

Interim City Manager
Shirley Holm

Interim City Secretary
D'Ann Lane

Interim City Attorney
Carlos Valdez

City of George West



Mayor
Andrew J. Garza

Mayor Pro-Tem
Jearl Rannefeld

Council
Kitley Wasicek
Patricia Clifton
Rindle Wilson

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Regular Session City Council Meeting Minutes – December 20, 2018

MINUTES

- I. The City Council met in Regular Session with Mayor Andrew Garza Calling the meeting to order at 6:30 p.m.
- II. Roll call by Interim City Secretary D'Ann Lane.

Council present: Mayor Andrew Garza, Council Members Kitley Wasicek, Patricia Clifton, Rindle Wilson, and Jearl Rannefeld

Council Absent: None

Staff Present: D'Ann Lane, Haley Maywald, Shirley Holm, Catherine Bonnell, JR Higgins, and Chief David Perkins

Attorney Present: Carlos Valdez and Epi Ysassi

Guest Present: See Sign-In Sheet
- III. Council Member Rindle Wilson gave the Invocation.
- IV. Interim City Secretary D'Ann Lane led the Pledge of Allegiance to the United States Flag.
- V. Interim City Secretary D'Ann Lane led the Pledge of Allegiance to the Texas Flag.
- VI. Public Comments were given by:
 1. John Walker- Made public comments thanking Attorney Carlos Valdez, for his service to the City, professionals make a difference.
 2. Rodney Wilson- Thanked Attorney Carlos Valdez for his professional leadership.
 3. Mary Margaret Campbell- Mary Margaret Campbell updated the public on how great

of a turnout Storyfest, was this year.

4. Grace Wilson- Thanked Attorney Carlos Valdez, for his service to the community.

VII. **Announcements and Correspondence**

Artisan Market Days

Mayor Andrew Garza, thanked everyone that helped make Lighting of the Park a success.

Council Member Pat Clifton, talked about how successful Winterfest was this year.

Mayor Andrew Garza, presented Carlos Valdez with a key to the city.

CONSENT AGENDA:

1. Approval of Minutes:

- a.) Regular Session City Council Meeting – 08-16-2018
- b.) Special Session City Council Meeting – 08-25-2018
- c.) Special Session City Council Meeting – 09-08-2018
- d.) Regular Session City Council Meeting - 10-18-2018
- e.) Special Session City Council Meeting – 10-23-2018
- f.) Special Session City Council Meeting – 11-05-2018
- g.) Special Session City Council Meeting – 11-12-2018
- h.) Regular Session City Council Meeting - 11-15-2018
- i.) Special Session City Council Meeting – 11-19-2018

2. Consideration and Action to approve the SECOND READING of Ordinance No. 854, PROVIDING FOR THE REALIGNMENT OF THE ANIMAL CONTROL DEPARTMENT TO BECOME PART OF THE GEORGE WEST PUBLIC WORKS DEPARTMENT AND SUBJECT TO THE SUPERVISION OF THE PUBLIC WORKS DIRECTOR; PROVIDING A SAVINGS AND SEVERABILITY CLAUSE; REPEALING ORDINANCES IN CONFLICT AND PROVIDING AN EFFECTIVE DATE.

3. Consideration and Action to change the time of the January City Council Regular Session Meeting to 6:30 p.m.

Mayor Garza, asked if anything needed to be pulled from the consent agenda, nothing was pulled so Mayor called for a vote. All in favor. Motion carried.

PRESENTATIONS:

4. **Engineer's Report by LNV** was given by Grady Atkinson. Grady, updated the council on the wastewater treatment plant. It is currently not meeting TCEQ requirements, in regards to soil and clay. They are at the stage where they need to find out if the city actually needs this,

or if there is a way to reallocate the money. Grady, explained how there are lots of wastewater treatment plants, similar in size that do not have a pond. Gravity all leads to the pond. They did inspections and witnessed the headworks, and how the flows changed. Does the city actually need the pond? The bar screen we have currently is 2 foot by 2 foot, and has to catch all the debris. Someone has to be out there and manually clean the screen, if not it backs into the pond. LNV, thinks the source of the problems are the headworks. They believe if they install an automatic bar rake that would help clean out the debris it cleans the screen 24/7. The city's average flow rate is at about 150,000 gallons per day, and the wastewater treatment plant is graded for 539,000 gallons per day. During the rain they witnessed it already going into overflow, that could be due to the sludge. LNV can't say 100% that the plant will be able to operate properly during a rain event. LNV sent a request to TCEQ, because the soil barely does not meet requirements. The requirements set by TCEQ, are to prevent wastewater from seeping down into the groundwater. The aquifer is about 500 foot deep. A report done in 1961 stated that there is a clay layer at 200 feet. The proposal for the bar rake from Vision Equipment was \$94,500 for equipment, plus an \$18,000 installation fee the total would be \$112,500. This total is the total before they bid it out formally. If TCEQ, accepts the proposal the bid packet will take LNV, a week to prepare and they will have to advertise for 15 days.

BUSINESS:

5. **Consideration and Action** to approve LNV's Contract for Professional Services for TxCDBG Project No. 7218161, in the amount of \$43,800.00.

