

**MINUTES OF THE REGULAR
CITY COUNCIL MEETING
JUNE 17, 2019**

1. CALL TO ORDER AND CONFIRM A QUORUM

Mayor Pro Tem Billings called the meeting of the Fate City Council to order at 6:00 p.m. on the 17th day of June, 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:

Joe Burger, Mayor (arrived at 7:15 p.m.)
Tamara Fisher
Lance Megyesi
Blake Buchanan, Deputy Mayor Pro Tem
Allen Robbins
David Billings, Mayor Pro Tem
John Hamilton

Council Members Absent:

None

City Staff Present:

Michael Kovacs, City Manager
Justin Weiss, Assistant City Manager
Victoria Raduechel, City Secretary
Jessica Larson, Assistant to the City Manager/Deputy City Secretary
Lyle Lombard, Director of Public Safety
John Taylor, DPS Captain
Scott Monaghan, Director of Public Works
Raju Anthony, Director of Finance
Steve Gilbert, Director of Community Services and Building Safety
Will Rugeley, Director of Planning and Development Services
Leigh Corson, Interim Director of Human Resources
Michael Wright, IT Manager
Brenda McDonald, 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. PRESENTATIONS

A. Atmos Energy Donation To Fate Department Of Public Safety

Eva Hummell, Manager of Public Affairs for Atmos Energy, and Paul Redmon, Town Operator for Atmos Energy, presented the Fate Department of Public Safety with a donation in the amount of \$2000 in appreciation of their first responder services.

B. Parks And Recreation Month Proclamation

Mayor Pro Tem Billings read aloud a proclamation declaring the month of July as Parks and Recreation month in the City of Fate and presented it to members of the Fate Parks Board.

C. Fate Department Of Public Safety 2018 Annual Report

Chief Lombard made a presentation providing a review of the Fate Department of Public Safety 2018 Annual Report and answered questions from the Council regarding the same.

D. Ways The City Of Fate Saves You Money And How Fate Stacks Up Against Other Cities

City Manager Michael Kovacs, Assistant City Manager Justin Weiss, Director of Public Safety Chief Lombard, Director of Public Works Scott Monaghan, Director of Community Services and Building Safety Steve Gilbert, and Director of Planning and Development Services Will Rugeley made a presentation providing a review of ways the City of Fate saves citizens money and how Fate stacks up against other cities. The presentation included the following topics:

- Department of Public Safety – Budget comparison with other cities in Rockwall County; Grant Writing for Cameras and Vests; In-house installation/repairs/replacements of vehicle gear; Wash parts of uniforms at station vs. cleaning service.
- Public Works – Frankentruck; Manhole Lids; Dump Truck Bed; Roadway Paving Assessment; No Restroom; New Road Maintenance Plan.
- Parks – Sponsorships for events/parks; Purchasing gear on Black Friday; All-hands-on-deck for every event; Partnership with RCISD to acquire parkland for a fraction of the cost; Limited programming/services.
- Information Technology – Partnership with RCISD for IT consulting services to build out City Hall Network; purchased refurbished server; Utilize multiple government purchasing pools and buying straight from manufacturers.
- Animal Control – Cost comparison with other cities in Rockwall County.
- Planning/City Management – no new unsustainable neighborhoods approved in last 5 years.
- How we stack up – of the 98 cities surveyed by the Dallas Regional Chamber, the City of Fate was found to have the 4th lowest property tax rate. Over 62% of all

cities in DFW have a property tax rate double that of the City of Fate; Comparison of Texas Cities Populations between 5,000 and 20,000 and minimum 30% growth – total (GO and Revenue) Bond Principal Outstanding per capita; affordability – average cost of living (Property Tax and Utilities).

