



**MINUTES OF A CITY COUNCIL
WORKSHOP/REGULAR MEETING
HEWITT CITY HALL – 200 PATRIOT COURT
July 16, 2018 – 5:30 PM/7:00 PM**

Members present: Mayor Ed Passalugo (presiding), Mayor Pro Tem Steve Fortenberry, Council Members, Wilbert “Walky” Wachtendorf, James Vidrine, and Travis Bailey

Members absent: Council Member Bill Fuller

Note: Council Member Kurt Krakowian resigned on July 13, 2018.

Staff present: City Attorney Charlie Buenger, City Engineer Miles Whitney, City Manager Adam Miles, Police Chief Jim Devlin, Assistant Police Chief Tuck Saunders; Fire Chief Lance Bracco, Managing Director Katie Allgood, Library Director Waynette Ditto, Community Development Director Tracy Lankford, Utilities Director Kevin Reinke, and City Secretary Lydia Lopez

Staff absent: Finance Director Lee Garcia

WORKSHOP – 5:30 PM

1. Mayor Ed Passalugo called the meeting to order at 5:30 PM.

Note: The agenda was reordered as follows:

2. *A motion was made by Council Member Travis Bailey and second by Council Member Steve Fortenberry to convene the Executive Session at 5:31 PM pursuant to the Open Meetings Act, Chapter 551, Texas Government Code to discuss the following:*
 - **Pursuant to §551.072 a (2) – Personnel Matters to hear a complaint against an officer or employee:**
 - a) **Confidential formal complaints of official misconduct, retaliation and hostile work environment by Council Member Kurt Krakowian**
 - **§551.071 (2) (Confidential Consultation with Attorney regarding a matter upon which the Attorney has a duty to confidentially advise the client, the Hewitt City Council).**
3. The Executive Session was closed at 6:15 PM.

Mayor Ed Passalugo reconvened the Workshop.

2. City Manager presented updates on municipal business:
 - a. Report from City Engineer
 - b. Briefing and discussion concerning Preliminary FY 2018-2019 Annual Budget discussion to include line item budget review and Capital Improvement Projects. Police Chief Jim Devlin provided final comments on his line item budget. Katie Allgood, Managing Director, presented the Parks & Streets, Drainage, and Human Resources budgets.

Mayor Ed Passalugo announced a five minute break. *A motion was made by Council Member Travis Bailey and second by Council Member Steve Fortenberry to recess the Workshop at 6:55 PM.*

- c. Briefing and discussion concerning Public Safety operations – Police & Fire. **Not discussed.**

NOTE: Only items a, and b were discussed. The Workshop reconvened after the Regular Meeting.

3. The regular meeting agenda was reviewed. This item was presented prior to budget discussions.

REGULAR MEETING – 7:00 PM

1. **CALL TO ORDER.** Mayor Ed Passalugo called the meeting to order at 7:00 PM.
2. **PLEDGE OF ALLEGIANCE TO THE U.S. FLAG** – Mayor Ed Passalugo lead the Pledge of Allegiance.
3. **CONSIDER APPROVAL OF MINUTES OF THE CITY COUNCIL WORKSHOP AND REGULAR MEETING OF JULY 2, 2018.** *A motion was made by Council Member James Vidrine and second by Council Member Travis Bailey to approve the minutes as submitted but allow for corrections; all five in favor, motion passed.*
4. **HEAR VISITORS ON MATTERS PERTAINING TO CITY BUSINESS.** *Under the Texas Open Meetings Act, the Council is prohibited from discussing, responding, or acting on any comments or items that have not been properly posted on the agenda. City Attorney Charlie Buenger noted that Council is not allowed to respond to inquiries as it would be a violation of the law (Texas Open Meetings Act).*

Michael Bancale, 909 Stoneridge Drive, appeared to request the citizens of Hewitt be informed of the results of the investigation; expressed concern of a very disturbing email that was brought forward and suggested that it would be best of interest of the Council if those members involved resigned; supported fair and adequate benefits and pay for city employees; supported adequate funding for Fire and Police Department; and asked Council to consider ways to prevent or minimize a tax increase. No one else appeared.

5. **PUBLIC HEARING AND ACTION ON AN ORDINANCE REZONING OF LOT 2, BLOCK 1, FOUR SEASONS ADDITION LOCATED AT 600 E. PANTHER WAY, HEWITT, MCLENNAN COUNTY, TEXAS, FROM C-2 (GENERAL COMMERCIAL DISTRICT) TO R-1 (SINGLE FAMILY RESIDENTIAL DISTRICT); PROVIDING FOR PENALTY; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.** Mayor Ed Passalugo opened the hearing for those wishing to speak in favor. Applicant Amer Mohiuddin appeared in favor. Mayor Ed Passalugo called for those which to appear in opposition. No one appeared. Public hearing was closed. *A motion was made by Council Member James Vidrine and second by Council Member Travis Bailey to approve ordinance; all five in favor, motion passed.*
6. **ADDENDUM ITEM: MOTION TO ACCEPT RESIGNATION FROM KURT KRAKOWIAN AND DECLARE A VACANCY FOR COUNCIL MEMBER, AT-LARGE.** *A motion was made by Council Member Steve Fortenberry and second by Council Member James Vidrine to accept; all five in favor, motion passed.*
7. **ADJOURN.** *A motion was made by Council Member Travis Bailey and second by Council Member Wilbert "Walky" Wachtendorf to adjourn the regular meeting at 7:15 PM; all five in favor, motion passed.*

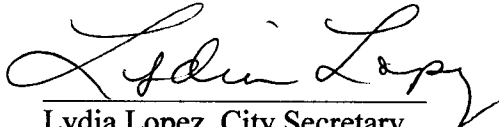
City Attorney Charlie Buenger read a prepared statement. "We understand that charges have been filed with the Texas Workforce Commission on behalf of two employees. Filing charges with the Texas Workforce Commission is a precursor to filing a lawsuit against the city. As a consequence, city council members have been advised not to make any public statements regarding information that they have received from the city's legal counsel. The investigation into allegations made by two employees is ongoing although most of the fact finding has been completed. The City recognizes that it has the duty to provide a workplace free from unlawful harassment and discrimination. The City Council realizes that all staff should be treated with dignity and respect and will keep all communication and interaction with the staff professional and businesslike."

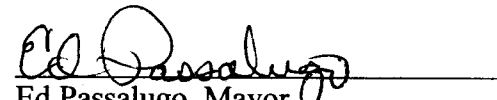
Mayor Ed Passalugo reconvened the Workshop at 7:20 PM to discuss the following:

- 2b. Briefing and discussion concerning Preliminary FY 2018-2019 Annual Budget.
(Continued)
Managing Director Katie Allgood continued her presentation. A brief Q&A was held. Council Member James Vidrine stated he would rather wait to tax roll is provided. Next meeting is scheduled for July 30, 2018.

Adjourn. A motion was made by Council Member Travis Bailey and second by Council Member Steve Fortenberry to adjourn the Workshop at 7:42 PM, all five in favor, motion passed.

Approved: July 30, 2018


Lydia Lopez, City Secretary


Ed Passalugo, Mayor