



CITY COUNCIL
November 15, 2021

WORK SESSION: 7:00 PM

1. Call to Order and roll call.
2. Discussion of all items on the agenda.
3. Executive Session Items:
 - A. The Council will conduct an executive, or closed, session pursuant to Section 551.071 (Consultations with Attorney) of the Texas Government Code to discuss (i) the Texas Public Information Act ("TPIA") as it applies to the Council members, board and/or commission members, and City staff and legal issues related to the TPIA; and (ii) the Texas Open Meetings Act ("TOMA") as it applies to the Council members and board and/or commission members and legal issues related to the TOMA.
 - B. Section 551.074 - Personnel Matters; (a) This chapter does not require a governmental body to conduct an open meeting: (1) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or (2) to hear a complaint or charge against an officer or employee; (b) Subsection (a) does not apply if the officer or employee who is the subject of the deliberation or hearing requests a public hearing: City Administrator
 - C. The Council will conduct an executive, or closed, session pursuant to Section 551.071 (Consultations with Attorney) of the Texas Government Code to discuss (i) potential litigation related to the removal of Monica Rodriguez and legal issues related thereto.
4. Work Session discussion items:
 - A. Presentation and discussion with the auditor and staff regarding the final report of the deep dive audit.

- B. Discuss the New Fairview City Council Procedures and Decorum Policy, the Texas Open Meetings Act, and the Texas Public Information Act related to recent Council member actions and behavior.
 - C. Discuss with staff the current code enforcement ordinances, policies and procedures, and review a Request for Proposals (RFP) for Abatement Services, that the City will be publishing.
5. Adjournment.

REGULAR SESSION: 7:00 PM or immediately following the Work Session.

6. Call to Order and roll call.
7. Pledge to the flags.
- A. United States of America
 - B. Texas Flag Honor the Texas Flag, I pledge allegiance to thee, Texas, one state under God, one and indivisible.
8. **OPEN FORUM:** The City Council invites persons with comments or observations related to city issues, projects, or policies to briefly address the City Council. Anyone wishing to speak should sign-in with the City Secretary before the beginning of the City Council Meeting. In order to expedite the flow of business and to provide all citizens the opportunity to speak, there is a three-minute limitation on any person addressing the City Council. State law prohibits the City Council from discussing or taking action on any item not listed on the posted agenda.
9. **EXECUTIVE SESSION:**
- A. The Council will conduct an executive, or closed, session pursuant to Section 551.071 (Consultations with Attorney) of the Texas Government Code to discuss (i) the Texas Public Information Act ("TPIA") as it applies to the Council members, board and/or commission members, and City staff and legal issues related to the TPIA; and (ii) the Texas Open Meetings Act ("TOMA") as it applies to the Council members and board and/or commission members and legal issues related to the TOMA.
 - B. Section 551.074 - Personnel Matters; (a) This chapter does not require a governmental body to conduct an open meeting: (1) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or (2) to hear a complaint or charge against an officer or employee; (b) Subsection (a) does not apply if the officer or employee who is the subject of the deliberation or hearing requests a public hearing: City Administrator

- C. The Council will conduct an executive, or closed, session pursuant to Section 551.071 (Consultations with Attorney) of the Texas Government Code to discuss (i) potential litigation related to the removal of Monica Rodriguez and legal issues related thereto.
- 10. CONSENT ITEMS:** All matters listed as Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be a separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.
- A. Accept the deep dive audit report.
- 11. NEW BUSINESS:** All matters listed as New Business will be discussed and considered separately.
- A. Discuss, consider, and act on a resolution of the City of New Fairview, Texas, amending the FY 2021-2022 budget to improve the audio and visual equipment for virtual meetings in the Council Chambers with a not to exceed cost of \$45,000.
 - B. Discuss, consider, and act on a resolution of the City of New Fairview, Texas, amending the Council adopted fee schedule to include commercial safety inspection fees, establish the inspection schedules and criteria, and authorize the City Administrator to enter into agreements with East Wise Fire Rescue and Modern Geosciences to provide the commercial safety inspection services.
 - C. Discuss, consider, and act on a resolution of the City of New Fairview, Texas, authorizing the City Administrator to sign an Agreement with Strategic Government Resources (SGR) to conduct an executive search for a City Secretary and provide interim City Secretary services.
 - D. Discuss, consider, and act on a resolution approving the results and canvass the votes for the November 2, 2021 Election.
 - E. Discuss, consider, and act on the executive session items.
 - F. Discuss the New Fairview City Council Procedures and Decorum Policy, the Texas Open Meetings Act, and the Texas Public Information Act related to recent Council member actions and behavior.
 - G. Discuss, consider, and act on a resolution of the City Council of the City of New Fairview, Texas, regarding a financing agreement for the purpose of procuring a hot box, crack seal unit, seal coat unit, a trailer, vehicles, and safety inspection equipment.
 - H. Discuss, consider, and act to appoint a New Fairview resident for the Place 4 vacancy on the New Fairview City Council.

- I. Discuss, consider, and act to remove Don Duval and Alisa Scheps from the Planning and Zoning Commission and appoint qualified residents to serve as an alternate or Commissioner on the New Fairview Planning and Zoning Commission.

12. ADJOURN: I, the undersigned authority, do hereby certify the above notice of the meeting of the City Council of New Fairview, is a true and correct copy of the said notice that I posted on the official posting place at New Fairview City Hall, FM 407, New Fairview, Texas, a place of convenience and readily accessible to the general public at all times, and said notice posted this 12th day of November, 2021 at 7:00 PM at least 72 hours proceeding the meeting time.



Brooke Boller, Interim Deputy City Secretary



SEAL:

This facility is wheelchair accessible; parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the Interim Deputy City Secretary at city hall 817-638-5366 or fax 817-638-5369 or by email at citysecretary@newfairview.org for further information.