4. CITIZEN COMMENTS

This Item Provides The Opportunity For Citizens To Address The City Council On Any Matter Whether Or Not It's Posted On The Agenda. However, In Accordance With The Texas Open Meetings Act, Section 551.041, The Council Cannot Discuss, Deliberate, Or Take Action On Matters Not Listed On The Agenda. At This Time The Council Will Receive Citizen Comments, And If Necessary, May Refer The Matter To City Staff For Research, Resolution Or Referral To Council On A Future Agenda. As Described In The City's Public Meeting Procedures, Comments Will Be Limited To Three (3) Minutes And The City Secretary Is Directed To Use A Timer For Such Purposes.

Mike Ross, 683 Barringer Court, spoke in opposition of the City moving forward with the purchase of outdoor warning sirens.

Lorne Megyesi, 111 Mustang Drive, spoke in favor of the City installing outdoor warning siren system.

Jason Sabatino, 108 Goff Drive, spoke asking if the City has any plans of annexation of property located south of IH-30. City manager Michael Kovacs reported the Council has no plans to pursue annexation.

5. CONSENT AGENDA

A. Approval Of Financial Report For May 2019.

City Manager Michael Kovacs and Director of Finance Raju Anthony answered questions from the Council related to the Financial Report for May 2019.

Council Member Robbins made a motion to approve the consent agenda, as presented.

Council Member Hamilton seconded the motion.

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

Ayes: Mayor Pro Tem Billings and Council Members Fisher, Megyesi, Buchanan, Robbins, and Hamilton.

Nays: None

Mayor Pro Tem Billings declared the motion carried unanimously.

6. ACTION ITEMS

A. Discuss, Consider, And Take Any Necessary Action Regarding Resolution No. R-2019-033 - Accepting And Approving A Preliminary Service And Assessment

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Plan And Preliminary Assessment Rolls For The Williamsburg Public Improvement District No. 1, Calling A Public Hearing On The Levy Of Special Assessments Against Property In The District And Approving All Other Matters Related Thereto.

City Secretary's Note: Mayor Burger arrived at 7:15 p.m.

Director of Finance Raju Anthony provided a brief overview of the agenda item and introduced Boyd London, Managing Director of Hilltop Securities and John Snyder, Founder and Managing Partner of P3Works(PID Administrator).

Boyd London, Managing Director of Hilltop Securities, made a presentation on the Williamsburg Public Improvement District No. 1 - Phases 2B, 2C, and 3A1 PID Bond Issuance. During the presentation Mr. London answered questions from the Council. The presentation included the following topics:

- Overview – 296 Lots
- Williamsburg PID No. 1 – Phases 1B, 1C, and 3A1 Service and Assessment Plan
- Authorized Improvements
- Assessment Methodology and Maximum Assessment Per Lot
- Sources and Uses of Funds
- New Debt Service
- Schedule of Events

Jon Snyder, Founder and Managing Partner of P3 Works, made a presentation providing a Williamsburg Public Improvement District No. 1 overview. During the presentation Mr. Snyder answered questions from the Council. The presentation included the following topics:

- Map of District – Phase 1A; Phase 1B; Phase 1B2-1B3; Phase 2B, 2C, and 3A1
- Phase 1A overview:
 - Ordinance No. O-1205 levied phase 1A assessment on December 19, 2011
 - Special Assessment Revenue Bonds, Series 2014 issued August 15, 2014.
- Phase 1B overview:
 - Ordinance No. O-1325 levied Phase 1B assessment on April 17, 2014
 - Special Assessment Revenue Bonds, Series 2014 issued August 15, 2014.
- Phase 1B2-1B3 overview:
 - Ordinance No. 2018-001 levied Phase 1B2-1B3 assessment on January 22, 2018
 - Special Assessment Revenue Bonds, Series 2018 issued August 15, 2018.
- Phase 2B, 2C, and 3A1 overview:
 - Preliminary Service and Assessment Plan proposed June 17, 2019
 - Levy proposed July 15, 2019
 - Bond issuance proposed third quarter 2019
- Sources and Uses of Funds

- Timeline

Mayor Pro Tem Billings expressed concern and said he believes the fees are too high. City Attorney Brenda McDonald answered questions from the Council regarding the PID.

