes: Mayor Burger and Council Members Fisher, Megyesi, Robbins, Billings, and Hamilton.

Nays: None

Mayor Burger declared the motion carried unanimously.

Mayor Burger recessed the meeting at 7:10 p.m. for City Council pictures.

Mayor Burger reconvened the meeting at 7:23 p.m.

7. EXECUTIVE SESSION: IN ACCORDANCE WITH TEXAS GOVERNMENT CODE, SECTION 551.001, ET SEQ., THE CITY COUNCIL WILL RECESS INTO EXECUTIVE SESSION (CLOSED MEETING) TO DISCUSS THE FOLLOWING:

A. In Accordance With Texas Government Code, Section 551.071, Consultation With Attorney 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 Clearly Conflicts With The Texas Open Meetings Act:

1. To Receive Legal Advice Regarding Director Of Human Resources

B. In Accordance With Texas Government Code, Section 551.074: To Deliberate The Appointment, Employment, Evaluation, Reassignment, Duties, Discipline, Or Dismissal Of A Public Officer Or Employee:

1. Director Of Human Resources

The item was read and Mayor Burger recessed the meeting at 7:25 p.m. and convened Executive Session at 7:29 p.m.

8. RECONVENE INTO REGULAR SESSION: IN ACCORDANCE WITH TEXAS GOVERNMENT CODE, CHAPTER 551, THE CITY COUNCIL WILL RECONVENE INTO REGULAR SESSION TO CONSIDER ACTION, IF ANY, ON MATTERS DISCUSSED IN EXECUTIVE SESSION

The Executive Session was adjourned at 7:55 p.m. and Mayor Burger reconvened the meeting of the City Council at 7:57 p.m.

Action taken on items discussed in Executive Session was as follows:

7A. In Accordance With Texas Government Code, Section 551.071, Consultation With Attorney 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 Clearly Conflicts With The Texas Open Meetings Act:

1. To Receive Legal Advice Regarding Director Of Human Resources

No action was taken on this item.

7B. In Accordance With Texas Government Code, Section 551.074: To Deliberate The Appointment, Employment, Evaluation, Reassignment, Duties, Discipline, Or Dismissal Of A Public Officer Or Employee:

1. Director Of Human Resources

No action was taken on this item.

9. ADJOURNMENT

There was no further business before the Council and Council Member Hamilton moved to adjourn.

Council Member Fisher seconded the motion.

There was no discussion and the vote on the motion was as follows:

Ayes: Mayor Burger and Council Members Fisher, Megyesi, Robbins, Billings, and Hamilton.

Nays: None

Mayor Burger declared the motion carried unanimously and the meeting adjourned at 7:57 p.m.

APPROVED BY THE CITY COUNCIL ON THIS THE 20th DAY OF MAY, 2019.

APPROVED:

ATTEST:

Joe Burger, Mayor

Victoria Raduechel, TRMC
City Secretary