



**City of New Fairview
City Council
Regular Meeting
Minutes
March 6, 2023**

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

**City Staff
Brooke Boller, City Secretary
Susan Greenwood, Assistant City Secretary
Roberta (Robin) Cross, City Attorney**

**Absent
Mayor John Taylor
Place 2 Councilman Peter Kozlowski
John Cabrales Jr, City Administrator**

WORK SESSION

1. Call to Order and Determination of Quorum (Work Session called to order by Mayor Pro Tem Steven King at 7:03 pm; Roll Call with the above-mentioned names.)
1. 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 presentation on what the City Courts needs are and what the future for the court looks like. Council went over candidates and spoke with two candidates that came to the meeting. Council has advised staff to place this on a future work session to discuss applicants with all council members present.
2. **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.

3. Adjournment

Motion: Councilman Walter Clements

Second: Councilman Richard Greene

Vote: All in Favor

Result: Work session adjourned at 7:23pm

REGULAR SESSION

1. **Call to Order and Determination of Quorum (Regular Session called to order by Mayor Pro Tem Steven King at 7:24pm; 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.

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 February 20, 2023.

Motion: Councilman Walter Clements

Second: Councilman Richard Green

Vote: All in Favor

Result: City Council minutes for February 20, 2023 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 awarding the Drainage Improvement project for Stewart Street, and the City Park located at 150 Stewart Street, to 3H Concrete Inc. for a total of \$23,690, and establish a not-to-exceed project contingency of \$2,400.

Motion: Councilman Richard Greene

Second: Councilman Walter Clements

Vote: All in Favor

Result: Council approved a Resolution awarding the Drainage Improvement project for Stewart Street, and the City Park located at 150 Stewart Street, to 3H Concrete Inc. for a total of \$23,690, and establish a not-to-exceed project contingency of \$2,400

- B. Receive, consider, and act on an Ordinance amending Chapter 5, Business Regulations, by adding Article 5.07, Home Solicitor Registration, Sections 5.01.001- 5.07.011, creating a vendor/solicitation registration program.

Motion: Councilman Walter Clements

Second: Councilman Richard Greene

Vote: All in Favor

Result: Council approved an Ordinance amending Chapter 5, Business Regulations, by adding Article 5.07, Home Solicitor Registration, Sections 5.01.001- 5.07.011, creating a vendor/solicitation registration program.

- C. Receive, consider, and act on appointing members to the Parks and Recreation Board and the Keep New Fairview Beautiful Committee.

Motion: Councilman Walter Clements

Second: Councilman Richard Greene

Vote: All in Favor

Result: Council appointed Deborah Greene to the Parks & Recreation Board.

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.

9. **Return to Open Session:** Discuss and take appropriate action, if any, resulting from the discussions conducted in Executive Session.

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 Walter Clements

Second: Mayor Pro Tem Steven King

Vote: All in Favor

Result: Work session adjourned at 7:47pm.

MINUTES APPROVED ON THIS, THE 20TH DAY OF MARCH 2023



John Taylor, Mayor



Brooke Boller, City Secretary