Council Member Hamilton made a motion to approve Resolution No. R-2019-033 - Accepting And Approving A Preliminary Service And Assessment Plan And Preliminary Assessment Rolls For The Williamsburg Public Improvement District No. 1, Calling A Public Hearing On The Levy Of Special Assessments Against Property In The District And Approving All Other Matters Related Thereto.

Mayor Burger seconded the motion.

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

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

Nays: Council Member Billings

Abstain: Council Member Hamilton

Mayor Pro Tem Billings declared the motion carried.

B. Discuss, Consider, And Take Any Necessary Action Regarding A Concept For A Hybrid Staff/Contract Service For Human Resource Services.

City Manager Michael Kovacs introduced Ron Hollifield with Strategic Government Resources (SGR) and explained Mr. Hollifield will make a presentation to the Council regarding SGR Partner Services.

Mr. Hollifield introduced SGR associates Wendle Medford and Leigh Corson. Ms. Corson, who currently serves as Interim Director of Human Resources for the City of Fate, made a presentation on the assessment of current HR functions, needs, and staffing with the goal of finding ways to do things better, more efficient, and at a more cost effective price. During the presentation Mr. Hollifield and Ms. Corson answered questions from the Council. The presentation included the following topics:

- Assessment Process
- Assessment Focus Areas
- Assessment Focus Findings
- SGR Partnership Services Approach
- Cost of Turnover
- Why SGR?
- SGR Recruitment Resources
- SGR Training and Development Resources
- SGR Tailored Resources for Partner Services
- SGR Partner Services Approach – SGR will provide on-site HR Generalist administrative support services and strategic HR leadership service embedded

within the City's Executive Leadership Team. Reduction of 7.0% from FY 2018-2019 approved budget.

Mayor Burger announced the meeting will move to agenda item 6C. at this time in order to take the City Council Group Photo and return to this agenda item afterwards.

AT 8:20 p.m. the Council returned to this agenda item. Discussion ensued among the Council, City Staff, and SGR representatives regarding the SGR proposal for HR Services. City Manager Michael Kovacs informed the Council that a decision is not needed immediately and further explained the Council can make the decision during the budget process.

C. City Council Group Photo - The City Council Will Move Outdoors To Take A Group Photo

The City Council left the Council Chambers at 8:09 p.m. to move outdoors and take a group picture. The City Council returned to the Council Chambers at 8:20 p.m.

D. Discuss, Consider, And Take Any Necessary Action Regarding Emergency Warning Systems

Director of Public Safety Chief Lombard made a presentation on outdoor warning notification. During the presentation Chief Lombard answered questions from the Council. The presentation included the following topics:

- Our Community – City Limit Area – 15 Square Miles; Natural Hazards – Lightning, Hail, High Wind, Tornado, Flooding, Wildfires; Suburban and Semi-Rural Population.
- Current Methods of Weather Notification- Nixle; Weather Channel TV or Phone APP; My Radar Phone App; NOAA Weather Radio; Internet site(Weather.gov); Local TV and Radio; Budget proposal – CivicReady (IPAWS) Phone Mass Notification.
- Proposal Quotes – Joe Goddard Enterprises; American Signal Corp.; Safetycom (Omni-directional); Safetycom (Rotating Base).
- Various Options Available – Siren Type; Power; Pole.

Discussion was held regarding the need for a total comprehensive plan that would make sense for the Fate Community.

David motion to direct staff to create a comp plan to include 2 sirens and come back to july 15th that staff will pick best company and system for fate, how its activated,
Second – lance

No – mayor joe. All others yes.

Council Member Billings made a motion to direct staff to create a comprehensive plan (plan should include how it will be activated; processes and procedures; public education procedures) including two tornado sirens (City Staff will choose best company and system for Fate) and come back at the July 15, 2019 Council Meeting and present the information for Council consideration.

Council Member Megyesi seconded the motion.

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

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

Nays: Mayor Burger

Mayor Burger declared the motion carried.

