

HEWITT TEXAS

**MINUTES OF A CITY COUNCIL
REGULAR MEETING
HEWITT CITY HALL – 200 PATRIOT COURT
November 4, 2019 – 7:00 PM**

Members present: Mayor Charlie Turner Mayor (presiding), Mayor Pro Tem Wilbert “Walky” Wachtendorf; Council Members Michael S. Bancale, Steve Fortenberry, and Erica Bruce

Members absent: Council Member Bill Fuller

Staff present: City Manager Bo Thomas, City Attorney Mike Dixon, City Engineer Miles Whitney, Police Chief Jim Devlin, Fire Chief Lance Bracco, Community Development Director Tracy Lankford, Finance Director Lee Garcia, Library Director Waynette Ditto, Utilities Director Kevin Reinke, and City Secretary Lydia Lopez

Staff absent: Assistant Police Chief Tuck Saunders

REGULAR MEETING – 7:00 PM

- 1. CALL TO ORDER.** Mayor Charlie Turner called the meeting to order at 7:00 PM. City Secretary Lydia Lopez polled the Council for attendance.
PRESENT: Bancale, Wachtendorf, Fortenberry, Bruce, Turner
ABSENT: Fuller
- 2. PLEDGE OF ALLEGIANCE TO THE U.S. FLAG.** Mayor Charlie Turner led the Pledge of Allegiance.
- 3. SPECIAL PRESENTATION TO THE HEWITT POLICE DEPARTMENT BY STATE REPRESENTATIVE CHARLES “DOC” ANDERSON.** Mayor Charlie Turner announced that Representative Doc Anderson was not able to be present and will place this presentation at a subsequent meeting as Representative Anderson wanted to personally make this presentation.
- 4. SPECIAL RECOGNITION OF HEWITT PUBLIC LIBRARY VOLUNTEER MS. BETTY YOUNG.** Library Director Waynette Ditto presented an award in recognition of service provided by Hewitt Library Volunteer Mrs. Betty Young who has taught sewing classes in the Library every Saturday morning since June 26, 2017.

5. **CONSIDER APPROVAL OF MINUTES OF THE COUNCIL WORKSHOP/REGULAR MEETING OF OCTOBER 21, 2019.**
MOTION: Council Member Michael Bancale moved approval of the minutes as presented but to allow for corrections.
SECOND: Council Member Steve Fortenberry
AYES: Bancale, Wachtendorf, Fortenberry, Bruce, and Turner
NAYES: None
ABSENT: Fuller
MOTION PASSED.
6. **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. Ann Schiltz, 1220 Dendron, appeared to request the Council consider leaving the Council Ward 2 Vacancy vacant until the next election.
7. **CONDUCT INTERVIEWS AND CONSIDER APPOINTMENT(S) TO THE LIBRARY BOARD OF DIRECTORS AND PLANNING & ZONING COMMISSION.** City Manager Bo Thomas presented prospective applicants Ronald G. Smith and Paul D. Lasater. A brief interview was held with Ronald G. Smith, 305 Cedarwood Lane and Paul D. Lasater, 112 Heatherwood.
MOTION: Council Member Steve Fortenberry moved to approve the appointment of Ronald G. Smith to the Library Board.
SECOND: Council Member Erica Bruce
AYES: Bancale, Wachtendorf, Fortenberry, Bruce, and Turner
NAYES: None
ABSENT: Fuller
MOTION PASSED.
MOTION: Council Member Steve Fortenberry moved to approve the appointment of Paul D. Lasater to the Planning & Zoning Commission.
SECOND: Council Member Michael Bancale
AYES: Bancale, Wachtendorf, Fortenberry, Bruce, and Turner
NAYES: None
ABSENT: Fuller
MOTION PASSED.
8. **ADMINISTER OATH OF OFFICE TO NEWLY APPOINTED MEMBERS TO THE LIBRARY BOARD OF DIRECTORS AND PLANNING & ZONING COMMISSION.** City Secretary Lydia Lopez administered the oath of office to the newly appointment members Ronald G. Smith, Library Board of Directors, and Paul D. Lasater, Planning & Zoning Commission.
9. **PUBLIC HEARING ON AND POSSIBLE ACTION ON ADOPTING BY WAY OF APPROVAL OF ORDINANCE NO. 2019-26 OF RESTATED AND PARTIALLY AMENDED FLOOD DAMAGE PREVENTION REGULATIONS BY AMENDING CHAPTER 38, DIVISION II, SEC. 38-92 OF THE CODE OF ORDINANCES OF**

THE CITY OF HEWITT, TEXAS TO ADD A SUBSECTION 5 ADOPTING CERTAIN MEASURES/REGULATIONS FOR RECREATIONAL VEHICLES PLACED ON SITES WITHIN ZONES A1-30, AH, AND AE. City Manager Bo Thomas presented. Mayor Charlie Turner explained the format for the public hearing. Mayor Turner called for those speaking in favor. No one appeared. Mayor Turner called for those speaking against. No one appeared. Public hearing closed.

MOTION: Mayor Pro Tem Wilbert “Walky” Wachtendorf moved approval of Ordinance No. 2019-26.

SECOND: Council Member Erica Bruce

AYES: Bancale, Wachtendorf, Fortenberry, Bruce, and Turner

NAYES: None

ABSENT: Fuller

MOTION PASSED.

