MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL
CITY OF WHITE SETTLEMENT, TEXAS
6:30 P.M. – Tuesday, July 6, 2021
City Hall – Council Chambers
214 Meadow Park Drive, White Settlement, TX 76108

CALL TO ORDER

Mayor White called the meeting to order at 6:30 p.m. with a quorum of members present as follows: Council Member Paul Moore, Mayor Pro Tem Evelyn Spurlock, Council Member Amber Munoz, and Council Member Christina Grudzinski. Council Member Gregg Geesa was absent for medical reasons.

Executive Staff present included City Manager Jeffrey J. James, City Secretary Amy Arnold, and City Attorney Drew Larkin. Other staff present included Executive Administrative Assistant Ann Elias, Community Services Director Rich Tharp, Finance Director Krystal Crump (Foght), Building Official Robert Nunley, Police Chief J. Bevering, Assistant Police Chief Tim Denison, Fire Chief Brandon Logan, City Marshal Randy Rogers, Public Works Director Larry Hoover, and Communications Manager Aaron Hall.

INVOCATION / PLEDGE OF ALLEGIANCE

Mayor White offered the invocation and led the Pledge of Allegiance

CITIZEN PARTICIPATION

Prior to acknowledging speakers, Mayor White made the following statement:

The purpose of this item is to allow citizens an opportunity to address the City Council on items that are not listed on the agenda, as well as any consent agenda, executive session, or workshop items. Any person desiring to make a public comment must first fill out a speaker request form, and be recognized by the presiding officer. Individual citizen comments are limited to three minutes. The City Council has no obligation to respond in any manner to comments or questions from the public. Any response from a member of the City Council to comments on items not listed on the agenda is limited to a statement of specific factual information, a recitation of existing policy, or direction to staff to place the subject on the agenda for a future City Council meeting.

Scott Evans of 805 Perry Drive addressed the City Council in opposition to the current governing body and city staff listing items he does not wish to discuss further followed by his opinion that current members are not making decisions to benefit the community.

PRESENTATIONS

STAFF PRESENTATIONS

The following presentations were heard.

1. Presentation of a Certificate of Recognition for Budget Preparation under the Distinguished Budget Presentation Award program as received from the Government Finance Officers Association (GFOA).

Finance Director Krystal Crump (Foght) announced the Finance Department has received the above mentioned award for thirty plus years, mentioning the work of staff to achieve this award.

2. City Manager report on Items of Community Interest.

City Manager report on items of Community interest included:

- Thanked all staff who participated in making the "Light the Night" event a success.
- Mentioned Robert Nunley's quick actions during a medical emergency of a coworker which prevented an accident and quite possibly saved a life, noting the fire department staff who were quick to assess the situation and get the employee needed medical assistance.
- Praised Danielle Morris and David Moore for completion of the meter install project ahead of schedule.
- Introduced Larry Hoover as the new Public Works Superintendent.

EXECUTIVE SESSION

Mayor White announced City Council would convene in Executive Session at 6:45 p.m. after first reading the following statement:

Pursuant to the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, the City Council may convene into Executive Session to deliberate regarding the following matters:

3. *Sec. 551.071 Consultation with Attorney: The City Council reserves the right to adjourn into Executive Session at any time during the course of this meeting to seek legal advice from the City Attorney about any matters listed on the agenda*
4. *Sec. 551.074 Deliberation Regarding Personnel Matters: to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee:*
    a. *City Manager*
    b. *City Secretary*
5. *Sec. 551.072 Deliberation Regarding Real Property: The City Council may deliberate the purchase, exchange, lease or value of real property, including consideration of offers made on such properties, including 730 S. Cherry Lane.*

RECONVENE IN OPEN SESSION

6. Take action, if any, on items discussed in Executive Session.

Mayor White announced the City Council is reconvened from Executive Session at 7:51 p.m. to take action on items discussed in Executive Session.

Mayor Pro Tem Spurlock made a motion to approve the sale of EDC property located at 730 S. Cherry Lane. The motion was seconded by Council Member Munoz and carried unanimously.

CONSENT AGENDA

Council Member Munoz made a motion to approve the consent agenda. Council Member Grudzinski seconded the motion which carried unanimously. Approval of the consent agenda included the following:

7. Approval of City Council meeting minutes:
    a. June 1, 2021
    b. June 9, 2021
    c. June 15, 2021
    d. June 16, 2021
8. Approval of a resolution amending Resolution 2018-001 to update the Personnel Policy and Procedure Manual, Chapter 6, Section 6.3 "Paid Leave - General Holidays" to include June 19th, known as Juneteenth National Independence Day, as a city designated holiday.
9. Acknowledge receipt of Monthly Financial Statements for FY 20-21 as of May 31, 2021.