E. Discuss, Consider, And Take Any Necessary Action Regarding An Application Submitted By Hossain Makvandi To Obtain A Special Use Permit For Gasoline Sales Pumps And Alcoholic Beverage Sales. The Area That Is The Subject Of This SUP Application Is Commonly Known As Homeboys Exxon And Is Described As 2975 Hwy 66, Rockwall CAD Property ID 50543. Case SUP-18-005.

(1) Staff Report And Presentation;

Director of Planning and Development Services Will Rugeley provided a brief overview of the SUP application and reported the SUP was previously tabled by the Council on November 5, 2018 and April 4, 2019. Mr. Rugeley advised there is a $\frac{3}{4}$ vote requirement for the SUP case because of the percentage of opposition of the property owners located within 200 feet of the subject property. Mr. Rugeley explained six out of seven Council members would have to vote in favor of the SUP in order for it to be approved. Mr. Rugeley answered questions from the Council related to the SUP.

First Council reading – November 5, 2018 tabled for fair shot.

John said he is completely opposed to it.

Billings – p&z recommended with conditions. Applicant did everything we asked them to do before it was mandated by the council. Yes, that is correct. The city of fate was clear on what they wanted. Evertime we do things with land use we are being watched on how we are voting on a fair case. Consider that the applicant has worked very hard. And the citixens want this.

Tamara agree she voted for alcohol sales in city but not necesarilly the area.

Lance - the current zoning, why are we doing a sup for gas pumps. They are authorized with approval of SUP.

Blake recapped why the two items (alcohol sales and gas pump sales) shouldn't be separated for consideration.

Allen- they met all of the recommendations from P&Z, yes all but 2 that will told them not to do. There are people looking at what we are doing. It is something we should consider.

(2) Applicant Presentation;

Hossain Makvandi made a presentation on his SUP application.

(3) Discuss, Consider, And Take Any Necessary Action Regarding Ordinance No. O-2019-020 - Amending The Comprehensive Zoning Ordinance By Approving A Special Use Permit For "Gasoline Sales Pumps" And "Alcoholic Beverage Sales (As Primary Use, Includes Beer And Wine Sales As Accessory Use)" To Authorize Gas Sales And A Liquor Store On Property Located At 2975 Hwy 66, CAD Property Id 50543; Amending The Official Zoning Map; Providing A Penalty Up To \$2,000 Per Day; Providing For Savings, Severability, And Declaring An Effective Date. TABLED BY COUNCIL ON NOVEMBER 5, 2018 And FEBRUARY 4, 2019.

There were several citizens requesting to address the Council related to this agenda item therefore Mayor Burger opened a public hearing at 9:38 p.m.

Linda Ghormley, 1191 Stodhill Road, spoke in opposition to the SUP application.

Brian Hedrick, 1075 North Stodghill Road, spoke in opposition to the SUP application.

Nikki Robinson, 406 Phillips Court, spoke in favor of the SUP application.

Maryion Miller, 8 Hillside Drive, spoke in opposition to the SUP application.

David Menith, 885 North Stodghill Road, spoke in opposition of the SUP application.

There was no one else present wishing to speak.

Mayor Burger closed the public hearing at 9:58 p.m.

Discussion ensued among the Council regarding the SUP application at which time Council Members Fisher and Hamilton expressed opposition to the SUP application based on feedback received by those who spoke in opposition of the application.

Council Member Billings made a motion to approve Ordinance No. O-2019-020 - Amending The Comprehensive Zoning Ordinance By Approving A Special Use Permit For "Gasoline Sales Pumps" And "Alcoholic Beverage Sales (As Primary Use, Includes Beer And Wine Sales As Accessory Use)" To Authorize Gas Sales And A Liquor Store On Property Located At 2975 Hwy 66, CAD Property Id 50543; Amending The Official Zoning Map; Providing A Penalty Up To \$2,000 Per Day; Providing For Savings, Severability, And Declaring 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 Megyesi, Buchanan, Robbins, and Billings.

Nays: Council Members Fisher and Hamilton.

Mayor Burger declared the motion failed.

