



**City of New Fairview
City Council
Regular Meeting
999 Illinois Lane
Monday, November 7, 2022, at 7:00 pm**

THE CITY COUNCIL CONVENED INTO A CITY COUNCIL MEETING THE SAME BEING OPEN TO THE PUBLIC, THE 7TH DAY OF NOVEMBER IN THE NEW FAIRVIEW CITY HALL AND NOTICE OF SAID MEETING GIVING THE TIME PLACE AND SUBJECT THEREFORE HAVING BEEN POSTED AS PRESCRIBED BY ARTICLE 5 OF THE TEXAS GOVERNMENT CODE WITH THE FOLLOWING MEMBERS PRESENT:

CITY COUNCIL

**Mayor John Taylor
Mayor Pro Tem Steven King
Place 1 Councilwoman Harvey Lynn Burger
Place 2 Councilman John Fissette
Place 3 Councilman Walter Clements**

City Staff

**John Cabrales Jr, City Administrator
Brooke Boller, City Secretary
Robert (Robin) Cross, City Attorney (Virtual)**

Absent

Place 5 Councilman Jimmy Royston

REGULAR SESSION

1. Call to Order and Determination of Quorum (Regular Session called to order by Mayor John Taylor at 8:27pm; Roll Call with the above-mentioned names.)
2. 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.
3. **Public Comment:** 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

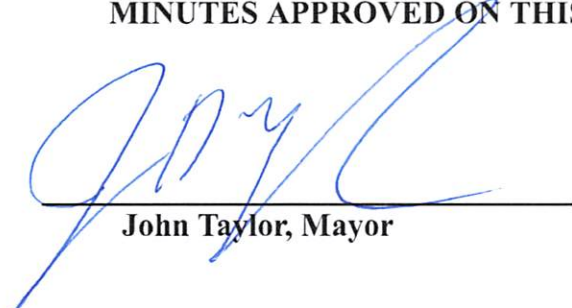
any person addressing the City Council. State law prohibits the City Council from discussing or taking action on any item not listed on the posted agenda.

4. **Consent Agenda:** All matters as Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. An item can be removed from the consent agenda by the City Administrator, Mayor, or any member of the City Council and will be considered after approval of the consent agenda.
 - A. Approval of the October 2022 Financial Report.
 - B. Approve the City Council Meeting minutes for October 17, 2022.
Motion: Councilman Walter Clements
Second: Councilman John Fissette
Vote: All in Favor
Results: The October 2022 financial report was removed from consent. The City Council Meeting Minutes from October 17, 2022 were approved.

5. **New Business:** All matters listed in New Business will be discussed and considered separately.
 - A. Receive, consider, and act on a Resolution authorizing the City Administrator to execute a Professional Services Agreement with MHW Group, PC to conduct the annual audit for the fiscal year ending on September 30, 2022.
Motion: Councilman John Fissette
Second: Councilman Walter Clements
Vote: All in Favor
 - B. **Result: A Resolution authorizing the City Administrator to execute a Professional Services Agreement with MHW Group, PC to conduct the annual audit for the fiscal year ending on September 30, 2022 was approved.**
 - C. Receive, consider, and act on authorizing the purchase of a Crack Seal Trailer through Sourcewell.
Motion: Councilman John Fissette
Second: Councilman Walter Clements
Vote: All in Favor
Result: Council approved the purchase of a Crack Seal Trailer through Sourcewell.
 - D. Receive, consider, and act on authorizing the purchase of a KM8000T Hotbox Trailer through Sourcewell.
Motion: Councilman John Fissette
Second: Councilman Walter Clements
Vote: All in Favor
Result: Council approved the purchase of a KM8000T Hotbox Trailer through Sourcewell.
 - E. Receive, consider and act on appointing members to the Planning and Zoning Commission.
Motion: Councilman John Fissette
Second: Councilman Walter Clements
Vote: All in Favor
Result: Lisa Cabrera was appointed to Place 2 on the Planning and Zoning Board.

6. **Executive Session:** In accordance with Texas Government Code, Section 551.001, et seq., the City Council will recess into Executive Session (closed meeting) to discuss the following:
- A. § 551.071(1): 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 regarding: Employment Agreement for John Cabrales, Jr.
 - B. §551.074: (a) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee: Employment Agreement for John Cabrales, Jr.
- Council left for executive session at 9:08pm.**
7. **Return to Open Session:** Discuss and take appropriate action, if any, resulting from the discussions conducted in Executive Session.
Council returned to Open Session at 9:46pm
8. Adjournment
Motion: Councilman Walter Clements
Second: Councilman Harvey Lynn Burger
Vote: All in Favor
Result: Meeting was adjourned at 9:50pm

MINUTES APPROVED ON THIS, THE 21ST DAY OF NOVEMBER 2022:



John Taylor, Mayor



Brooke Boller, City Secretary