



THE CITY OF

JARRELL

**City of Jarrell**  
**Regular Called City Council Meeting**  
Jarrell City Council Chambers  
161 Town Center Blvd. Jarrell, Texas 76537  
**Tuesday, January 24, 2023, at 7:00 p.m.**

**MINUTES**

Mayor Patrick Sherek - **Present**  
Alderman Place 1, Daniel Klepac - **Present**  
Alderman Place 2, Jeff Seidel - **Present**

Alderman Place 3, Tanya Clawson - **Present**  
Mayor Pro-Tem Place 4, Rusty Bryson - **Present**  
Alderman Place 5, Daniel Islas - **Present**

**1. CALL MEETING TO ORDER**

- Roll Call
- Invocation by **Alderman Jeff Seidel**
- Pledge of Allegiance

**2. PUBLIC COMMENTS**

Those wishing to speak to the City Council must complete the appropriate color card listed below and present the card to the Municipal Clerk prior to the beginning of the meeting. Please wait to be invited to approach the podium and observe a **three-minute** time limit when speaking.

**Orange Sign in Card – Items not listed on the agenda**

An individual may speak; however, the topics presented are considered informational only and may result in placement on a future agenda. No formal discussion or action will be conducted at this time.

- a) **David Madole** – Expressed concerns regarding builder issues in the Home Place Subdivision.

**Yellow Sign in Card – Item listed on the agenda**

An individual may speak once the regular agenda item is announced for consideration and/or when the speaker is invited to approach the podium.

- a) **Don Schwertner** – Expressed concerns regarding Agenda Item #451 pertaining to the eminent domain process to obtain easements.





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- b) **Debra Doss** – Expressed concerns regarding Agenda Item #451 pertaining to the eminent domain process to obtain easements.

3. **CONSENT AGENDA ITEMS**

The Consent Agenda items listed below are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless requested by a Councilmember, in which event, the item will be removed from the Consent Agenda and considered as a Regular Agenda item.

- 3.1 Consideration and possible action regarding the approval of the minutes of the Special Called City Council Meeting on November 1, 2022.
- 3.2 Consideration and possible action regarding the approval of the Minutes for the Public Hearing and Special Called City Council Meeting on December 13, 2022.
- 3.3 Consideration and possible action regarding the approval of the Minutes for Special Called City Council Meeting on December 30, 2022.
- 3.4 Consideration and possible action regarding the November 2022 Financials.
- 3.5 Consideration and possible action regarding the December 2022 Financials.

**Rusty Bryson made a motion to approve as printed. Second by Daniel Klepac. The motion was approved by a unanimous vote.**

4. **REGULAR AGENDA ITEMS**

- 4.1 Consideration and possible action regarding an amendment to the minutes of the Special Called Meeting on November 1, 2022.

**Tanya Clawson made a motion to move into Executive Session, so we can hear the live audio from the meeting. Second by Jeff Seidel. The motion was approved by a unanimous vote.**

**Discussion with City Attorney, Art Rodriguez regarding the option to move into Executive Session.**







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**Tanya Clawson made a motion to withdraw her motion. Second by Jeff Seidel. The motion was approved by a unanimous vote.**

**Daniel Klepac made a motion to table the item and place it on the next open agenda with the audio. Second by Jeff Seidel. The motion was approved by a unanimous vote.**

**4.2 Consideration and possible action regarding the 1<sup>st</sup> Quarter 2023 Budget Amendments.**

**Rusty Bryson made a motion to approve the budget amendments with the addition. Second by Daniel Klepac. The motion was approved by a unanimous vote.**

**4.3 Consideration possible action regarding Resolution No. 2023-0124-01, a Resolution Directing The Publication Of Notice Of Intention To Issue City Of Jarrell, Texas, Combination Tax And Surplus Revenues Certificates Of Obligation, Series 2023 And Other Matters Related Thereto.**

**Daniel Klepac made a motion to approve Resolution No. 2023-0124-01. Second by Rusty Bryson. Daniel Klepac, Rusty Bryson, and Daniel Islas voted for the motion. Tanya Clawson and Jeff Seidel voted against the motion. The motion was approved by a 3 to 2 vote.**

**4.4 Consideration and possible action regarding Resolution No. 2023-0124-02, a Resolution Expressing Official Intent To Reimburse For Certain Costs Related To The City's Water And Wastewater System And Other Related Items Projects.**

**Tanya Clawson made a motion to approve Resolution No. 2023-0124-02, a Resolution Expressing Official Intent To Reimburse For Certain Costs Related To The City's Water And Wastewater System And Other Related Items Projects. Second by Daniel Klepac. The motion was approved by a unanimous vote.**

**4.5 Consideration and possible action regarding the Cardinal Farms Development Agreement.**

**Rusty Bryson made a motion to approve the Cardinal Farms Development Agreement. Second by Jeff Seidel. The motion was approved by a unanimous vote.**

**4.6 Consideration and possible action regarding the Brook Meadows Development Agreement.**

**Tanya Clawson made a motion to approve the Brooke Meadows Development Agreement with recognition to the point of clarity for what Rusty brought forward. Second by Rusty Bryson. The motion was approved by a unanimous vote.**





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- 4.7 Discussion, consideration, and possible action on the request of approval for the Site Development Permit (Flatz 487) for a 15.03-acre tract of land located on Black Opal Drive, Jarrell, Texas, 76537.

