



Minutes

Regular City Council Meeting

CITY OF WOLFE CITY

September 11, 2023

**Regular Session Minutes
6:00 p.m.**

1. Call to Order

Meeting called to order by Mayor Pro-tem Deana Williams @ 6:01 pm

2. City Council Roll Call to determine quorum

Roll call by City Secretary, Sondra LaFavers

Present: Anthony Cruz, Amy Pickering, Joel Hodge, Deana Williams, Betty Malone

All present

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 – *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.*

- #1 *Kennedy Duri with Duri Properties address the city council about his proposal to extend Austin Street South of Turner St. He asked if the city would have any incentives for him to fund this project. He is wanting to build 4 houses along this extension, as well as on San Antonio where he has already built 1 new home. This item will be placed on the October Agenda.*

Motion to adjourn into Executive session by Betty Malone.

2nd by Deana Williams

All in favor

Motion passed

Entered Executive Session @ 6:13 pm

Reconvene into regular session @ 6:45 pm

7. Discussion and/or action to appoint interim Mayor following the resignation of Jamie Moore.

Motion by Anthony Cruz to appoint Betty Malone as interim Mayor following the resignation of Jamie Moore.

2nd by Amy Pickering Betty Malone Abstained, All others in favor, Motion passed

8. Discussion and action to appoint interim city council member to fill vacant council seat.

Motion by Anthony Cruz to appoint Cory McElwrath as interim city council member to fill Betty Malone's vacant council seat.

2nd by Deana Williams All in favor Motion passed

9. Approve/accept Consent Calendar

City Council Meeting Minutes – Regular Meeting minutes August 14, 2023;
Special Meeting minutes August 18, 2023;
Special Meeting minutes August 28, 2023

Motion by Amy Pickering to approve the consent calendar

2nd by Anthony Cruz All in favor Motion passed

10. 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 Anthony Cruz to approve the City Staff reports as presented

2nd by Betty Malone All in favor Motion passed

11. Ordinances and Resolutions

A. Discussion and/or action to approve **ORDINANCE NO. FY 2024, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WOLFE CITY, TEXAS, APPROVING THE ANNUAL BUDGET OF THE CITY FOR THE FISCAL YEAR THEREOF COMMENCING ON THE 1st DAY OF OCTOBER 2023, AND ENDING ON THE 30th DAY OF SEPTEMBER, 2024; AND PROVIDING AN EFFECTIVE DATE.**

Motion by Betty Malone to approve the ORDINANCE NO. FY 2024, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WOLFE CITY, TEXAS, APPROVING THE ANNUAL BUDGET OF THE CITY FOR THE FISCAL YEAR THEREOF COMMENCING ON THE 1st DAY OF OCTOBER 2023, AND ENDING ON THE 30th DAY OF SEPTEMBER, 2024; AND PROVIDING AN EFFECTIVE DATE.

2nd by Joel Hodge All in favor Motion passed

- B. Discussion and/or action to approve **ORDINANCE NO. 2023-0911, AN ORDINANCE LEVYING A TAX RATE FOR THE CITY OF WOLFE CITY, TEXAS FOR THE TAX YEAR 2023**

Motion by Betty Malone to approve the ORDINANCE NO. 2023-0911, AN ORDINANCE LEVYING A TAX RATE FOR THE CITY OF WOLFE CITY, TEXAS FOR THE TAX YEAR 2023

<i>Total Tax Rate</i>	<i>\$0.516295/\$100</i>	
	<i>Maintenance & Operations</i>	<i>\$0.355431/\$100</i>
	<i>Interest & Sinking, Debt Obligation</i>	<i>\$0.160864/\$100</i>

2nd by Amy Pickering All in favor Motion passed

- C. Discussion and/or action to approve **TMRS Ordinance NO. 2023-0911A**

Motion by Betty Malone to approve the TMRS Ordinance NO. 2023-0911A

2nd by Deana Williams All in favor Motion passed

12. City Council Discussion

- A. Discussion and/or action to approve contract for demolition of 106 W. Main property, prop ID 74353 owned by the WCEDC.

Motion by Anthony Cruz to approve the contract for demolition of 106 W. Main property, prop ID 74353 owned by the WCEDC.

2nd by Betty Malone All in favor Motion passed

- B. Discussion and/or action to approve appointment of Joel Berger to fulfill the interterm of Kristin Price because of her resignation from the WCEDC board.

Motion by Anthony Cruz to approve appointment of Joel Berger to fulfill the interim seat of Kristin Price because of her resignation from the WCEDC board.

2nd by Betty Malone All in favor Motion passed

- C. Discussion and/or action to approve location of PA system control panel + discussion of the firewall installation & monthly charge for internet service.

Motion by Anthony Cruz to approve location of PA system control panel + discussion of the firewall installation & monthly charge for internet service.

2nd by Betty Malone with the addition of WCEDC paying for the additional monthly charge for internet service.

All in favor Motion passed

- D. Discussion and/or action to approve revised WCEDC By-Laws.

Motion by Anthony Cruz to approve revised WCEDC By-Laws.

2nd by Betty Malone

All in favor

Motion passed

- E. Discussion and/or action to approve WCEDC FY2024 budget

Motion by Anthony Cruz to approve WCEDC FY2024 budget.

2nd by Betty Malone

All in favor

Motion passed

- F. Discussion and/or action to approve WCPD body cam lease/purchase using 1033 Program funds.

Motion by Joel Hodge to approve WCPD body cam lease/purchase from LensLock, Inc. using 1033 Program funds for FY2024 and additional years to be included in the WCPD General Fund Budget.

2nd by Amy Pickering

All in favor

Motion passed

- G. Discussion and/or action to approve WC Police Department remodel budget using 1033 Program funds.

Motion by Anthony Cruz to approve WC Police Department remodel budget using 1033 Program funds with a not to exceed of \$30,000.00.

2nd by Deana Williams

All in favor

Motion passed

- H. Discussion and/or action to approve WCPD vehicle purchase budget using 1033 Program funds

Motion by Anthony Cruz to approve WCPD vehicle purchase budget for 2 additional unites, using 1033 Program funds with a not to exceed of \$35,000.00 which includes the cost of the vehicles + WCPD wrap + possible maintenance updates.

2nd by Amy Pickering

All in favor

Motion passed

- I. Discussion and/or action to approve city garbage and residential dumpster policy.

Motion by Deana Williams to approve city garbage and residential dumpster policy effective September 2023.

2nd by Joel Hodge

All in favor

Motion passed

- J. Discussion and/or action to add Lisa McKenzie to Alliance Bank cash management module for City of Wolfe City specified accounts.

Motion by Anthony Cruz to approve to add Lisa McKenzie to Alliance Bank cash management module for City of Wolfe City specified accounts.

2nd by Amy Pickering

All in favor

Motion passed

13. 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.

14. Take action on any item discussed in Executive Session

15. Discussion of take aways and assigned tasks.

Sondra LaFavers - schedule special meeting time for Monday, September 18, 2023 and notify council members.

16. NEXT MEETING DATE - **October 9, 2023**

17. Adjourn

Motion to adjourn by Anthony Cruz

2nd by Betty Malone

All in favor

Meeting adjourned @ 8:03 pm

Lisa McKenzie

Lisa McKenzie, City Clerk

Approved by:

Sondra LaFavers

Sondra LaFavers, City Secretary