

City of Newark
City Council Minutes
Thursday, July 19, 2012 – 7:00 P.M

I. Call to Order

Mayor Matt Newby called the meeting to order at 7:00 p.m. on Thursday, July 19, 2012 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 Chana Massey and City Administrator Diane Rasor.

II. Invocation – Mr. Dan Sessler delivered the invocation.

III. Citizens Comments – None.

IV. Presentation

Mr. Scott Hoelzle, Public Engineer with KSA Engineers, presented cost proposal to repair the roads and drainage of eighteen (18) roads in Newark. Out of the four (4) options Mr. Hoelzle presented, he recommended option number three (3) partial street reconstruction with reworked base and asphalt surface for the City of Newark project.

Councilmember Massey asked Mr. Hoelzle to submit a prioritized list of which roads needed to be repaired first and Councilmember Wells asked for an estimate on all of the roads if chip and seal were used for the repaving.

V. Consent Agenda - A. Approval of June 14th and 21st, 2012 minutes, B. Approval of Accounts Payables, C. Approval of Budget and Financials, D. Approval of Staff Reports

City Administrator Diane Rasor gave an update on the complaint concerning the Library Director banning a child from the library. The incident was recorded, reviewed by the Mayor, the Mayor Pro Tem and the City Administrator and placed in the Library Director's file. The Library Director was following procedure and the Library Board would address any further actions to be taken at their next meeting. She also gave an update on the major projects, including Rogers Road, the water tower and the wastewater treatment plant grant

Councilmember Massey moved to approve the consent agenda items A, B, C, and D; Councilmember Linda Anderson seconded the motion. All approved. Motion passed.

VI. Regular Meeting

1. Consider and act on a Resolution approving a financing by the Newark Cultural Education Facilities Finance Corporation for the benefit of Regents School of Austin Inc., and related matters.

Councilmember Wells moved to approve the Resolution approving financing by the Newark Cultural Education Facilities Finance Corporation for the benefit of Regents School of Austin; Councilmember Massey seconded the motion. All approved. Motion passed.

2. Consider and act sponsoring "Cruisin' Days" scheduled for October 19th, 20th, and 21st, 2012 by sponsoring the event so it will be covered under the City's insurance and approving road closures and other items if necessary.

Ms. Braun, organizer of Cruisin' Days, was unable to attend the meeting so this item was postponed until the August 16, 2012 meeting.

3. Consider and act on generating a policy and/or procedure for obtaining water and sewer service.

The law states that the City cannot hold a new customer responsible for a past customer's water bill, however Councilmember Wells stated that common sense should be used when allowing relatives or other people who are living with the customer who has not paid the bill to put up a new deposit in order to not have to pay the past high bill. No action was taken on this item.

4. Consider and act on purchasing public works equipment.

Mayor Newby recommended the Council consider purchasing another mower to cut down on the amount of time it takes the public works crew to mow the right of ways and also a crane to save money by being able to work on the lift stations in-house. Mayor Newby is also pricing brush hogs and tractors to pull it with. He will have figures at the budget workshop.

5. Consider and act on a Resolution in opposition of the conclusion by the Environmental Protection Agency (EPA) to designate Wise County, Texas as an addition to the Dallas-Fort Worth area NAAQS 2012 eight -hour ozone nonattainment area.

Councilmember Wells moved to approve the Resolution in opposition of the EPA's findings; Councilmember Massey seconded the motion. All approved. Motion passed.

6. Consider and act on Suit #TX10212; Northwest ISD, et al vs. Willie Bell, concerning the property at 206 Killough Street.

Mayor Pro Tem Pixler moved to accept the bid on the property at 206 Killough Street; Councilmember Massey seconded the motion. All approved. Motion passed.

7. Update and possible action on the Rogers Road Project.

Ms. Laura Richards, 505 Rogers Road, stated she doesn't have a problem with moving the fence back but she asked for solution not to have to cut the trees down. City Administrator Diane Rasor stated she will be setting up a meeting with Danny Lambert, Road Supervisor with Wise County, to make a list of all the items needed for preparation before the County begins repair on the road.

8. Update and possible action on the Water Tower Project. – No action.

9. Update and possible action on the Library Roof. – No action.

VII. 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 wastewater operator

Section 551.071, Government Code, a governmental body may not conduct a private consultation with its attorney except: (a) pending or contemplated litigation

- Ellis litigation

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

Councilmember Wells moved to hire William Allen to be the Wastewater Operator at \$14.00 per hour; Councilmember Linda Anderson seconded the motion.

11. Adjourn.

The meeting was adjourned at 9:00 p.m.

APPROVED:

Matt Newby, Mayor

Date

ATTEST:

Diane Rasor, City Administrator