**Rusty Bryson made a motion to approve the site development permit for Flatz 487. Second by Tanya Clawson. The motion was approved by a unanimous vote.**

- 4.8 Discussion, consideration, and possible action on the request of approval for the Site Development Permit (American Legion Post #317) located at 201 W. FM 487, Jarrell, Texas, 76537.

**Tanya Clawson made a motion to approve the permit as presented for American Legion Post #317. Second by Jeff Seidel. The motion was approved by a unanimous vote.**

- 4.9 Discussion, consideration, and possible action on the request of approval for the Site Development Permit (Go Car Wash) for a 0.934-acre tract of land located at 101 Slowbes Way, Jarrell, Texas, 76537.

**Tanya Clawson made a motion to approve the Site Development Permit for the Go Car Wash. Second by Rusty Bryson. The motion was approved by a unanimous vote.**

- 4.10 Consideration and possible action regarding an ARPA Funds Cost Sharing Agreement with Jarrell Schwertner Water Supply Corporation and Lonestar Regional Water Authority.

**Rusty Bryson made a motion to approve. Second by Daniel Klepac. The motion was approved by a unanimous vote.**

- 4.11 Consideration and possible action regarding Resolution No. 2023-0124-03 A Resolution Of The City Council Of The City Of Jarrell, Texas, Consenting To The Creation Of A Municipal Utility District For Williamson And Bell County Municipal Utility District No. 1.

**Jeff Seidel made a motion to approve Resolution No. 2023-0124-03, A Resolution Of The City Council Of The City Of Jarrell, Texas, Consenting To The Creation Of A Municipal Utility District For Williamson And Bell County Municipal Utility District No. 1. Second by Rusty Bryson. Jeff Seidel, Rusty Bryson, Tanya Clawson**







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**and Daniel Islas voted for the motion. Daniel Klepac voted against the motion. The motion was approved by a majority vote.**

- 4.12** Consideration and possible action regarding the renewal of the Heritage Broadband Agreement.

**Rusty Bryson made a motion to table the renewal of the Heritage Broadband Agreement, while Grace and Tom work out the details and bring it back next month. Second by Jeff Seidel. The motion was approved by a unanimous vote.**

- 4.13** Consideration and possible action regarding Ordinance No. 2023-0124-04, An Ordinance Providing For The Vacation, Abandonment, Or Closure Of Certain City Property; Providing For Conflicting Ordinances And Invalidity And Providing For An Effective Date Thereof, In Favor Of Tim And Anna Taylor For Abandonment Of City Streets/Alleyways Adjacent To The Property Located At 900 N. 4<sup>th</sup> Street, Jarrell, TX.

**Rusty Bryson made a motion to approve Ordinance No. 2023-0124-04 with corrections. Second by Daniel Islas. The motion was approved by a unanimous vote.**

- 4.14** Consideration and possible action regarding the Donahoe Interceptor Bid Award.

**Rusty Bryson made a motion to accept the bid from Joe Bland Construction, L.P. for plus \$9,000,000, as recommended by the MRB Group. Second by Daniel Klepac.**

**Tanya Clawson made a motion to amend the main motion to read \$9,073,938. Second by Jeff Seidel. The amended motion was approved by a unanimous vote.**

**The main amended motion was approved by a unanimous vote.**

- 4.15** Consideration and possible action regarding the Professional Services Agreement between the City of Jarrell and Inframark, LLC.

**Rusty Bryson made a motion to approve the Professional Services Agreement between the City of Jarrell and Inframark. Second by Daniel Klepac. The motion was approved by a unanimous vote.**





