



Regular Session Minutes

CITY OF WOLFE CITY

February 13, 2023

1. Call to Order

2. City Council Roll Call to determine quorum

*Roll call by City Secretary Quorum was determined.
5 present Jamie Moore, Deana Williams, Betty Malone, Cory McElwrath,
Anthony Cruz*

3. Invocation

Invocation by Mayor Sharion Scott

4. Pledge of Allegiance

5. Presentations

Chief Ivy to swear in Lieutenant Mike Gonzalez.

Chief Ivy swore in Lieutenant Mike Gonzalez

No other presentations

6. Citizens to be Heard – *The City Council invites citizens to address the Council on any topic not already scheduled for a Public Hearing. Citizens wishing to speak must sign in on the available sheet prior to the meeting. Speakers are limited to 3 minutes and should conduct themselves in a civil manner. In accordance with the Texas Open Meetings Act, the City Council cannot take action on items not listed on the agenda. However, your concerns will be addressed by City Staff; they may be placed on a future agenda or may be addressed by some other course of response.*

No citizens signed up to speak.

7. Approve/accept Consent Calendar

City Council Meeting Minutes – Regular Meeting January 9, 2023

Motion by Jamie Moore to approve the January 9, 2023 Regular Meeting Minutes

2nd by Cory McElwrath

All in favor

Motion passed

8. Approve/accept City Staff/City Council Reports or Proposed Agenda Items *(Non-agenda items may only be discussed by Councilmembers if the Councilmembers do so for the purpose of proposing that those items be placed on a future agenda.)*

Police Department Report, WCPD full time position filled + discussion of WCPD structure; Court Clerk/Water Clerk report; Public Works Dept., including work order report. City Secretary report & financial reports; Mayor's reports

Chief Ivy gave the city council a history of Lieutenant Gonzalez's work history in law enforcement and mental health.

Chief Ivy also explained how the acquisition of the 2017 Explorer was made through the Allen PD and hopes to be able to acquire 2 other vehicles in the future to replace the aging WCPD fleet.

Mayor Scott told the council that we needed to contact Sanitation Solutions for demolition of 211 N Austin

Motion by Cory McElwrath to approve all the city staff reports as presented.

2nd by Anthony Cruz

All in favor

Motion passed

9. Ordinances and Resolutions

- A. Discussion and/or action to approve RESOLUTION NO. 2023-0213 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOLFE CITY, TEXAS, AUTHORIZING THE EXECUTION OF PARTICIPATION AND RELEASE AGREEMENTS FOR GLOBAL OPIOID SETTLEMENTS BETWEEN THE CITY OF WOLFE CITY, TEXAS AND ALLERGAN PHARMACEUTICALS, CVS HEALTH, WALGREENS, AND WALMART; AUTHORIZING THE MAYOR, CITY SECRETARY AND/OR CITY ATTORNEY OR THEIR DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS IN CONNECTION WITH THE ABOVE ON BEHALF OF THE CITY OF WOLFE CITY, TEXAS; AND PROVIDING AN EFFECTIVE DATE.

Motion by Deana Williams to approve RESOLUTION NO. 2023-0213 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOLFE CITY, TEXAS, AUTHORIZING THE EXECUTION OF PARTICIPATION AND RELEASE AGREEMENTS FOR GLOBAL OPIOID SETTLEMENTS BETWEEN THE CITY OF WOLFE CITY, TEXAS AND ALLERGAN PHARMACEUTICALS, CVS HEALTH, WALGREENS, AND WALMART; AUTHORIZING THE MAYOR, CITY SECRETARY AND/OR CITY ATTORNEY OR THEIR DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS IN CONNECTION WITH THE ABOVE ON BEHALF OF THE CITY OF WOLFE CITY, TEXAS; AND PROVIDING AN EFFECTIVE DATE.

2nd by Betty Malone

All in favor

Motion passed

10. City Council Discussion

- A. Discussion and/or to approve Racial Profiling Report as presented.

Motion by Jamie Moore to approve the Racial Profiling Report for the reporting period 1.1.22 thru 1.31.23

2nd by Betty Malone All in favor Motion passed

- B. Discussion and/or action to approve a contingent fee contract with Perdue Brandon Fielder Collins and Mott, LLP pursuant to Article 103.0031 of the Code of Criminal Procedure, said contract being for the collection of delinquent government receivables owed to City of Wolfe City and notice of said contract is posted with the agenda in accordance with Section 2254 of the Government Code.