Council member Kitley Wasicek, made a motion to move agenda item #5 as read, seconded by Council Member Pat Clifton. Open for discussion. All in favor. Motion carries.

6. **Consideration and Action** to review applications and distribute Hotel Occupancy Tax accordingly for the year 2019.

Council Member Pat Clifton, made a motion to move agenda item #6 as read, seconded by Council Member Jearl Rannefeld. Open for discussion.

Chamber of Commerce- Rena, was not able to attend but they asked for the same amount as last year.

Winterfest- Brandi McClendon, asked for the same amount as last year. Ms. McClendon, gave some examples of what people have told her about their experiences at Winterfest. Winterfest would not be possible without the funds from the city.

Storyfest- Mary Margaret Campbell, Storyfest would not be a success without the funds from the city. PD was a huge help this year with getting the vendors in and made the process a lot smoother.

Shirley Holm, gave a brief on the numbers for the HOT funds. The Chamber of Commerce and Storyfest have each received 35% and Winterfest has received 30%. The Chamber of Commerce and Storyfest have received \$27,134.59. Winterfest has received \$23,566.80.

Mayor opened it for discussion.

Mayor entertained a motion to amend agenda item #6 by adding by distributing 35% to the Chamber of Commerce, 35% to Storyfest, and 30% to Winterfest not to exceed a total of \$100,000 for 2019.

Council Member Pat Clifton, moved to amend agenda item #6, seconded by Council Member Rindle Wilson.

Mayor Garza, called for a vote.

Kitley Wasicek- Aye
Pat Clifton-Aye
Rindle Wilson-Aye
Jearl Rannefeld-Abstain

Amendment Carries.

Amended Agenda Item #6 Consideration and Action to review applications and distribute Hotel Occupancy Tax accordingly for the year 2019 by distributing 35% to the Chamber of Commerce, 35% to Storyfest, and 30% to Winterfest not to exceed a total of \$100,000 for 2019.

Mayor Garza, called for a vote.

Kitley Wasicek- Aye
Pat Clifton-Aye
Rindle Wilson-Aye
Jearl Rannefeld-Abstain

Motion Carries.

7. **Consideration and Action** to proclaim the 1st Thursday after Thanksgiving as the annual Lighting of the Park.

Council Member Kitley Wasicek, made a motion to move agenda item #7 as read, seconded by Council Member Pat Clifton. Open for discussion. All in favor. Motion carries.

8. **Consideration and Action** to approve the current monthly fee of \$33.37 as requested per employee uniforms (pants) for the Public Works Department.

Council Member Kitley Wasicek, made a motion to move agenda item #8 as read, seconded by Council Member Pat Clifton. Open for discussion. Shirley, gave a brief description on how much it would cost to offer this to all of the employees. It would cost a total of \$567.29 a month for all 17 employees to rent their pants. Mr. Higgins,

mentioned that the employees should not be taking their pants home due to the bacteria they are exposed to on a daily basis. Mayor called for a vote. All in favor. Motion carries.

9. Consideration and Action to accept the resignation of Interim City Attorney Carlos Valdez.

Council Member Kitley Wasicek, made a motion to move agenda item #9 as read, seconded by Pat Clifton. Open for discussion. Mayor called for a vote. All in favor. Motion carries.

10. Discussion of filling the position of

- a) Municipal Judge- Shirley Holm, said there is a budget to hire a new judge for 16 hours a week. The amount of time depends on the experience they have. They previously were paying \$21.63 per hour.
- b) City Manager- Shirley, presented the council with a grid of the people that have applied for this position. Council Members Kitley Wasicek and Rindle Wilson want to keep the job open.
- c) City Secretary- Shirley, gave a brief on the applicants for this job. The council decided to keep the job open to search for a more qualified applicant.
- d) City Attorney- Mr. Valdez, introduced Epi Ysassi. Mr. Ysassi, told the council about his background and his life.

Mayor entertained a motion to recess for 20 minutes. Council Member Kitley Wasicek moved to recess, seconded by Council Member Pat Clifton. All in favor. Motion Carries. Mayor announced a recess at 8:21.

11. Consideration and Action to appoint City Attorney.

Mayor entertained a motion to reconvene. Council member Kitley Wasicek, moved to reconvene, seconded by Pat Clifton. All in favor. Council reconvened at 8:46 p.m.

Mayor entertained a motion to amend agenda item #11, by inserting Epi Ysassi after appoint, insert Interim before City Attorney at \$1,200 per month effective immediately. Council Member Pat Clifton made a motion to move amended agenda item #11 as read, seconded by Council Member Jearl Rannefeld. All in favor. Amendment Carries.

Amended Agenda Item #11 Consideration and Action to appoint Epi Ysassi, as Interim City Attorney at \$1,200 per month effective immediately.

Mayor Called for a vote. All in favor. Motion Carries.

12. Consideration and Action to approve Christmas Eve, December 24, 2018, as an additional holiday for City employees for calendar year 2018.

Council Member Kitley Wasicek, made a motion to move agenda item #12 as read, seconded by Jearl Rannefeld. All in favor. Motion carries.

