

**City Council Special Called Meeting**  
**Thursday, September 12, 2013 – 7:00 p.m.**  
**Municipal Building – 209 Hudson Street, Newark, Texas 76071**

**I. Call to Order**

Mayor Matt Newby called the meeting to order at 7:04 p.m. on Thursday, September 12, 2013, in the Newark Municipal Building located at 209 Hudson Street. Those present were: Mayor Matt Newby, Mayor Pro Tem Bob Wells, Councilmember Linda Anderson, Councilmember Dan Sessler, Councilmember Doug Anderson, Financial Advisor Ted Christensen, Wastewater Operator William Allen, City Engineer Gary Burton, and City Administrator Diane Rasor.

**II. Invocation**

Councilmember Doug Anderson delivered the invocation.

**III. Citizens' Comments**

Mr. Manuel Duenas stated that Country Living Drive has numerous holes that need to be repaired. He thinks if the neighbors get together then maybe they can help the City repair the street.

Mr. Michael Murray is concerned about home business requirements stating that these laws once made must be followed; however the Council has the options to waiver, grandfather, or change the laws. He requests the City Council look at cases individually and decides what's worthy or not worthy and not just go by the strict letter of the law.

Ms. Pamela Thompson, agrees with Mr. Murray and believes pursuing the tennis court issue and getting extra estimates on the water tower logo are waste of taxpayer money; she request that one of the public works' employees salary be taken out of the general fund since they are now all taken out of the water and sewer fund and she is totally against raising the water rates.

**IV. Presentation by City Administrator on Capital Improvement Projects and the Need to Increase the Water Rates.**

City Administrator Diane Rasor reviewed the projects accomplished in the last three years and presented future projects need to be done by the City. The City has lost money every year in the water and sewer department and need to complete approximately \$400,000 in water and sewer projects this year.

The projects include the match money of \$49,610 for relocating the discharge line, a new lift station at the sewer plant for approximately \$100,000, a filtration system for the sewer plant for an estimated \$150,000, a rebuilt or new contact chamber, which will cost up to \$30,000,

manhole repairs of \$9,000, a transfer pump at 310 FM 718 for \$22,000, and road and drainage repairs.

**V. Public Hearings -Public Hearing on the City of Newark Fiscal Year 2013-2014 Budget, Public Hearing on the Proposed Increase in Water Charges.**

Mayor Newby opened the public hearings. Ms. Baucroft said if the water charge is going to be increased then she would like the quality of the water to improve. This can be done by changing from chlorine to chloramines for a cost of approximately \$15,000. Mayor Newby closed the public hearings.

**VI. Consent Agenda - A. Approval of the Minutes, B. Approval of Accounts Payables, C. Approval of Budget and Financials, D. Approval of Staff Reports.**

Mayor Pro Tem Wells moved to approve the consent agenda Items A-D; Councilmember Linda Anderson seconded the motion. All approved. Motion passed.

**VII. Regular Meeting**

**1. Consider and act on the request of the Newark Volunteer Fire Department Ladies Auxiliary for sponsorship and road closings for Cruisin' Days' fundraiser October 18-20, 2013.**

Ms. Angela Braun requested City sponsorship and permission to close Hudson Street in front of the Fire Department. Councilmember Doug Anderson moved to approve the request from the Newark Volunteer Fire Department Ladies Auxiliary for sponsorship and the road closing for Cruisin' Days on October 18-20, 2013; Councilmember Dan Sessler seconded the motion. All approved. Motion passed.

**2. Consider and act on Ordinance No. A-400 increasing the minimum water rate.**

The minimum water rate needs to be increased to pay for the construction of essential water and sewer infrastructure. Mayor Pro Tem Wells moved to adopt Ordinance No. A-400 increasing the minimum water rate by \$5.00; Councilmember Linda Anderson seconded the motion. All approved. Motion passed.

**3. Consider and act on Resolution No. 277 authorizing and approving publication of Notice of Intention to Issue Certificates of Obligation to make improvements to water, wastewater and streets.**

This is the first step in the process of issuing Certificate of Obligation so the City could finance the above listed Capital Improvement Projects. At the October meeting the Council will determine the amount that needs to be issued. The payments for borrowing \$500,000 will be approximately \$36,000 per year and for borrowing \$600,000 will be approximately \$41,000 per year. The bonds can be paid off after 10 years.

Mayor Pro Tem Bob Wells moved to adopt Resolution No. 277 authorizing and approving publication of the "Notice of Intention to issue Certificates of Obligation" not to exceed \$600,000; Councilmember Doug Anderson seconded the motion. All approved. Motion seconded.

**4 Consider and act on Ordinance No. A-401 amending the 2012-2013 fiscal year budget.**

Mayor Pro Tem Wells moved to adopt Ordinance No. A-401; Councilmember Dan Sessler seconded the motion. All approved. Motion passed.

**5. Consider and act on Ordinance No. A-402 adopting the City of Newark Fiscal Year 2013-2014 Budget.**

Mayor Pro Tem Wells moved to adopt Ordinance No. A-402; Councilmember Linda Anderson seconded the motion. All approved. Motion passed.

**6. Consider and act on ratifying the property tax revenue increase reflected in the Fiscal Year 2013-2014 Budget.**

Mayor Pro Tem Wells moved to ratify the property tax revenue increase reflected in the Fiscal Year 2013-2014 budget.

**7. Consider and act on Ordinance No. A- 403 adopting the 2013-2014 fiscal year tax rate.**

Councilmember Doug Anderson moved to adopt Ordinance A-403 adopting the 2013-2014 fiscal year tax rate of .5735; Mayor Pro Tem Wells seconded the motion. All approved. Motion passed.

**8. Consider and act on ratifying the motion to award the 2011-2012 Wastewater Treatment Plant Improvements (discharge line relocation and rehabilitating a clarifier) to Schultz and Sons.**

Councilmember Doug Anderson moved on ratifying the motion to award the 2011-2012 Wastewater Plant Improvements Project to Schultz and Sons; Mayor Pro Tem Wells seconded the motion. All approved. Motion passed.

**9. Consider and act on the Interlocal Agreement between Wise County and the City of Newark for Animal Control Services.**

Councilmember Linda Anderson moved to approve the Interlocal Agreement between Wise County and the City of Newark for Animal Control Services; Mayor Pro Tem Wells seconded the motion. All approved. Motion passed.

**VIII. 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 Personnel Matters. Hiring a Public Works' Employee**

The City Council did not enter into executive session.

**10. Consider and act on executive session items.**

This item is postponed until the next meeting.

**11. Consider and act on accepting the resignation of Mayor Matt Newby effective September 19, 2013.**

Mayor Pro Tem Wells moved to accept Mayor Matt Newby's resignation effective after the meeting on Thursday, September 19, 2013; Councilmember Doug Anderson seconded the motion. All approved. Motion passed.

**12. Adjourn.**

The meeting adjourned at 8:43 p.m.

**APPROVED:**

  
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Gary Van Wagner, Mayor

10-24-10  
\_\_\_\_\_  
Date

**ATTEST:**

  
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Diane Rasor, City Administrator