Proposal presented by Patrick McArthur and Patrick Woods of Perdue Brandon Fielder Collins and Mott, LLP

Motion by Betty Malone to approve a contingent fee contract with Perdue Brandon Fielder Collins and Mott, LLP pursuant to Article 103.0031 of the Code of Criminal Procedure, said contract being for the collection of delinquent government receivables owed to City of Wolfe City and notice of said contract is posted with the agenda in accordance with Section 2254 of the Government Code.

2nd by Anthony Cruz All in favor Motion passed

- C. Discussion and/or action to approve proposal from America's Code Enforcement for code enforcement.

Motion by Betty Malone to table until March meeting. Contract needs more clarification.

2nd by Anthony Cruz All in favor Motion passed

City Attorney to review contract and make suggested changes.

- D. Discussion and/or action to approve proposal from All American Dogs for animal control.

Motion by Deana Williams to table until March meeting. Contract needs more clarification.

2nd by Betty Malone All in favor Motion passed

City Attorney to review contract and make suggested changes.

- E. Discussion and/or action to review and approve ORDINANCE NO. 2023-0213A RESIDENTIAL SELF-READ WATER METER POLICY/PROGRAM.

Motion by Anthony Cruz to table and make additional changes to the proposed ordinance for presentation at the March Meeting

***2nd by Cory McElwrath For - Anthony Cruz, Cory McElwrath, Jamie Moore
2 Against - Deana Williams, Betty Malone***

Motion passed 3 for to 2 against

- F. Discussion of newly acquired WCPD 2017 Explorer patrol car.

The purchase of the 2017 Explorer for the WCPD was covered during the city staff reports by Chief Ivy. He is waiting for the graphics to be completed and installed so the car will be easily identified as a WCPD vehicle.

- G. Discussion to move the 2013 Ford F150 from WCPD to Public Works Department.

The 2013 F-150 will be moved back to the Public Works Department to be used as another service truck for that department.

- H. Discussion of drainage at the intersection of Hanna & Jackson

Joe Hodge gave some suggestions how to make the drainage better in this area. Clean ditches on West side of Jackson south of Hanna. Noticed that there are some culverts clogged and causing the water to flow over the road.

Mayor Scott asked that we contact Jeremy to look at the drainage where Joe suggested.

The Mayor asked Taunia Land to talk with her father to set up a time to meet at City Hall to discuss the drainage concerns.

- I. Discussion and/or action to approve further action for auto read meters.

N/A Moved to March agenda

11. Executive Session

- A. Section 551.071 (1) & (2) Consultation with City Attorney on any regular session agenda item requiring confidential, attorney/client advice necessitated by the deliberation or discussion of said items (as needed). Daniel Ray, City Attorney
- B. Section 551.071 - seek advice from City Attorney about pending or contemplated litigation, settlement offers, or any matter in which the duty of the attorney to the City Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act; Overdue Utility Accounts; Status update and legal advice on Shawn Lucas pending litigation - Daniel Ray, City Attorney
- C. Section 551.071 - seek advice from City Attorney about pending or contemplated litigation, settlement offers, or any matter in which the duty of the attorney to the City Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act; Overdue Utility Accounts; Status update and legal advice on Shawn Lucas pending litigation - Daniel Ray, City Attorney
- D. As permitted by Texas Government Code §551.071 (1) and (2), Consult with Attorney Concerning any Pending or Contemplated Litigation, by or against Wolfe City, and/or discussion of Firefly lawsuit settlement and American Safety litigation-Daniel Ray, City Attorney
- E. Govt. Code §551.074 - discuss/deliberate the appointment, employment, evaluations, or dismissal of City Employees, compensation, reassignment, duties, discipline, or dismissal of a public officer or city employee with respect to payroll and contract labor considerations.
- F. Govt. Code §551.072 - deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the city negotiations with respect to city utility lines.

No items for Executive Session

12. Take action on any item discussed in Executive Session

No Action

13. Discussion of take aways and assigned tasks.

***Sondra - Contact Jeremy to look at drainage issues for Hanna @ Jackson
Make changes to self-read meter ordinance & send to City
Council for review before March meeting***

Aaron- Review code enforcement contract & animal control contract

14. NEXT MEETING DATE - **March 13, 2023**

15. Adjourn

Motion to adjourn by Anthony Cruz

2nd by Deana Williams

All in favor

Meeting adjourned @ 7:57 pm



Sondra LaFavers, City Secretary