

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 - January 17, 2019

- 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, and Rindle Wilson

Council Absent: Jearl Rannefeld

Staff Present: D'Ann Lane, Shirley Holm, Brigham Bonnell, J.R. Higgins, and Chief David Perkins

Attorney Present: 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.** There were no Public Comments.
- VII.** Announcements and Correspondence

Mayor Garza encouraged everyone to come support the local Artisan Market

Days on January 17-19, 2019.

Mayor Garza announced that the dates for the Live Oak County fair are February 27-March 2, 2019.

Mayor Garza announced the Boys and Girls Club will be having a fundraiser on January 19, 2019.

Council Member Pat Clifton announced that the Parade will be a week before the fair on February 23, 2019.

CONSENT AGENDA:

1. **Consideration and Action** to approve the following minutes:
 - a.) Regular Session City Council Meeting – 12-20-2018
2. **Consideration and Action** to change the time of the February City Council Regular Session Meeting to 6:30 p.m.
3. **Consideration and Action** to approve **Second 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.**

Mayor Andrew Garza asked if anything needed to be pulled from the consent agenda, Council Member Kitley Wasicek requested to pull agenda item #2. Mayor Garza called for a vote. All in favor. Motion Carried and consent agenda was approved.

Item #2 Consideration and Action to change the time of the February, City Council Regular Session Meeting to 6:30 p.m. Council Member Kitley Wasicek moved to change the time back to 7:00 p.m. Seconded by Mayor Andrew Garza. Open for discussion. Mayor Garza called for a vote. All opposed. Item fails. The meeting next month will be at 7:00 p.m.

PRESENTATIONS:

4. **Engineer's Report by LNV**

The possible variance was denied by TCEQ, they have the option to go to Austin, and sit with the TCEQ to explain to them what's at stake. They approved the proposal for the headworks, it will cost about \$135,000 if the city moves forward with automatic bar screen. Option number two move forward with liner which would cost \$240,000, but talking with Mr. Higgins, he would like to move forward with the headworks. There are a lot of similar plants around the area that do not have ponds to use, and they seem to make it work. Mayor suggested to buy bar rake at \$94,000, and find a contractor to do the labor separate. A purchase over \$50,000, according to the Fair Bids Act, must go out for bids. Mr. Ysassi, explained how he would feel more comfortable if the job was bid out. Grady, feels this brand of bar screen is less problematic, they are getting installed in places similar to our city. LNV, puts requirements together before it sends out bids. The requirements they put together help prevent the city from getting something that is not going to last. They will have bids ready before the next council meeting. Mr. Higgins thinks that TCEQ, is just tired of dealing with the city, because we have been in violation for so long.

5. Briefing by Republic on commercial containers.

Mike Reeves, wants to convert from sideload to front load. He conveyed that this will help our commercial businesses. It would save the customer money, because the containers would be bigger resulting in less pickups. The less pickups with benefit the city too by less road traffic and weight on existing streets. They will not be charging the customers to change their containers, they would just need space to keep the containers while they are switching them out. They would like to have this in place by the end of the first quarter.

BUSINESS:

6. Consideration and Action to approve the George West Municipal Court Judge job description.

Move as read by Patricia Clifton. Seconded by Kitley Wasicek. Open for discussion. Interim City Manager Shirley Holm, explained the job description. A few changes were made to the job description to better fit the position here.

Mayor Garza called for a vote.

Aye- Kitley Wasicek and Rindle Wilson

Nay-Patricia Clifton

Motion Carries.

7. Consideration and Action to Issue Order of Election and Notice of Election for the City Election to be held on May 4, 2019.

Consideración y Acción para emitir Orden de Elección y Aviso de Elección para la Elección de la ciudad que tendrá lugar el 4 de Mayo de 2019.

Move as read by Kitley Wasicek, seconded by Patricia Clifton. Open for discussion. Mayor Garza called for a vote. All in favor. Motion carried.

- 8. Consideration and Action** to hold a Joint Election with the George West Independent School District, if applicable, choosing paper ballots as the Method of Voting, Designating the Polling Place for Early Voting to be at City Hall and Election Day to be at the George West Independent School Cafeteria, and the two weekdays (April 22th and 23rd) to be open 12 hours during the regular Early Voting Period are the first two days of Early Voting.

Consideración y Acción para tener una Elección conjunta con el Distrito Escolar Independiente de George West, si es aplicable, elegir boletas de papel como el método de votación, designar el lugar de votación para votaciones tempranas como la Oficina de la Ciudad, y en la cafetería del Distrito Escolar Independiente de George West como el lugar para el Día de Elecciones, y designar que los días laborales (22 y 23 de Abril) en cuales el lugar de votación estará abierto 12 horas durante el periodo de votación temprana serán los primeros de días de votación temprana.

Move as read by Kitley Wasicek, seconded by Patricia Clifton. Open for discussion. All in favor. Motion carried.

- 9. Consideration and Action** to adopt new policies, replacing current policies, as recommended by George West Chief of Police David Perkins.

Move as read by Kitley Wasicek, seconded by Patricia Clifton. Open for discussion. Chief David Perkins, explains what his new policies are and why the old policies need to be updated. Mayor Garza called for a vote. All in favor. Motion carried.

- 10. Consideration and Action** to surplus certain property owned by the City of George West, as described in the attached document.

