

City of Newark
City Council Minutes
Thursday, August 17, 2017 – 7:00 p.m.

1. Call to order and announce a quorum is present.

Mayor Gary Van Wagner called the meeting to order and announce a quorum was present. Those present: Mayor Gary Van Wagner, Mayor Pro Tem Mark Wondolowski, Councilmember Eric Raines, and Councilmember Chris Raines.

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

3. Citizen Comments – None.

4. Consent Agenda – Consider and act on the following items: A. July 20, 2017 and August 3, 2017, B. Accounts Payables from July 14-August 16, 2017, 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 consider Items A, B, C, and D as a whole; Councilmember Fletcher seconded the motion. All approved.

5. Old Business

A. Discussion on utility fees for drainage improvements.

Will Trevino, City Attorney, presented a proposal for this fee, explaining approximately sixty cities in Texas use this as means to pay for upgrading drainage in cities.

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.

Ms. Tori Stokes, 107 Chisholm Court, spoke for several neighbors of Mr. Ager's stating they opposed the fence and it went against their property deeds. No action taken on this item.

C. Consider and act on the 2015-2016 fiscal year audit.

Councilmember Fleischer moved to approve the audit; Councilmember Raines seconded the motion. All Approved. Motion passed.

6. New Business

A. Consider and act on sponsoring the annual Cruisin' Days and approving the request of the Fire Department Auxiliary concerning the event.

Mayor Pro Tem Wondolowski moved to approve the request; Councilmember seconded the motion. All approved. Motion passed.

B. Consider and act on Republic Services Consumer Price Index (CPI) increase and renewal of contract for garbage collection services.

Greg Roemer, Community Waste Disposal, out of Dallas gave a presentation on what his company could offer the City. Ms. Jeri Harwell, Republic Services, responded with all her company had given the City over the years, including two free dumpsters to use on a permanent basis for residents. This item was postponed for the August 24, 2017 meeting.

C. Consider and act on mowing contract between Matt Newby and the City of Newark.

This item was postponed until the August 24, 2017 meeting.

D. Consider and act on renewal of the Agreement between the City of Newark and Brian Hall for animal control services.

Mayor Pro Tem Wondolowski moved to approve the agreement; Councilmember Fleischer seconded the motion. All approved. Motion passed.

E. Consider and act on Resolution No. 313 denying the application to increase rates submitted by Oncor Electric Delivery Company.

Councilmember Eric Fleischer moved to deny the application to increase rates; Councilmember Raines seconded the motion. All approved. Motion passed.

7. Executive Session – In accordance with Texas Government Code, Section 551.001, et seq., the City Council will recess into Executive Session to discuss the following: a(§551.071(1), (2); Consultation with the City Attorney 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 the Texas Open Meetings Act and pending or contemplated litigation with Philip Timothy Pixler.

The Council entered into executive session at 8:06 p.m. and returned to open session at 8:35 p.m.

8. Reconvene into open session. No action was taken.

9. Adjourn. The meeting was adjourned at 8:37 p.m.

APPROVED

DATE:

ATTEST:

Diane Razor, City Administrator