



**City of New Fairview
City Council
Regular Meeting Minutes
Monday, March 20, 2023**

**CITY COUNCIL
Mayor John Taylor
Mayor Pro Tem Steven King
Place 1 Councilman Harvey Lynn Burger
Place 2 Councilman Peter Kozlowski
Place 3 Councilman Walter Clements
Place 5 Councilman Richard Greene**

**City Staff
John Cabrales Jr, City Administrator
Brooke Boller, City Secretary
Susan Greenwood, Assistant City Secretary
Roberta (Robin) Cross, City Attorney - Virtual**

WORK SESSION

1. Call to Order and Determination of Quorum (**Work Session called to order by Mayor John Taylor at 7:00 pm; Roll Call with the above-mentioned names.)(Work Session recessed at 7:01pm and reopened at 8:03pm)**)
2. Receive a report and hold a discussion regarding the reviewing of resumes for Municipal Court Judge and Municipal Court Prosecutor.
Court Administrator Susan Greenwood gave a final presentation on the Judges and Prosecutors answering any questions Council had. Council advised staff to move forward with Caprice Garcia as Judge and Antonio Gabilondo as Prosecutor.
3. Executive Session: Recess to Executive Session to discuss matters relating to real property pursuant to §551.072, Texas Government Code; deliberation of economic development negotiations pursuant to §551.087, Texas Government Code; discuss personnel matters pursuant to §551.074, Texas Government Code; discuss IT network or critical infrastructure security pursuant to §551.089, Texas Government Code; and to consult with the City Attorney pursuant to §551.071, Texas Government Code. The Council may go into closed session at any time when permitted by Chapter 551, Texas Government Code or Chapter 418, Texas Tax Code. Before going into closed session, a quorum of the Council must be present, the meeting must be convened as an open meeting pursuant to proper notice, the presiding officer must announce that a closed session will be held and must identify the sections of Chapter 551 or 418, Texas Government Code authorizing the closed session.

4. Adjournment
Motion: Councilman Richard Greene
Second: Councilman Walter Clements
Vote: All in Favor
Result: Work session was adjourned at 8:22pm

REGULAR SESSION

1. Call to Order and Determination of Quorum (**Regular Session called to order by Mayor John Taylor at 7:02 pm; 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. Announcements & Special Recognitions: The agenda shall provide a time when proclamations, recognitions, general reports, and updates may be presented by the City Council.
 - A. Proclamation for Jim Estep
Mayor John Taylor read a proclamation to building inspector Jim Estep who retired after working for the City since 2011.
4. City Administrator's Report: The City Administrator's Report may provide information on status of current city projects and other projects affecting the City, meetings and actions of the city's boards and commissions, upcoming local community events, including but not limited to departmental operations and capital improvement project status. No action will be taken with respect to this report.
5. 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.
6. 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. Approve the City Council Meeting minutes for March 6, 2023.
 - B. Approval of the February 2023 Financial Reports.
Motion: Councilman Walter Clements
Second: Mayor Pro Tem Steven King
Vote: All in Favor
Result: Council minutes from March 6, 2023 and February 2023 Financial Reports were approved.
7. 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 enter into an agreement with ATLAS Municipal Services, LLC for the City's plan review and building inspection services.
Motion: Councilman Richard Greene
Second: Mayor Pro Tem Steven King
Vote: For- Councilman Peter Kozlowski, Councilman Walter Clements, Mayor Pro Tem Steven King, Councilman Richard Greene
Against- Councilman Harvey Lynn Burger
Result: Council approved a Resolution authorizing the City Administrator to enter into an agreement with ATLAS Municipal Services, LLC for the City's plan review and building inspection services.
- B. Receive, consider, and act on a Resolution authorizing a Not-to-Exceed amount for the improvements to Wilson Court, Creasser Lane, Stewart Street, and the parking lot of the city park.
Motion: Councilman Richard Greene
Second: Councilman Walter Clements
Vote: All in Favor
Result: Council approved on a Resolution authorizing a Not-to-Exceed amount for the improvements to Wilson Court, Creasser Lane, Stewart Street, and the parking lot of the city park.
- C. Receive, consider, and act on a Resolution adopting a Strategic Plan for the City, including a Vision Statement, Mission Statement, Core Values, and Strategic Goals and Objectives.
Motion: Councilman Walter Clements
Second: Councilman Peter Kozlowski
Vote: All in Favor
Result: Council approved a Resolution adopting a Strategic Plan for the City, including a Vision Statement, Mission Statement, Core Values, and Strategic Goals and Objectives.
- D. Receive, consider, and act on an Ordinance adopting a revised Master Schedule of Fees for the City of New Fairview.
Motion: Councilman Walter Clements
Second: Councilman Richard Greene
Vote: All in Favor
Result: Council approved an Ordinance adopting a revised Master Schedule of Fees for the City of New Fairview.
8. **Executive Session:** Recess to Executive Session to discuss matters relating to real property pursuant to §551.072, Texas Government Code; deliberation of economic development negotiations pursuant to §551.087, Texas Government Code; discuss personnel matters pursuant to §551.074, Texas Government Code; discuss IT network or critical infrastructure security pursuant to §551.089, Texas Government Code; and to consult with the City Attorney pursuant to §551.071, Texas Government Code. The Council may go into closed session at any time when permitted by Chapter 551, Texas Government Code or Chapter 418, Texas Tax Code. Before going into closed session, a quorum of the Council must be present, the meeting must be convened as an open meeting pursuant to proper notice, the presiding officer must announce that a closed session will be held and must identify the sections of Chapter 551 or 418, Texas Government Code authorizing the closed session.
- 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.

- A. §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 7:52pm

9. 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 8:01pm.

Motion: Mayor Pro Tem Steven King

Second: Councilman Walter Clements

Vote: All in Favor

Result: Council approved an amended two year employment agreement with John Cabrales Jr for City Administrator.

10. Mayor & Council Member Announcements: The City Council may hear or make reports of community interest provided no action is taken or discussed. Community interest items may include information regarding upcoming schedules of events, honorary recognitions, and announcements involving imminent public health and safety threats to the city. Any deliberation shall be limited to a proposal to place the subject on an agenda for a subsequent meeting.

11. Adjournment

Motion: Councilman Richard Greene

Second: Councilman Walter Clements


Vote: All in Favor

Result: Regular Session was adjourned at 8:02 pm.

MINUTES APPROVED ON THIS, THE 3RD DAY OF APRIL 2023



John Taylor, Mayor



Brooke Boller, City Secretary