



P.O. Box 156, 209 Hudson Street, Newark, TX 76071 Phone: 817-489-2201 Fax: 817-489-5202

NOTICE

**City of Newark City Council Meeting
Thursday, November 16, 2017 – 7:00 P.M.**

Newark Municipal Building, 209 Hudson Street, Newark, TX 76071

1. **Call to Order and Announce a Quorum is present.**
2. **Invocation and Pledge of Allegiance to the Flag**
3. **Consider and act on certifying the unopposed candidate, Ordinance No. A-471 cancelling the November 7, 2017 special election, issuing the *Certificate of Election and Oath of Office* to Mr. Michael Murray to Place # 1 on the Newark Council.**
4. **Consider and act on appointing a councilmember to fill the unexpired term of Place #2 on the Newark City Council.**
5. **Consider and act on Resolution #318 approving certain obligations by Newark Education Finance Corporation providing for the issuance of such obligations for Abilene Christian University.**
6. **Presentation:**

Dr. Ryder Warren, Northwest Independent School District Superintendent update on district affairs.
7. **Public Hearings:**
 - A. Conduct second public hearing on rezoning 8.37 acres of land out of Lot 14, WATER BOARD-NEWARK SUBDIVISION to the City of Newark, Wise County, Texas, being the same tract of land as deeded to the City of Newark in Volume 379, Page 637, Deed Records, Wise County, Texas. More commonly referred to as Lot 14 Marshal Road from Single Family District 1 (SF-1) to Planned Development District (PD).
 - B. Conduct second public hearing on rezoning 9.750 acres of land out of the Derrett Creek Ranch Addition to the Town of Newark, Wise County, Texas, being PT 1 & 2;

more commonly referred 138 PR 4889, Newark, Texas 76071 from Planned Development District (PD) for Multi-Family (MF) use to Planned Development District (PD).

- C. Conduct second public hearing on rezoning 12.780 acres, Lot PT 1 & 2, Block 1; more commonly known as the 1200 block of Rogers Road from a Planned Development (PD) District for Multi-Family (MF) use to Planned Development (PD) District.

8. Citizen Comments

9. Consent Agenda – Consider and act on the following items:

- A. September 16, 19, and 25, 2017 Minutes
- B. Accounts Payables from September 1- October 31, 2017
- C. Budget vs. Actual and Financial Statements
- D. Staff Reports – City Administrator, Municipal Court, Animal Control, Library, Building Permits, Code Enforcement and Public Works

10. Old Business

- A. Consider and take any necessary action on drainage issue at 515 Oak Hills Drive.
- B. Consider and act on Ordinance No. A-466 amending the Subdivision Ordinance to provide additional regulations related to adequate drainage facilities.
- C. Consider and act on the City's mowing contract.

11. New Business

- A. Consider and act on the following permits and license allowing ZAYO to lay fiber optic lines in the City's right-of-way.
 - (1) Utility Right of Way Construction Permit
 - (2) Right of Way/Excavation Permit Application
 - (3) Contractor Registration
 - (4) License Agreement with ZAYO for Right of Way Use
- B. Consider and act on Ordinance No. A-464 rezoning 8.37 acres of land out of Lot 14, WATER BOARD-NEWARK SUBDIVISION to the Town of Newark, Wise County, Texas, being the same tract of land as deeded to the City of Newark in Volume 379, Page 637, Deed Records, Wise County, Texas. More commonly referred to as Lot 14 Marshal Road from Single Family District 1 (SF-1) to Planned Development District (PD).

- C. Consider and act on Ordinance No. A-465 rezoning 9.750 acres of land out of the Derrett Creek Ranch Addition to the Town of Newark, Wise County, Texas, being Lots PT 1 & 2; Block 1 more commonly referred 138 PR 4889, Newark, Texas 76071 from Planned Development District (PD) for Multi-Family (MF) use to Planned Development District (PD).
- D. Consider and act on Ordinance No. A-472 rezoning 12.78 acres, Lot PT 1 & 2, Block 1; more commonly known as the 1200 block of Rogers Road from a Planned Development (PD) District for Multi-Family (MF) use to Planned Development District (PD).
- E. Consider and act on Ordinance No. A-470 amending the Newark Code of Ordinances, Appendix A – Fee Schedule, by providing for the increase in Garbage Collection Fees.
- F. Consider and act on the contract of service between Wise County, Texas and the Newark Public Library for services as a County library.
- G. Consider and act on the Interlocal Agreement between Wise County, Texas and the City of Newark for road repairs and maintenance.
- H. Consider and act on Resolution #317 designating Pinnacle Band for the revenue generated for the Newark Municipal Development District and designating persons authorized to request and sign for funds under the City of Newark, Texas Newark Municipal Development District.
- I. Consider and act on the Contract for Assessment and Collection Services with the Wise County Appraisal District.
- J. Consider and act on a Resolution voting on nominees for the Directors of the Wise County Appraisal District.
- K. Consider and act on purchase of a third vehicle for public works.

12. EXECUTIVE SESSION – In accordance with Texas Government Code, Section 51.001, et seq., the City Council will recess into Executive Session (closed meeting) under the following:

Section 551.074: to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the following employees.

- A. Review of City Administrator
- B. Review of Assistant City Secretary
- C. Review of Municipal Court Clerk

- D. Review of Public Works Director
- E. Review of Assistant Public Works Director
- F. Review of Public Works Maintenance Worker

- 13. Reconvene in to open session and act on executive session items.
- 14. Adjourn.

CERTIFICATION

I certify that the attached agenda was posted in the kiosk at the entrance to Newark City Hall at 209 Hudson Street, Newark, Texas by Monday, October 13, 2017 by 7:00 p.m.



Diane Rasor, City Administrator

If during the course of the meeting covered by this notice, the City Council should determine that a closed or executive meeting or session of the City Council or a consultation with the attorney for the City should be held or is required, then such closed or executive meeting or session or consultation with attorney as authorized by the Texas Open Meetings Act, Texas Government Code § 551.001 et. Seq., will be held by the City Council at the date, hour, and place given in this notice as the City Council may conveniently meet in such closed or executive meeting or session or consult with the attorney for the City concerning any and all subjects and for any and all purposes permitted by the Act, including but not limited to, the following sanctions and purposes:

Texas Government Code:

§ 551.071 – private consultation with the attorney for the City regarding any item on this agenda