DELIBERATION AGENDA

FINANCIAL:

10. Discuss and consider approving Tyler Technologies, Inc. agreement for the City to transition from Incode 9 to Incode 9 Cloud financial software.

Finance Director Krystal Crump (Foght) presented the item explaining that the current software is a host based program whereas the new software is cloud based which will increase security and lessen IT needs. Mrs. Crump (Foght) explained implementation is a three-year process during which time the city will not incur the five-percent cost increase, the cost is included in the proposed FY 21-22 budget, and contract review and approval by the city attorney.

Council Member Moore made a motion to approve the agreement as presented. The motion was seconded by Mayor Pro Tem Spurlock and carried unanimously.

11. Discuss and consider calling an additional budget workshop. This item is for council members to discuss whether or not to schedule an additional (sixth) budget workshop, setting a date and time for the workshop, and taking a record vote.

Finance Director Krystal Crump (Foght) mentioned the item is in response to members' request at a previous budget workshop, reviewed dates of meetings held, and mentioned staff requests were provided by the City Secretary should the council call an additional meeting.

Members discussed held meetings, upcoming meetings and opportunities for citizen input, additional ways to receive input from citizens, and a consensus that an additional meeting is not necessary at this time.

With no further discussion, Mayor White called for a motion calling another budget workshop. No motion was heard. Mayor White announced the item died for lack of motion.

ADMINISTRATIVE:

12. Discuss and consider options for renaming the convention center located at the Splash Dayz Water Park site to be more easily identified as a choice event center separate from a park facility.

City Manager Jeff James presented the item reminding members of previous discussions and the need to have the facility name be identifiable as a convention center and less like a water park. Mr. James mentioned West Side Convention Center and Aviator Convention Center as a names that had been suggested.

Council Member Grudzinski mentioned other suggested names being Veterans Park Convention Center and accepting nominations from the public. Mayor Pro Tem Spurlock mentioned the need for broad marketing to attract a larger variety of customers to the convention center. Mayor Pro Tem Spurlock, in response to a suggestion to use White Settlement, brought up the consideration that due to current social environments, the name could be perceived as racial or offensive which would bring division and prevent a large number of event hosts from considering the facility for their events.

Members and staff discussed options for gathering input from citizens

Mayor Pro Tem Spurlock made a motion to direct staff to conduct a survey for citizen input. The motion was seconded by Council Member Grudzinski and carried unanimously.

13. Discuss and consider an ordinance amending Sections 2-60 and 2-62 of Article III "Boards, Commissions and Agencies" of Chapter 2 "Administration" of the code of ordinances, by removing the prohibition of serving simultaneously on multiple boards or commissions.

City Attorney Drew Larking explained the changes remove multiple board appointment regulations to allow for more board appointments and reviewed redlined changes as provided in the agenda packet.

Council Member Munoz made a motion to approve the ordinance as presented. The motion was seconded by Council Member Grudzinski and carried unanimously.

14. Discuss and consider an ordinance amending Article II "Board of Adjustment and Appeals" of Chapter 101 "General and Administrative Provisions" of Subpart B "Land Development Ordinances" of the code of ordinances, by providing for five members and two alternate members to the Board of Adjustment and Appeals; providing for the appointment process to the Board of Adjustment and Appeals; providing that four members constitutes a quorum; providing that zoning related cases must be heard by at least four members; and providing for procedures for zoning appeals.

City Attorney Drew Larking noted the item is exclusive to the Board of Adjustment and Appeals regarding membership and defining a quorum. Mr. Larkin noted the ordinance removes the seven member requirement and replaces it with five members plus two alternates with four members making a quorum. Mr. Larkin also noted the item changes the procedure for the filing of an application to go before the BAA in order to comply with state law.

Council Member Grudzinski made a motion to approve the ordinance as presented. The motion was seconded by Mayor Pro Tem Spurlock and carried unanimously.

15. Discuss and consider appointment to open / expired positions on the Board of Adjustments and Appeals.

City Secretary Amy Arnold stated no applications have been received by staff. No discussion was heard and no action was taken on this item.

COMMUNITY SERVICES:

16. Discuss and consider a Professional Services Agreement for engineering services with James DeOtte Engineering for the National Guard Drainage Project in an amount not to exceed $146,250.00.

Community Services Manager Rich Tharp presented the item stating the project was previously discussed with members as the Clyde Street project during the budget workshop and explained the timeline and costs for the project.

Council Member Moore made a motion to approve the agreement as presented. The motion was seconded by Council Member Munoz and carried unanimously.

ADJOURNMENT

With there being no further discussion, Mayor White adjourned the meeting at 8:32 p.m.

Approved this 3rd day of August, 2021.

Ronald A. White

Ronald A. White, Mayor

ATTEST:

Amy Arnold

Amy Arnold, City Secretary

CITY OF WHITE SETTLEMENT TEXAS