



# Minutes

## Regular City Council Meeting

**CITY OF WOLFE CITY**

**October 9, 2023**

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### Regular Session Minutes

1. Call to Order

*Meeting called to order by Mayor Malone @ 6:02 pm*

2. City Council Roll Call to determine quorum

*Roll call by City Secretary LaFavers*

*Present: Cory McElwrath, Anthony Cruz, Joel Hodge*

*Absent: Amy Pickering*

*A quorum was determined to be present*

3. Invocation

*Invocation by Anthony Cruz*

4. Pledge of Allegiance

5. Presentations

*No presentations*

6. Citizens to be Heard

*No citizens to be heard*

7. Approve/accept Consent Calendar

City Council Meeting Minutes – Regular Meeting minutes September 11, 2023;  
Special Meeting minutes September 18, 2023;  
Special Meeting minutes September 25, 2023

*Motion by Anthony Cruz to approve city council minutes from Regular Meeting minutes September 11, 2023; Special Meeting minutes September 18, 2023; Special Meeting minutes September 25, 2023*

*2<sup>nd</sup> by Joel Hodge*

*All in favor*

*Motion passed*

*Mayor Malone requested the meeting adjourn into Executive Session @ 6:05 pm*

***Meeting reconvened into regular session 6:34 pm***

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; Court Clerk/Water Clerk report.  
Public Works Dept., including work order report.  
City Secretary report & financial reports; Mayor's reports

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

***2<sup>nd</sup> by Anthony Cruz                      All in favor                      Motion passed***

9. Ordinances and Resolutions

***N/A***

10. City Council Discussion

- A. Discussion and/or action to approve the revised Wolfe City EDC By-laws as presented.

***Motion by Anthony Cruz to approve the revised Wolfe City EDC By-laws as presented.***

***2<sup>nd</sup> by Cory McElwrath                      All in favor                      Motion passed***

- B. Discussion and/or action to accept the resignation of Deana Williams resignation from City Council

***Motion by Anthony Cruz to accept the resignation of Deana Williams  
resignation from City Council effective September 26, 2023***

***2<sup>nd</sup> by Joel Hodge                      All in favor                      Motion passed***

- C. Discussion and/or action to appoint a Mayor Pro tem

***Motion by Joel Hodge to appoint Amy Pickering as Mayor Pro tem***

***2<sup>nd</sup> by Cory McElwrath                      All in favor                      Motion passed***

- D. Discussion and/or action to appoint a Water Committee according to Resolution No. 2019-1209

***Motion by Anthony Cruz to appoint Cory McElwrath, Amy Pickering & Betty Malone to the  
Water Committee to fill committee position per Resolution No. 2019-1209***

***2<sup>nd</sup> by Joel Hodge                      All in favor                      Motion passed***

11. Executive Session

***No additional 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.

12. Take action on any item discussed in Executive Session

*N/A*

13. Discussion of take aways and assigned tasks.

*No tasks assigned*

14. NEXT MEETING DATE – **November 13, 2023**

15. Adjourn

*Motion to adjourn by Cory McElwrath*

*2<sup>nd</sup> by Anthonng Cruz*

*All in favor*

*Meeting adjourned @ 7:14 pm*



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*Sondra LaFavers, City Secretary*