

HEWITT TEXAS

**MINUTES OF A CITY COUNCIL
REGULAR MEETING
HEWITT CITY HALL – 200 PATRIOT COURT
February 17, 2020 – 6:00 PM**

Attendee Name	Title	Absent	Present	Arrived
Charles D. Turner (presiding)	Mayor, Ward 1	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Wilbert “Walky” Wachtendorf	Mayor Pro Tem, Ward 1	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Bill Fuller	Council Member, Ward 2	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Vacancy	Council Member, Ward 2	<input type="checkbox"/>	<input type="checkbox"/>	
Michael S. Bancale	Council Member, At-Large	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Steve Fortenberry	Council Member, Ward 3	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Erica Bruce	Council Member, Ward 3	<input type="checkbox"/>	<input checked="" type="checkbox"/>	

Staff present:

City Manager Bo Thomas
 City Engineer Miles Whitney
 City Secretary Lydia Lopez
 Community Development Director Tracy Lankford
 Finance Director Lee Garcia
 Fire Chief Lance Bracco
 General Service Director Scott Coleman
 Human Resource Generalists Jessica Higgins
 Library Director Waynette Ditto
 Police Chief Jim Devlin
 Assistant Police Chief Tuck Saunders
 Utilities Director Kevin Reinke

WORKSHOP MEETING – 6:00 PM

- CALL MEETING TO ORDER.** Mayor Charlie Turner called the meeting to order at 6:00 PM.
- BRIEFING AND DISCUSSION REGARDING CITY CHARTER.** City Manager Bo Thomas announced that City Attorney Mike Dixon would not be in attendance due to a death in the family. Mr. Thomas presented City Attorney’s recommended propositions and reasoning behind his recommendations. General discussion was held concerning removal clause, moving of general elections to November, question raised on requiring council members to own property as required of the Planning & Zoning Commission members, and plans to allow citizen input. Mr. Thomas responded that Council could allow for citizen input in a number of ways to include the following: 1) appointment of a charter review commission to review recommended propositions and provide feedback; 2) conduct public hearings; 3) place recommended propositions on the website and provide copies to citizens upon request.

3. Adjourn.
MOTION: Council Member Bill Fuller moved to adjourn the workshop meeting at 6:57 PM.
SECOND: Council Member Michael Bancale
AYES: Fuller, Bancale, Wachtendorf, Fortenberry, Bruce, and Turner
NAYES: None
ABSENT: None
MOTION PASSED.

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.
ALL PRESENT: Fuller, Bancale, Wachtendorf, Fortenberry, Bruce, Turner
2. **PLEDGE OF ALLEGIANCE TO THE U.S. FLAG.** Mayor Charlie Turner led the Pledge of Allegiance.
3. **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. Susan Kelley, 1008 Sweetbriar Rose Lane, Woodway, TX 76712, appeared to announce that she was running for District Judge (19th District) and encouraged citizens to vote in the Primary Election. She announced the early voting times.
4. **Briefing and discussion concerning upcoming events:** (Presented by City Manager Bo Thomas)
- Citizen’s Police Academy 2020 – February 18, 2020 thru April 28, 2020
 - C.R.A.S.E. – Civilian Response to Active Shooter Events – February 22, 2020
 - March 21, 2020 – Hop into the Hewitt Public Library Spring Event – March 21, 2020
5. **CONSIDER APPROVAL OF MINUTES OF THE COUNCIL WORKSHOP AND REGULAR MEETING OF FEBRUARY 3, 2020.**
MOTION: Mayor Pro Tem Wilbert “Walky” Wachtendorf moved approval of the minutes as presented but to allow for corrections.
SECOND: Council Member Bill Fuller
AYES: Fuller, Bancale, Wachtendorf, Fortenberry, Bruce, and Turner
NAYES: None
ABSENT: None
MOTION PASSED.
6. **Discussion and possible action concerning billing dispute raised by Cheryl J. Fraley.** Mayor Charlie Turner announced the agenda item and requested that Ms. Fraley step forward to address the Council. Ms. Cheryl J. Fraley, 945 Crested Butte Drive, summarized her dispute with regards to the city’s billing policies and practices specifically being required to pay a minimum bill for water, sewer and trash services regardless of whether the service is used or not. Mayor Turner provided a response to

justify billing policies and practices. He provided the option of disconnecting service during the time period of her absence. Council Member Erica Bruce stated that she called the cities of Waco, Bryan, College Station, Dallas, Plano and all have similar policies and billing practices. Mayor Pro Tem Wilbert “Walky” Wachtendorf commented that all who have cable services are required to pay for the service whether you turn the television on or not. **NO MOTION OR ACTION WAS TAKEN ON THIS ITEM.**