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**4.16 Discussion And Possible Action Regarding The Use Of Eminent Domain To Condemn Property, To Wit: Resolution No. 2023-0124-05, a Resolution Of The City Council Of The City Of Jarrell, Texas Finding And Reaffirming That A Public Necessity Exists To Acquire Additional Public Utility Easements For Municipal Purposes To Upgrade And Install Public Utilities For The Purpose Of Sewage Collection, Drainage, Treatment, Disposal, Emptying, Such Appurtenant Facilities As May Be Necessary, Water Distribution And Other Public Uses In Real Properties As Portions Or Whole Of Tracts Of Land Generally Described In The Williamson County Real Property Records At Volume 1709, Page 13, Volume 752, Page 516, Volume 337, Page 64, Williamson County Real Property Record Instrument Nos. 2016071284, 2016071285 And/Or 9642133, Williamson County Appraisal District Property Nos. R012195, R012107, R011337, R008120, R008115, R328196, R008407, R011334, R011338, R012106, R328195, R012194, R012196, R316863, R099467, And/Or R008121, Said Properties Owned Wholly Or Partially By Louise Straka, Louis Straka, Jr., Annie Hyzak, Charles Barton, Michele Barton, Joe Fojtik, Jo Ann Fojtik, Donald Schwertner And/Or Deborah Schwertner And Being More Particularly Described Herein; Providing And Reaffirming Notice Of An Official Determination To Acquire Real Properties For Public Utility Easements For Municipal Purposes; Providing And Reaffirming Authorization For The City Administrator To Obtain The Necessary Appraisal Report(S) And The Making Of Bona Fide Offers Of Just Compensation For The Easements And/Or Fee Simple; Ratifying Prior Documents And Acts Made For Acquisition Of The Easements And/Or Fee Simple; Authorizing And/Or Reaffirming The Authority Of Legal Counsel To Institute Eminent Domain Proceedings On Behalf Of The City For The Acquisition Of The Easements And/Or Fee Simple On Said Tracts If Negotiations Are Unsuccessful; Authorizing And Reaffirming Appropriation Of Funds From A Lawful Source; And Providing For An Effective Date.**

**Jeff Seidel made a motion to table Resolution No. 2023-0124-05. The motion dies for lack of a second.**

**Tanya Clawson made a motion to table Resolution No. 2023-0124-05 to the April 2023 meeting. The motion dies for lack of a second.**

**Tanya Clawson made a motion to table Resolution No. 2023-0124-05 to the March 2023 meeting. The motion dies for lack of a second.**

**Daniel Klepac made a motion to table Resolution No. 2023-0124-05 until the next meeting for an update with Art; and if there's movement going, not even a resolution,**







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but movement, then we can extend the time forward. Second by Daniel Islas. The motion was approved by a unanimous vote.

**4.17 Jarrell ISD Updates**

**Jarrell ISD Updates by Superintendent, Dr. Toni Hicks. No formal action taken.**

**4.18 4A Jarrell Economic Development Corporation Updates**

**Jarrell EDC Updates by JEDC Director, Traci Anderson. No formal action taken.**

**4.19 Interim Police Chief Updates**

**Police Department Updates by Interim Police Chief, Pacer Korn. No formal action taken.**

**4.20 Mayor Updates**

**No formal action taken.**

**4.21 Interim City Manager Updates**

**City Administration Updates by Interim City Manager, Grace Matlock. No formal action taken.**

**5. EXECUTIVE SESSION:**

*At any time during the meeting the Council reserves the right to adjourn into executive session on any of the above posted agenda items in accordance with the sections 551.071 [litigation and certain consultation with attorney], 551.072 [deliberations about real property], 551.073 [deliberations about gifts and donations to city], 551.074 [deliberations on certain personnel matters] or 551.076 [deliberations about deployment/ implementation of security personnel or devices] and 551.087 [Economic Development].*

**ADJOURNED INTO CLOSED SESSION/EXECUTIVE SESSION AT 9:44 P.M.:**

**5.1 Executive Session pursuant to 551.074 of the Texas Government Code to deliberate the appointment, employment evaluation, reassignment, duties, discipline or dismissal of a public officer or employee, to wit: City Manager.**





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5.2 Executive Session pursuant to 551.074 of the Texas Government Code to deliberate the appointment, employment evaluation, reassignment, duties, discipline or dismissal of a public officer or employee, to wit: Police Chief.

6. **RECONVENE INTO OPEN SESSION AT 10:30 P.M.:**

6.1 Discussion and possible action regarding the appointment, employment evaluation, reassignment, duties, discipline or dismissal of a public officer or employee, to wit: City Manager.

**Rusty Bryson made a motion to repost the City Manager's Job until filled. Second by Daniel Klepac. The motion was approved by a unanimous vote.**

6.2 Discussion and possible action regarding the appointment, employment evaluation, reassignment, duties, discipline or dismissal of a public officer or employee, to wit: Police Chief.

**Rusty Bryson made a motion to post the Police Chief position. Second by Jeff Seidel. The motion was approved by a unanimous vote.**

7. **ADJOURNMENT AT 10:32 P.M.**

**PASSED AND APPROVED on 28<sup>TH</sup> DAY of FEBRUARY 2023.**

CITY OF JARRELL, TEXAS

Patrick Sherek, Mayor



Attest:

Dianne Peace, Municipal Clerk

