

**City of Newark
City Council Minutes
March 28, 2017**

1. Call to Order and Announce a Quorum is Present.

Mayor Gary Van Wagner opened the meeting at 7:00 p.m. and announced a quorum was present. Those present were: Mayor Gary Van Wagner, Mayor Pro Tem Mark Wondolowski, Councilmember Hans Wilson, Councilmember Jenny Wilson, Councilmember Eric Fleischer, City Attorney Will Trevino, City Engineer Misty Christian, Public Works Director William Allen, and City Administrator Diane Rasor. Councilmember Chris Raines was absent.

2. Invocation and Pledge of Allegiance to the Flag. Mayor Van Wagner delivered the invocation and led the pledge to the flag.

3. Citizen Comments – There were no citizen comments.

4. Executive Session - In accordance with Texas Government Code, Chapter 551, Subchapter D, the City Council will now recess into Executive Session (closed meeting) to discuss the following:

§ 551.071: Consultation with City's Attorney on a matter in which the duty of the attorney to the government body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act regarding procurement matters and drainage issues related to the drainage easement between 515 and 517 Post Oak Drive.

The City Council entered into executive session at 7:02 p.m. and returned to open session at 7:58 p.m.

5. Reconvene into regular session to act, if necessary, on items addressed during Executive Session. Consider, discuss and take appropriate action, if necessary, on the acceptance or rejection of the informal bids received related to the drainage easement between 515 and 517 Post Oak Drive, and authorize the Mayor to execute all agreement documents regarding the same on behalf of the City of Newark.

Councilmember Fleischer moved to accept the bid from A & E Utilities for an amount not to exceed \$35,000 and not to exceed a bond cap of 5% and approve an additional \$5,000 for the city workers to install the culvert; Councilmember Jenny Wilson seconded the motion. Ayes: Councilmember Fleischer, Councilmember Hans Wilson, Councilmember Jenny Wilson. Nays: None. Abstentions: Mayor Pro Tem Wondolowski.

6. Adjourn. The meeting was adjourned at 8:00 p.m.

Approved:

Gary Van Wagner, Mayor

Date

ATTEST:

Diane Rasor, City Administrator