7. **PUBLIC HEARING ON STORM WATER MITIGATION AS REQUIRED BY TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ).** Mayor Turner opened the public hearing. No one appeared. Public hearing closed. **NO ACTION REQUIRED.**

8. **PRESENTATION OF HEWITT POLICE DEPARTMENT’S 2019 RACIAL PROFILING REPORT.** City Manager Bo Thomas presented. Police Chief Jim Devlin stated the total traffic count stops involving Hispanics should be 465 and the total for Whites should be 2310. **NO ACTION REQUIRED.**

9. **Presentation of report from City Engineer Miles Whitney, P.E.**
- Update on pending utility projects
 - Update on pending street projects
 - Update on pending drainage projects
- NO ACTION REQUIRED.**

10. **BRIEFING AND DISCUSSION CONCERNING FINANCIAL STATEMENTS ENDING JANUARY 31, 2020.** City Manager Bo Thomas stated that Finance Director Lee Garcia previously sent the January Financial Statements and asked if council had any questions. No questions were asked. **NO ACTION REQUIRED.**

11. **AUTHORIZE THE PURCHASE OF 49 TONS OF RUBBER MULCH FROM RUBBERCYCLE RUBBER PRODUCTS FOR USE IN THE CITY PARKS IN THE AMOUNT OF \$23,820.** City Manager Bo Thomas presented.
MOTION: Council Member Steve Fortenberry moved to authorize purchase of rubber mulch from RubbeRecycle in a total amount of \$23,820.
SECOND: Council Member Michael Bancale
AYES: Fuller, Bancale, Wachtendorf, Fortenberry, Bruce, and Turner
NAYES: None
ABSENT: None
MOTION PASSED.

12. **CONFIRMATION OF REAPPOINTMENT TO THE CIVIL SERVICE COMMISSION – MR. SAM MACKINNON.** City Manager Bo Thomas presented and stated that Mr. MacKinnon was a member in good standing and staff recommended confirmation of his reappointment.
MOTION: Council Member Steve Fortenberry moved to confirm the reappointment of Civil Service Commissioner Mr. MacKinnon for another three year term.
SECOND: Council Member Bill fuller
AYES: Fuller, Bancale, Wachtendorf, Fortenberry, Bruce, and Turner
NAYES: None
ABSENT: None
MOTION PASSED.

13. **EXECUTIVE SESSION:** A closed meeting will be held pursuant to Section 551.074 of the Government Code (V.T.C.A.) so that the Council may deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee. (City Manager’s Evaluation).
MOTION: Council Member Bill Fuller moved to recess the Regular Session and convene the Executive Session at 7:37 PM.
SECOND: Council Member Michael Bancale
AYES: Fuller, Bancale, Wachtendorf, Fortenberry, Bruce, and Turner
NAYES: None
ABSENT: None
MOTION PASSED.

EXECUTIVE SESSION - ADJOURNMENT

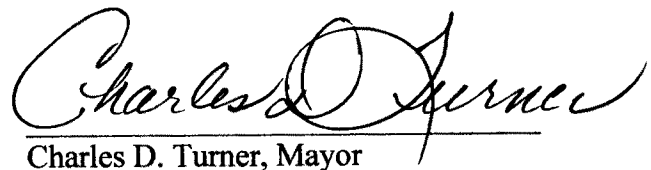
- MOTION:** Council Member Bill Fuller moved to reconvene the Regular Session 8:25 PM.
SECOND: Council Member Michael Bancale
AYES: Fuller, Bancale, Wachtendorf, Fortenberry, Bruce, and Turner
NAYES: None
ABSENT: None
MOTION PASSED.

14. **ADJOURN.**
MOTION: Council Member Bill Fuller moved to adjourn the meeting at 8:29 PM.
SECOND: Mayor Pro Tem Wilbert “Walky” Wachtendorf
AYES: Fuller, Bancale, Wachtendorf, Fortenberry, Bruce, and Turner
NAYES: None
ABSENT: None
MOTION PASSED.

Approved: 03-02-2020

ATTEST:


Lydia Lopez, City Secretary


Charles D. Turner, Mayor