F. Discuss, Consider, And Take Any Necessary Action Regarding Appointing Members To The Fate Development Corporation Board Of Directors.

(1) Interview Candidates For Non-Council Class Members;

The Council interviewed the following Non-Council Class Member Candidates that were present at the meeting, allowing each Candidate to provide a brief introduction and answer questions from the Council:

- Mike Reynolds
- Ian Fields

(2) Accept Nominations For Non-Council Class Member;

Council Member Megyesi nominated Ian Fields.

Council Member Billings nominated Mike Reynolds.

There were no other nominations.

The vote on the nominations was as follows:

Council Member Billings made a motion to appoint Ian Fields and Mike Reynolds to the FDC as Non-Council Class Members.

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, Buchanan, Robbins, Billings, and Hamilton.

Nays: None

Mayor Burger declared the motion carried unanimously.

(3) Accept Nominations For Council Class Members;

Council Member Robbins made a motion to appoint David Billings and Blake Buchanan to the FDC as Council Class Members.

Mayor Burger seconded the motion.

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

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

Nays: None

Mayor Burger declared the motion carried unanimously.

(4) Discuss, Consider, And Take Any Necessary Action Regarding Resolution No. R-2019-034- Appointing Members To The Fate Development Corporation Board Of Directors.

Council Member Robbins made a motion to approve Resolution No. R-2019-034 appointing the following members to the Fate Development Corporation Board of Directors:

- Council Class Member David Billings – Term expires – July 2021
- Council Class Member Blake Buchanan – Term expires – July 2021
- Non-Council Class Member Mike Reynolds – Term expires – July 2021
- Non-Council Class Member Ian Fields – Term Expires – July 2021

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, Buchanan, Robbins, Billings, and Hamilton.

Nays: None

Mayor Burger declared the motion carried unanimously.

G. Discuss, Consider, And Take Any Necessary Action Regarding Appointing Members To The Fate Municipal Development District No. 1 Board Of Directors.

(1) Interview Candidates;

The Council interviewed the following Applicants that were present at the meeting, allowing each Candidate to provide a brief introduction and answer questions from the Council:

- Lorne Megyesi requested the Council remove his name from consideration of appointment to the MDD.
- Nikki Robinson

(2) Accept Nominations;

Council Member Hamilton nominated Nikki Robinson.

Mayor Burger nominated Allen Robbins.

Mayor Burger nominated Tamara Fisher.

Council Member Fisher nominated Joe Burger.

The vote on the nominations was as follows:

Nikki Robinson received six votes.

Allen Robbins received four votes.

Tamara Fisher received six votes.

Joe Burger received five votes.

(3) Discuss, Consider, And Take Any Necessary Action Regarding Resolution No. R-2019-035- Appointing Members To The Fate Municipal Development District No. 1 Board Of Directors.

Council Member Billings made a motion to approve Resolution No. R-2019-035 – Appointing the following members to the Date Municipal Development District Board of Directors:

- Place 1 – Nikki Robinson – term expires – July 2021
- Place 2 – Joe Burger – term expires – July 2021
- Place 3 – Tamara Fisher – term expires – July 2021

Council Member Megyesi seconded the motion.

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

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

Nays: None

Mayor Burger declared the motion carried unanimously.

H. Discuss, Consider, And Take Any Necessary Action Regarding Appointing Members To The Planning And Zoning Commission.

(1) Interview Candidates;

The Council interviewed the following Applicants that were present at the meeting, allowing each Candidate to provide a brief introduction and answer questions from the Council:

- John Stacy
- Lorne Megyesi
- Heather Welch-Westfall
- Larry Sellers
- Laura White
- Scott Kelley
- Nikki Robinson- requested the Council remove her name from consideration of appointment to the P&Z Commission.

(2) Accept Nominations;

Council Member Billings nominated Chelsea Priest.

Council Member Buchanan nominated John Stacy.

Council Member Robbins nominated Scott Kelley.

Council Member Fisher nominated Lorne Megyesi.

Council Member Fisher nominated Larry Sellers.

