

City of Newark
City Council Meeting Minutes
Thursday, July 20, 2017

1. Call to Order, Roll Call, and announce a Quorum is Present.

Mayor Van Wagner called the meeting to order at 7:00 p.m. on Thursday, July 20, 2017 in the Newark Community Center located at 209 Hudson Street in Newark, Texas and announced that a quorum was present. Those present were: Mayor Gary Van Wagner, Mayor Pro-Tem Mark Wondolowski, Councilmember Chris Raines, Councilmember Eric Fleischer, City Attorney Will Trevino, Attorney Melissa Cranford, City Auditor William Spore, City Administrator Diane Rasor, Director of Public Works William Allen, and Assistant City Secretary Jeanine Inman.

2. Invocation and Pledge of Allegiance to the Flag - Mayor Van Wagner delivered the invocation and led the pledge to the Flag.

3. Citizen Comments – None.

4. Consent Agenda – Consider and act on the following items: A. June 15, 2017 Minutes; B. Accounts Payables from June 10 – July 14, 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.

Mayor Pro-Tem Wondolowski moved to accept the items on the consent agenda as a whole; Councilmember Fleischer seconded the motion. All approved. The motion passed.

5. New Business

A. Consider and act on the 2015/2016 Audit.

City Auditor Bill Spore went over the 2015/2016 City of Newark Annual Financial Statement with the City Council. The governmental fund ended the 2016 year with \$359,000 unrestricted funds, and the water and sewer fund ended the 2016 year is \$16,000 unrestricted funds. Councilmember Fleischer asked Mr. Spore to supply them with the balance sheets for the last 5 years for comparison. The City Council requested more time to study the proposed 2015/2016 audit and tabled this item until the next City Council meeting.

B. Consider and act on a variance request from the property owners of 108 Cheyenne Trail South to be allowed to build a fence in a drainage easement.

Councilmember Raines had met with the property owner concerning the installation of a fence along their back property and across the drainage easement. The proposed portion going across the drainage easement would be a pipe fence that could be removed if needed. The City Council would like to see a true rendering and more details of the proposed fence and a

possible agreement in place for a future property owner. It was tabled to the next City Council meeting and requested that the property owner be in attendance to answer any questions.

C. Consider and act on Ordinance No. A-463 requiring a “Form Survey Board” for new construction.

Councilmember Raines moved to approve Ordinance No. A-463 and Councilmember Fleischer seconded the motion. All approved. The motion passed.

D. Consider and act on joining the Wise County Chamber of Commerce.

Mayor Pro-Tem Wondolowski moved to approve the City joining the Wise County Chamber of Commerce and Councilmember Raines seconded the motion. All approved. The motion passed.

The City Council closed the regular session and opened the executive session at 7:28 p.m.

6. Executive Session – The City Council of the City of Newark will recess into Executive Session (Closed Meeting) pursuant to the provisions of Chapter 551, Subchapter D, Texas Government Code, to discuss the following:

a. In accordance with Texas Government Code, Section 551.071, consultation with the City Attorney when the governmental body seeks advice of its attorney about: (A) pending or contemplated litigation; or (B) a settlement offer; or

- i. 190 Hudson Street**
- ii. 200 Killough**

b. On a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter.

- i. Municipal Court Clerk**

c. In accordance with Texas Government Code, Section 551.074: to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee:

- i. Municipal Court Clerk**

The City Council closed the executive session and reopened the regular session at 8:38 p.m.

7. Reconvene – take action, if necessary, on items addressed during executive session.

No action was taken on the matters regarding 190 Hudson and 200 Killough.

Councilmember Fleischer moved to approve Resolution# 312 terminating the Municipal Court Clerk and Councilmember Raines seconded the motion. All approved. The motion passed.

Mayor Pro-Tem Wondolowski moved to authorize the Mayor to hire the selected candidate for Municipal Court Clerk as discussed and Councilmember Raines seconded the motion. All approved. The motion passed.

8. Adjourn.

Mayor Van Wagner adjourned the meeting at 8:54 p.m.

APPROVED:

Gary Van Wagner, Mayor

Date

ATTEST:

Diane Rasor, City Administrator