

City of Newark
Special Called City Council Meeting Minutes
Monday, September 23, 2013 at 7:00 pm.

1. Call to Order

Mayor Pro Tem Bob Wells called the meeting to order at 7:02 p.m. on September 23, 2013 in the Newark Municipal Building located at 209 Hudson Street, Newark Texas. Those present were: Mayor Pro Tem Bob Wells, Councilmember Linda Anderson, Councilmember Doug Anderson, Councilmember Taylor Burton, City Engineer Gary Burton, Wastewater Operator William Allen and City Administrator Diane Rasor.

2. Invocation - Councilmember Doug Anderson delivered the invocation.

3. Citizen's Comments – None.

4. Consider and act on appointing a Mayor to finish serving Matt Newby's term of office.

Mayor Pro Tem Wells nominated Gary Van Wagner for the Mayor's seat until the next General Election in May 2014.

Councilmember Doug Anderson moved to appoint Gary Van Wagner as Interim Mayor; Councilmember Linda Anderson seconded the motion. All approved. Motion passed. Mr. Van Wagner will be sworn in as Mayor on October 1, 2013.

5. Consider and act on the proposed two Engineering Task Orders for Basic Services and Special Services for the 2013-2014 Wastewater Treatment Plant Capital Improvements, Effluent Filters, Chlorine Contact Chamber, and Effluent Pump Station.

City Engineer Gary Burton explained the engineering expenses for the basic and special services for the above listed Capital Improvement Projects. One of the special services that needs to be done is to obtain the easement on the north side of Rogers Road as a buffer zone for the wastewater treatment plant. If the City cannot obtain the easement they will need the documentation stating that they tried. Also the special services include a geo technical engineer's recommendation for the type of base that will be needed for the Capital Improvements project. Both of these items will cost approximately \$7,000. An engineering report will need to be done to show how the improvements will increase the plant's capacity for \$8,900.

For the basic services, the engineering will cost \$46,900 and the construction administration is \$18,186 for a total of \$65,149. It is possible for the City to do #2, #3, and #4 (Preconstruction Meeting, Monthly review of Quantities and pay Estimates, and Periodic Observations Site Visits). The engineer will be required to do the "close out" documentation for the Texas Department of Transportation.

Mayor Pro Tem Wells moved to approve the Basic and Special Services for engineering up to \$83,127 with the caveat that this amount is subject to reduction for items the City can do itself; Councilmember Linda Anderson seconded the motion. All approved. Motion passed.

6. Consider and act on applying for a Supplemental Environmental Project (SEP) to satisfy the fine from Texas Commission of Environmental Quality (TCEQ).

The City will be allowed to pay the fine out over a three (3) year period or find a project that benefits the citizens but not the government entity. Councilmember Linda Anderson recommended that we request a "Custom SEP" for doing erosion control on Derrett Creek. If the City is allowed to do the "Custom SEP", Councilmember Anderson would like to be able to "pay it forward" to allow the us time to save the money.

Mayor Pro Tem Wells moved to approve the authorization for Diane Razor and Linda Anderson to find out specifics from TCEQ and then either pay a fine over a three (3) year period or have a pay forward plan where you put so much in to a fund to do a project (erosion control) for at least a 24 month duration; Councilmember Doug Anderson seconded the motion. All approved. Motion passed.

7. Consider and act on removing a member and appointing a member to the Newark Cultural Education Finance Facilities Corporation (NCEFFC).

Mayor Pro Tem Wells recommended replacing Bandy Hicks. Councilmember Linda Anderson moved to replace Bandy Hicks on the NCEFFC as soon as possible and recommend that the Council accept the request of Mary Ann Wells to be on the committee; Councilmember Doug Anderson seconded the motion. All approved. Motion passed.

8. 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; Closed Meeting. (a) This chapter does not require a governmental body to conduct an open meeting: (1) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.

Hire William Allen as Public Works Director
Hire Public Work(s) employees

The Council entered into executive session at 8:08 p.m. and returned to open session at 9:34 p.m.

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

Councilmember Doug Anderson moved to hire William Allen as the Public Works' Director for the City of Newark effective immediately at \$20.00 per hour; Councilmember Linda Anderson seconded the motion. All approved. Motion passed.

Councilmember Linda Anderson moved to hire Jason Jerrigan at \$11.00 per hour starting October 8th unless he is released from Boyd earlier; Councilmember Burton seconded the motion. All approved. Motion passed.

Councilmember Linda Anderson move to hire David "Jeret" Holmes at \$10.00 per hour for a 90 day probation effective immediately; Councilmember Doug Anderson seconded the motion. All approved. Motion passed.

10. Consider and act on giving the Public Works' director a phone allowance.

Carrying two (2) phones is a problem so the City Administrator recommended giving the Public Works' Director \$40.00 per month as a phone allowance, which is the same amount the City pays for Verizon for the City phones.

Councilmember Linda Anderson moves to give the Public Works' Director a phone allowance of \$40.00; Councilmember Burton seconded the motion. All approved. Motion passed.

11. Adjourn

The meeting was adjourned at 9:40 p.m.

APPROVED:

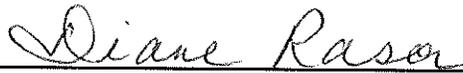


Gary Van Wagner, Mayor

10.24.13

Date

ATTEST:



Diane Rasor, City Administration