10. **TO AUTHORIZE THE PURCHASE OF A NEW REPLACEMENT COMPRESSOR FOR THE HEWITT FIRE DEPARTMENT FROM AUGUST INDUSTRIES IN THE AMOUNT OF \$22,220.** City Manager Bo Thomas presented.

MOTION: Council Member Michael Bancale moved approval of the purchase of a new compressor from August Industries in the amount of \$22,220.

SECOND: Council Member Steve Fortenberry

AYES: Bancale, Wachtendorf, Fortenberry, Bruce, and Turner

NAYES: None

ABSENT: Fuller

MOTION PASSED.

11. **CONSIDERATION AND ACTION ON RENEWAL OF AN AGREEMENT WITH VALLEY VIEW CONSULTING, L.L.C. FOR A PERIOD OF TWO YEARS ENDING DECEMBER 31, 2021, WITH THE OPTION TO EXTEND FOR AN ADDITIONAL ONE OR TWO YEAR INCREMENTS.** City Manager Bo Thomas presented. General discussion concerning the length of years the City has contracted with Valley View. Finance Director Lee Garcia stated that the City had contracted with Valley View for about 10 years.

MOTION: Mayor Pro Tem Wilbert “Walky” Wachtendorf moved approval of the renewal of agreement with Valley View Consulting, L.L.C.

SECOND: Council Member Erica Bruce

AYES: Bancale, Wachtendorf, Fortenberry, Bruce, and Turner

NAYES: None

ABSENT: Fuller

MOTION PASSED.

12. **CONSIDERATION AND ACTION ON RESOLUTION NO. 2019-19 DECLARING CERTAIN PROPERTY AS SURPLUS AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SALE OF SAID PROPERTY.** City Manager Bo Thomas explained that Officer Joshua Hilliard would be going to work with the City of Woodway. The City of Woodway has offered to purchase Hewitt’s canine in that they desired to run two canine units. The sale would allow the funds necessary to purchase a new dog and the training required for the new canine and handler.

MOTION: Council Member Steve Fortenberry moved approval of Resolution No. 2019-19.

SECOND: Council Member Erica Bruce

AYES: Bancale, Wachtendorf, Fortenberry, Bruce, and Turner

NAYES: None

ABSENT: Fuller

MOTION PASSED.

13. **TO AUTHORIZE THE PURCHASE OF THREE REPLACEMENT SELF-CONTAINED BREATHING APPARATUS (SCBA) TO CASCO INDUSTRIES, INC. IN THE AMOUNT OF \$21,507.** City Manager Bo Thomas presented. General discussion concerning the life expectancy of this equipment. Fire Chief Lance Bracco responded.

MOTION: Mayor Pro Tem Wilbert “Walky” Wachtendorf moved approval of the purchase of three Self-Contained Breathing Apparatus (SCBA) to Casco Industries, Inc. in the amount of \$21,507.

SECOND: Council Member Michael Bancale

AYES: Bancale, Wachtendorf, Fortenberry, Bruce, and Turner

NAYES: None

ABSENT: Fuller

MOTION PASSED.

14. **DISCUSSION, CONSIDERATION AND POSSIBLE ACTION ON WARD 2 CITY COUNCIL VACANCY, INCLUDING BUT NOT LIMITED TO: ACTION, IF ANY, TO BE TAKEN TO FILL VACANCY; APPOINTMENT; APPOINTMENT PROCESSES; AND OTHER MATTERS RELATING TO ANY OF THE ABOVE.**

City Manager Bo Thomas explained that this item was requested to be on the last agenda but it was not placed on the agenda because there was not going to be a full Council present. He further stated that at the time this agenda was being prepared that it was not known that Council Member Bill Fuller would be absent. Mr. Thomas stated that it was the Council’s discretion on how to proceed and that an executive session was posted in the event that they would like to discuss in private. Council Member Michael Bancale stated his concerns with leaving the position vacant and strongly suggested the Council consider appointing to fill the vacancy. Council Member Steve Fortenberry stated he recommended that governance be left to the people in that the last Council appointment did not turn out well.

MOTION: Council Member Steve Fortenberry “I would like to make a motion to not replace the vacant position for Ward 2 and leave the seat vacant to the next uniform general election.”

SECOND: Council Member Erica Bruce

AYES: Fortenberry, Bruce and Turner

NAYES: Bancale, Wachtendorf

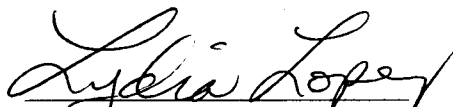
ABSENT: Fuller

MOTION PASSED.

15. **Executive Session:** The Council will convene into Executive Session in accordance with the following provisions: A closed meeting will be held pursuant to Section 551.074 of the Government Code (V.T.C.A.) so that Council may deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee (Council Vacancy – Ward 2). **NOT HELD.**
16. **ADJOURN.**
MOTION: Council Member Steve Fortenberry moved to adjourn the meeting at 7:48 PM.
SECOND: Council Member Erica Bruce
AYES: Bancala, Wachtendorf, Fortenberry, Bruce, and Turner
NAYES: None
ABSENT: Fuller
MOTION PASSED.

Approved: 11-18-2019

ATTEST:


Lydia Lopez, City Secretary


Charles D. Turner, Mayor