Council Member Billings nominated Laura White.

The vote on the nominations was as follows:

Chelsea Priest received four votes.

John Stacy received five votes.

Scott Kelley received six votes.

Lorne Megyesi received three votes.

Larry Sellers received two votes.

Lara White received one vote.

(3) Discuss, Consider, And Take Any Necessary Action Regarding R-2019-036- Appointing Members To The Planning And Zoning Commission.

Council Member Robbins made a motion to approve Resolution No. R-2019-036 – appointing the following members to the Planning and Zoning Commission:

- Chelsea Priest – Term expires – July 2021
- John Stacy – Term expires – July 2021
- Scott Kelley – Term expires – July 2021

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, Buchanan, Robbins, Billings, and Hamilton.

Nays: None

Mayor Burger declared the motion carried unanimously.

I. Discuss, Consider, And Take Any Necessary Action Regarding Appointing Members To The Zoning Board Of Adjustment.

(1) Interview Candidates;

The following applicants were present and expressed interest in serving on the ZBA, but did not interview because they were interviewed earlier in the meeting:

- Heather Welch-Westfall
- Larry Sellers

(2) Accept Nominations;

Council Member Billing nominated Michelle Johnson.

Council Member Buchanan nominated Kevin Lanier, Heather Welch-Westfall and Larry Sellers.

Council Member Robbins nominated Zachary Romans.

Council Member Fisher nominated Kevin Fisher.

Council Member Hamilton nominated Danyell Lanier and Delleez Dennis.

The vote on the nominations was as follows:

Michelle Johnson received two votes.

Kevin Lanier received four votes.

Heather Welch-Westfall received seven votes.

Larry Sellers received six votes.

Zachary Romans received three votes.

Kevin Fisher received two votes.

Danyell Lanier received two votes.

Delleez Dennis received one vote.

(3) Discuss, Consider, And Take Any Necessary Action Regarding Resolution No. R-2019-037- Appointing Members To The Zoning Board Of Adjustment.

Council Member Robbins made a motion to approve Resolution No. R-2019-037 – appointing the following members to the Zoning Board of Adjustment:

- Heather Welch-Westfall – Place 2 – Term expires – July 2021
- Larry Sellers – Place 3 – Term expires – July 2021
- Zachary Romans – Place 4 – Term expires – July 2021
- Kevin Lanier – Alternate 1 – Term expires – July 2021

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, Buchanan, Robbins, Billings, and Hamilton.

Nays: None

Mayor Burger declared the motion carried unanimously.

J. Discuss, Consider, And Take Any Necessary Action Regarding Appointing Members To The Parks And Recreation Advisory Board.

(1) Interview Candidates;

The Council interviewed the following Applicants that were present at the meeting, allowing each Candidate to provide a brief introduction and answer questions from the Council:

- Virginia Harris

(2) Accept Nominations;

Council Member Billings nominated Merle Jacobson.

Council Member Buchanan nominated Virginia Harris.

Mayor Burger nominated Megan Shutt.

Council Member Hamilton nominated Delleez Dennis.

There were no other nominations therefore a vote was not needed.

(3) Discuss, Consider, And Take Any Necessary Action Regarding Resolution No. R-2019-038- Appointing Members To The Parks And Recreation Advisory Board.

Council Member Buchanan made a motion to approve Resolution No. R-2019-038 – appointing the following members to the Parks and Recreation Advisory Board:

- Virginia Harris – Term expires – July 2021
- Merle Jacobson – Term expires – July 2021
- Megan Shutt – Term expires – July 2021
- Delleez Dennis – Term expires – July 2021

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, Buchanan, Robbins, Billings, and Hamilton.

Nays: None

Mayor Burger declared the motion carried unanimously.

K. Discuss, Consider, And Take Any Necessary Action Regarding Appointing An Ad Hoc Member To The Capital Impact Advisory Committee.

(1) Interview Candidates;

There were no applicants present.

(2) Accept Nominations;

Council Member Billings nominated Brian Farrell.