Move as read by Kitley Wasicek, seconded by Patricia Clifton. Open for discussion. Shirley Holm, provided the council with a list of the surplus items from the Police Department. Arco, is on the list because the Police Department, does not currently have anyone that could be his handler. Chief Perkins, let the council know that Gun Barrel City, is interested in Arco for \$4000. If Arco, were to go there he would be reunited with his old handler. Mayor Garza called for a vote. All in favor. Motion carried.

- 11. Consideration and Action** to select a location date, time and auctioneer company to auction said surplus property as described in the attached document.

Mayor Garza entertained a motion to postpone agenda item #11 Consideration and Action to select a location date, time and auctioneer company to auction said surplus property as described in the attached document. Kitley Wasicek moved

to postpone. Seconded by Rindle Wilson. Mayor Garza called for a vote. All in favor. Motion carries.

12. Consideration and Action to allow the use of the city parking lot for Market Days for annual year 2019.

Move as read by Kitley Wasicek. Seconded by Patricia Clifton. Mayor Garza called for a vote. All in favor. Motion carries.

13. Consideration and Action to approve street closures for the Live Oak County Fair Parade, on February 23, 2019 as identified in the attached map.

Move as read by Kitley Wasicek. Seconded by Patricia Clifton. Mayor Garza called for a vote. All in favor. Motion carries.

14. Discussion of filling the position of

- a) Municipal Judge – job description was previously discussed, it should be in the paper within the next week.
- b) City Manager – received one new application, council agreed to wait for an interview until three candidates are available.
- c) City Secretary – We have not received any new applications.

15. Consideration and Action to increase the pay of the Interim City Manager as recommended by TML attorney.

Move as read by Kitley Wasicek. Seconded by Patricia Clifton. Mayor Garza updated the council on what Mr. Lopez, had discussed with him about the pay of interim employees. Pay must be close to what the previous person was getting paid, but experience is also a factor. Mr. Ysassi, also further explained that the person in the current position needs to get a fair wage.

Mayor Garza entertained a motion to amend agenda item #15 by at the end to \$32 per hour effective immediately.

Move as read by Kitley Wasicek. Seconded by Patricia Clifton. Mayor Garza called for a vote. All in favor. Amendment carries.

Consideration and Action to increase the pay of the Interim City Manager as recommended by TML attorney to \$32 per hour effective immediately.

Mayor Garza called for a vote. All in favor. Amended motion carries.

16. Consideration and Action to increase the pay of Interim City Secretary, as recommended by TML attorney.

Move is read by Kitley Wasicek. Seconded by Rindle Wilson. Shirley Holm updated the council on the current pay of the Interim City Secretary \$17.83 per hour. The previous people in that position were getting paid around \$23 per hour. Shirley Holm let the council know that D'Ann Lane, the person currently in the Interim City Secretary position was doing the City Secretary job, and her job as Senior Court Clerk. Patricia Clifton, said her vote would be no because the current employee has only been here a short time, and the job has not been advertised for long. She stated the current employee agreed to the price, and so did Mrs. Holm for her position as Interim City Manager, but for the City Secretary position her answer is no. Mr. Wilson stated that if the council does it for one, they have to do it for both. Patricia Clifton said that the City Secretary job is a huge learning curve, and it's not on the same level as court.

Mayor Garza entertained a motion to amend agenda item #16 by at the end of attorney adding in the amount of \$20 per hour effective immediately.

Move as read by Kitley Wasicek. Seconded by Rindle Wilson. Mayor Garza called for a vote. All in favor. Amendment carries.

Consideration and Action to increase the pay of Interim City Secretary, as recommended by TML attorney in the amount of \$20 per hour effective immediately.

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

17. Discussion on City of George West website

D'Ann Lane, updated the council on the status of the website.

18. Consideration and Action to approve Accounts Payable for December 2018.

Move as read by Patricia Clifton. Seconded by Kitley Wasicek. Mayor Garza called for a vote. All in favor. Motion carries.

BRIEFINGS:

19. Interim City Manager's Report:

- a) Revenue and Expense Report for December 2018- Shirley Holm gave her expense and revenue report.
- b) City and Project Updates – Shirley Holm gave an update on the audit we had on January 7th and 8th. They are currently working on the final report.

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

- a) Code Enforcement – The council likes how the Code Enforcement officer does his report.
- b) Public Works – Mr. Higgins gave an update on public works, and how well animal control is going.
- c) Police Chief Report
- d) Animal Control

21. 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 with Ms. Woods, TML appointed attorney.
- b) Contemplated litigation with Mr. Lopez, TML appointed attorney.

Agenda item #21b was omitted from executive session.

Mayor Garza entertained a motion to go into executive session. Move as read by Kitley Wasicek. Seconded by Patricia Clifton. Mayor Garza Called for a vote. All in favor. The council entered executive session at 8:36 p.m.

22. Reconvene in Open Session

Mayor Garza entertained a motion to reconvene. Move as read by Kitley Wasicek.

Seconded by Patricia Clifton. Council reconvened at 9:35 p.m.

23. Adjournment.

Mayor Garza entertained a motion to adjourn. Move as read by Kitley Wasicek.

Seconded by Patricia Clifton. All in favor. Council meeting was adjourned at 9:35 p.m.

ATTEST:


D'Ann Lane, Interim City Secretary

SIGNED:


Andrew Garza, Mayor

January 17, 2019

REGULAR SESSION CITY COUNCIL MEETING

(PLEASE PRINT & SIGN)

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