13. Consideration and Action to approve Crime Victim Services for Live Oak, County.

Council Member Pat Clifton, made a motion to move agenda item #13 as read, seconded by Jearl Rannefeld. Open for discussion. Mayor entertains a motion to amend agenda item #13 by striking Live Oak County, and replacing it with the City of George West. Kitley Wasicek made a motion to amend, seconded by Pat Clifton. Mayor called for a vote. All in favor. Amendment carries.

Amended Agenda Item # 13 Consideration and Action to approve Crime Victim Services for the City of George West.

Mayor called for a vote. All in favor. Motion carries.

13a. Consideration and Action to approve Accounts Payable for November 2018.

Council Member Pat Clifton, made a motion to move agenda item #13a. as read, seconded by Jearl Rannefeld. Open for discussion. All in favor. Motion carries.

ORDINANCE:

14. Consideration and Action to approve **First Reading of Ordinance No. 860, ESTABLISHING RATES AND CHARGES FOR NATURAL GAS; PROVIDING FOR DEFINITIONS; CHARGES FOR CONNECTIONS AND DISCONNECTIONS; CHARGES FOR TAMPERING AND DAMAGES TO NATURAL GAS FACILITIES CONSISTING OF ASSOCIATED VALVES OR METERS; PROVIDING FOR DELINQUENT ACCOUNTS, FEES, UTILITY ACCOUNT POLICIES; REPEALING ALL OTHER ORDINANCES OR PARTS OF ORDINANCES INCONSISTANT OR IN CONFLICT HEREWITH; PROVIDING A SAVINGS AND SEPARABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.**

Council Member Kitley Wasicek, made a motion to move agenda item #14 as read, seconded by Jearl Rannefeld. Open for discussion. All in favor. Motion carries.

Mayor entertained a motion to suspend the rules. Council Member Kitley Wasicek moved to suspend the rules, seconded by Pat Clifton. All in favor. The rules were suspended.

Council Member Jearl Rannefeld, made a motion to go in to executive session, seconded by Kitley Wasicek. All in favor. Council entered executive session at 8:58 p.m.

Mayor entertained a motion to reconvene. Council Member Kitley Wasicek, moved to reconvene, seconded by Rindle Wilson. All in favor. Council reconvened at 10:16 p.m.

Mayor entertained a motion for no action the executive session items. Council Member Kitley Wasicek moved for no action, seconded by Jearl Rannefeld. All in favor. No action on executive session agenda items.

Mayor entertained a motion to reinstate the rules. Council Member Kitey Wasicek moved to reinstate the rules, seconded by Pat Clifton. All in favor. Rules were reinstated.

BRIEFINGS:

15. Interim City Manager's Report:

- a) Revenue and Expense Report for November 2018- Shirley, gave a brief report.
- b) City and Project Updates- Mr. Higgins, gave an update on Animal Control.

16. Questions or Briefings at the City Council's Request:

- a) Code Enforcement
- b) Public Works
- c) Police Chief Report
- d) Animal Control

17. EXECUTIVE SESSION. In accordance with Section 551.071 of the Texas Government Code (Consultation with Attorney), the City Council may go into executive session to discuss the following:

- a) Contemplated litigation regarding EEOC complaints.
- b) Contemplated violation of the Open Meetings Act.
- c) Contemplated violation of the Public Information Act.

18. Reconvene in Open Session

19. Adjournment

Mayor Andrew Garza adjourned the meeting at 10:34 p.m.

EXECUTIVE SESSIONS

The City Council for the City of George West reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.086 (Economic Development).

DISABILITY ACCESS STATEMENT

Persons with disabilities who plan to attend this meeting and who may need auxiliary aid or services are requested to contact D'Ann Lane, Interim City Secretary, at (361) 449-1556 so that appropriate arrangements can be made. The accessible entrance and accessible parking spaces are located at City Hall, 406 Nueces Street.

CERTIFICATION


I, the undersigned authority, do hereby certify that this Notice of Meeting was posted on the bulletin board, at the City of George West City Hall, Texas, in a place convenient and readily accessible to the general public at all times, and said Notice was posted on the following date and time: December 14, 2018 at 6:30 p.m. and remained so posted continuously for at least 72 hours preceding the scheduled time of said Meeting

ATTEST:



D'Ann Lane
Interim City Secretary

SIGNED:



Andrew J. Garza
Mayor

SIGN IN SHEET
December 20, 2018
REGULAR SESSION CITY COUNCIL
MEETING
(PLEASE PRINT & SIGN)

PLEASE PRINT NAME	SIGNATURE
Mary Margaret Campbell	Mary Margaret Campbell
Sandra Amoles	Sandra Amoles
GRACE WILSON	Grace Wilson
Rodney Wilson	Rodney Wilson
John Walker	John Walker
Haley Maywald	Haley Maywald
Brandi McClenben	Brandi McClenben
Grady Robinson	Grady Robinson
STAFF:	
DAnn Lane	
Haley Maywald	
Shirley Holm	
Catherine Bonnell	
JR Higgins	
David Perkins	