There were no other nominations therefore a vote was not needed.

(3) Discuss, Consider, And Take Any Necessary Action Regarding R-2019-039 - Appointing An Ad Hoc Member To The Capital Impact Advisory Committee.

Council Member Robbins made a motion to approve Resolution No. R-2019-039 – appointing the following Ad Hoc Member to the Capital Impact Advisory Committee:

- Brian Farrell – Term Expires – July 2021

Council Member Buchanan seconded the motion.

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

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

Nays: None

Mayor Burger declared the motion carried unanimously.

L. Discuss, Consider, And Take Any Necessary Action Regarding Resolution No. R-2019-040 - Establishing An Ad Hoc Committee To Review Legal Service Delivery Options; Appointing Members To The Committee; And Providing An Effective Date.

Mayor Burger explained the agenda item was provided at his request to consider how to proceed with city legal services. Discussion ensued among the Council regarding the purpose and composition of the committee.

Council Member Buchanan made a motion to form an ad hoc committee to explore cost benefit options for legal services.

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 Buchanan, Robbins, Billings, and Hamilton.

Nays: Council Members Megyesi and Fisher.

Mayor Burger declared the motion carried unanimously.

Council Member Robbins nominated Council Member Buchanan, however, Council Member Buchanan could not accept the nomination because he will be on assignment the month of July. Council Member Robbins withdrew his nomination.

Council Member Fisher nominated Council Member Robbins.

Council Member Buchanan nominated Council Member Megyesi.

There were no other nominations.

Council Member Billings made a motion to approve Resolution No. R-2019-040 – appointing Allen Robbins and Lance Megyesi to the Ad Hoc Legal Services committee with aide by Blake Buchanan.

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, Buchanan, Robbins, Billings, and Hamilton.

Nays: None

Mayor Burger declared the motion carried unanimously.

7. MAYOR, COUNCIL, AND CITY MANAGER REPORTS

Regarding Items Of Community Interest – Pursuant To Texas Government Code Section 551.0415 The Mayor, Council And City Manager May Report On The Following Items: (1) Expression Of Thanks, Congratulations Or Condolences; (2) Information About Holiday Schedules; (3) Recognition Of Individuals; (4) Reminders About Upcoming City Council Events; (5) Information About Community Events; (6) Announcements Involving Imminent Threat To Public Health And Safety.

A. Mayor's Report

Mayor Burger wished everyone a happy 4th of July.

B. Council Reports

Council Member Hamilton wished everyone a Happy Father's Day.

Council Member Billings expressed appreciation to those that attended the meeting and applied to serve on a board or commission.

Council Member Robbins expressed thanks to those that attended the meeting.

Council Member Fisher expressed appreciation to those that attended the meeting and said it was nice to see the Council Chambers full of people.

C. City Manager's Report

City Manager Michael Kovacs announced the following upcoming meetings/events:

- Planning and Zoning Commission meeting for June 2019 was cancelled.
- City Council meeting for July 1, 2019 was cancelled.
- Budget Workshop – July 9, 2019 at 6:00 p.m.

8. 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 Montarra Litigation

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. City Attorney

The item was read and Mayor Burger recessed the meeting at 11:15 p.m. and convened Executive Session at 11:19 p.m.

9. 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 1:20 a.m. on June 18, 2019 and Mayor Burger reconvened the meeting of the City Council at 1:24 a.m. on June 18, 2019.

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

8A. 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 Montarra Litigation

No action was taken on this item.

8B. 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. City Attorney

No action was taken on this item.

10. ADJOURNMENT

There was no further business before the Council and Council Member Billings 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, Buchanan, Robbins, Billings, and Hamilton.

Nays: None

Mayor Burger declared the motion carried unanimously and the meeting adjourned at 1:24 a.m. on June 18, 2019.

APPROVED BY THE CITY COUNCIL ON THIS THE 15th DAY OF JULY, 2019.

APPROVED:

Joe Burger, Mayor

ATTEST:

Victoria Raduechel, TRMC
City Secretary