

City of Newark
City Council Meeting
Thursday, April 18, 2013 – 7:00 P.M

I. Call to Order

Mayor Matt Newby called the meeting to order at 7:00 p.m. on Thursday, April 18, 2013 in the Newark Municipal Building located at 209 Hudson Street. Those present were: Mayor Matt Newby, Mayor Pro Tem Laura Pixler, Councilmember Bob Wells, Councilmember Linda Anderson, Councilmember Doug Anderson, Planner Jim Delashaw, City Engineer Gary Burton, Ronnie Sellers, and City Administrator Diane Rasor.

II. Invocation – Councilmember Doug Anderson delivered the invocation.

III. Citizens Comments

David Gaught and Andy Cheney complained neighbors on Country Living. They stated the neighbors were intimidating their wives when they were at work and basically harassing the neighborhood by cussing, calling names, and shooting a gun. They have filed reports with Wise County Sheriff's office and will continue to call the police when there is a problem. Mr. Steve Eaton, the owner of some of the Country Living Estates lots concurred with their complaints. They just wanted the Council to be aware of the situation.

IV. Presentations

Presentation by Marie Hemond from Wise County's division of the United States Department for Rural Development presented programs for home repair loans and grants for low income families. The grant is only for someone who is age 62 or over, demonstrates they have no way to pay, and the repair is for health and safety reasons. The loan to low income residents can be up to \$20,000 with a 1% interest rate and is payable over a 20 year period. The person applying must be the owner of the home and any loan over \$7,500 will have a lien put on the property.

V. Consent Agenda: A. Approval of the March 21, 2013 Minutes, B. Approval of Accounts Payables, C. Approval of Budget and Financials, D. Approval of Staff Reports

Mayor Newby explained the issues with the STEP grant stating that the trenching on FM 718 has become too dangerous for the volunteers and the city staff. Mayor Newby called a special meeting for Monday, April 22, 2013 at 7:00 p.m. to authorize funds to complete the construction of the water lines on FM 718.

City Engineer Gary Burton discussed the Texas Parks and Wildlife concerns about the migratory birds and an endangered plant that may be in the path of the route the City has chosen for the discharge line. Mayor Pro Tem Pixler explained that the North Texas Library Program is closing and will no longer be able to help the Library with computers.

Mayor Pro Tem Pixler moved to accept the consent agenda as presented; Councilmember Linda Anderson seconded the motion. All approved. Motion passed.

VI. Regular Meeting

- 1. Consider and act on Library Assistant Michelle Blancett-Potala's request for a leave of absence.**

Mayor Pro Tem Pixler moved to accept Michelle Blancett-Potala's request for a leave of absence from May 1, 2013 to August 1, 2013; Councilmember Linda Anderson seconded the motion. All approved. Motion passed.

- 2. Discussion and update from Jim Delashaw concerning the planning grant.**

Mr. Delashaw presented City maps in order to discuss some questions concerning the City's exterritorial jurisdiction ("ETJ") boundaries. He pointed out several inaccuracies that need to be corrected. City Engineer Gary Burton will be working on the utility section of the planning program. The City's "ETJ" has about 3,000 acres of undeveloped land and he recommended the City extend their ETJ before the City of Rhome takes the extra land. He also recommended taking advantage of the lake front property if possible. Mr. Burton stated that the Rolling V to the north of the city limits need to show that they have the CCN (Certificate of Convenience and Necessity) on that property. Mr. Delashaw's plan will also show major streets that may be needed in the future.

- 3. Consider and act on the Interlocal Agreement from Tarrant County to expand and modify the West Nile Virus surveillance and response program. No action.**
- 4. Consider and act on American Tower Corporation's request for assignment of ground lease for the cell tower. The consensus is for approval; however no formal action is required.**
- 5. Consider and act on the Certification of Unopposed Candidates and Ordinance No. A-392 declaring the unopposed candidates in the May 11, 2013 General Election, elected to office and cancelling the election.**

Mayor Pro Tem Pixler moved to approval of the Certification of Unopposed Candidates and Ordinance No. A-392 declaring the unopposed candidates in the May 11, 2013 General Election elected to office and cancelling the election; Councilmember Doug Anderson seconded the motion. All approved. Motion passed.

- 6. Consider and act on an increase in the City of Newark's 2013 maximum access line rates for telephone companies. No action.**
- 7. Consider and act on appointing a Council liaison to the Library Board.**

Councilmember Wells moved to appoint himself as Chairman of the Library Board for the first three months (May, June, July), Councilmember Linda Anderson for the second three months (August, September, October), Councilmember Doug Anderson for the third three months (November, December, January), and Councilmember Dan Sessler for the fourth three months (February, March, April); Councilmember Doug Anderson seconded the motion. All approved. Motion passed.

8. Consider and act on removing Laura Pixler's authorization and signature and adding an active Councilmember's authorization and signature to the City of Newark's Woodhaven Bank accounts, Account No. 4003704501 (Reserve Fund), Account No. 4003704493 (Debt Service Fund), Account No. 4003704519 (Meter Deposit), and Account No. 4003703297 (Certificates of Obligation).

Councilmember Doug Anderson moved to remove Laura Pixler's authorization and signature and adding Councilmember Robert (Bob) Wells to the City of Newark's Woodhaven Bank accounts, Account No. 4003704501D (Reserve Fund), Account No. 4003704493 (Debt Service Fund), Account No. 4003704519, Meter Deposit, and Account No. 4003703297 (Certificates of Obligation); Councilmember Linda Anderson seconded the motion. All approved. Motion passed.

9. Consider and act on removing Laura Pixler's authorization and signature and adding an active Councilmember's authorization and signature to the City of Newark's Wells Fargo Bank accounts, Account No. 1020023952 (Consolidated), Account No. 3597733686 (Sewer Grant), and Account No. 1032008662 (Spirit of Christmas).

Councilmember Doug Anderson moved to remove Laura Pixler's authorization and signature and adding Councilmember Robert (Bob) Wells' authorization and signature to the City of Newark's Wells Fargo Bank accounts, Account No. 1020023952 (Consolidated), Account No. 3597733686 (Sewer Grant), and Account No. 1032008662 (Spirit of Christmas).

10. Discussion and possible action on signage for the FM 718 Water Tower and the municipal buildings at 209 Hudson Street.

The Council had agreed on Artist Laser Cutting and Welding (Chance Simpson), for the municipal building signage, however decided to postpone any action until the May 16, 2013 meeting.

11. Discussion and possible action on plans for a surface water plant.

Postponed until the May 16, 2013 meeting.

The Council adjourned into executive session at 9:02 pm. and returned to open session at 9:50 pm.

VI. **Executive Session** – the City may enter into executive session during the meeting to seek legal advice from its attorney on any posted agenda item, or to discuss any item that is authorized by the Texas Open Meetings Act to be discussed in closed session, including:

Section 551.074, Government Code, to deliberate regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.

- Hiring a Public Works' employee

Section 551.072, A governmental body may conduct a closed meeting to 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 governmental body in negotiations with a third person.

- Sale of property at 310 FM 718

12. Consider and act on executive session item(s).

Councilmember Wells moved to hire Ronnie Sellers at thirteen dollars (\$13.00) per hour with the stipulation that he gets his GED (General Education Diploma) within ninety (90) days and works toward obtaining his Class "D" Wastewater License; Councilmember Doug Anderson seconded the motion. All approved. Motion passed.

13. Adjourn.

The meeting adjourned at 9:55 p.m.

APPROVED:



Matt Newby, Mayor

05/16/2013
Date

ATTEST:



Diane Rasor, City Administrator

