

**REGULAR SCHEDULED MEETING
LONE STAR CITY COUNCIL
FIRE HALL – 201 WEST INDUSTRIAL
June 15, 2017 at 6:00 p.m.**

*We reserve the right to enter into Executive Session on any Agenda item pertaining to
TEX. GOV'T CODE ANN. Sections 551.071, 551.072, 551.073, 551.074, 551.075, 551.076, 551.077*

In compliance with the Texas Open Meetings Act, Chapter 551, of the Texas Government Code, the City of Lone Star issues this public notice. If, during the course of the meeting, any discussion of any item on the agenda should be held in executive or closed session, the board will convene in such executive or closed session in accordance with Section 551 of the Texas Government Code, Et Seq. The City Council will consider and act on the following items:

The subjects to be discussed or considered or upon which any formal action may be taken are listed below. Items do not have to be taken in the same order as shown on the meeting notice.

MINUTES

Present were Mayor Randy Hodges, Mayor Pro Tem Jerri Chism (Present beginning at Item 7-2), Aldermen Keith Reiter, Mona Brown, Ryan Harte and Lynn Cox and City Secretary Devon Whatley.

1. CALL TO ORDER by Mayor Randy Hodges

2. INVOCATION AND PLEDGE OF ALLEGIANCE

Invocation led by Lynn Cox

Pledge of Allegiance led by Mayor Randy Hodges

3. CITIZEN COMMENTS: None

4. CONSENT ITEMS:

A. Minutes of Special Session – Canvass of Election on May 11, 2017.

B. Minutes of the Regular Scheduled Meeting on May 18, 2017.

A motion was made by Mona Brown and second by Keith Reiter to approve the Minutes of the Special Session – Canvass of Election on May 11, 2017 and Minutes of the Regular Scheduled Meeting on May 18, 2017. All present voted aye.

5. REPORTS:

5-1: Judge/Court Report

5-2: Police Department Report

5-3: Fire Chief Report

5-4: Public Works Report

5-5: NETWD Director's Report

5-6: Economic Development Corporation Minutes and Financial Report

5-7: Financial Reports

a. Water and Sewer Fund

b. General Fund

A motion was made by Mona Brown and second by Lynn Cox to approve reports 5-1 through 5-7 (a) and (b), as presented. All present voted aye.

6. NON-ACTION ITEMS

6-1: City Secretary, Devon Whatley, will provide an update on the status of the USDA project.

City Secretary, Devon Whatley reported that the Easements to lift stations 2 and 6 have been signed by US Steel and recorded in the Deed Records of Morris County. Mrs. Whatley reported that she has met with the City's attorney, Stan Lowry, bond attorney, Leroy Grawunder and USDA representative Randall Verner to discuss the procedure for the issuance of revenue bonds. Mr. Grawunder is working with the City's bank to set up accounts for the issuance of the bonds and making of debt service payments. The finalized engineering plans are being sent to the USDA by KSA.

7. DISCUSSION/ACTION ITEMS

7-1: Review, Discussion and Possible Action to approve the letter of engagement with the law firm of McCall, Parkhurst & Horton, LLP. This letter is to allow McCall, Parkhurst & Horton, LLP to serve as the City's bond counsel, as required by the Letter of Conditions from the USDA.

A motion was made by Mona Brown and second by Lynn Cox to approve the letter of engagement with the law firm of McCall, Parkhurst & Horton, LLP, allowing them to serve as bond council for the City of Lone Star in the USDA grant/loan project. All present voted aye.

7-2: Review, Discussion and Possible Action to approve Resolution 2017-279, *A Resolution of the City Council of the City of Lone Star, Texas Pledging for Collateral, the Contract with Northeast Texas Municipal Water District*, as required by the Letter of Conditions from the USDA.

A motion was made by Lynn Cox and second by Jerri Chism to approve Resolution 2017-280 (number listed in Agenda was erroneous), *A Resolution of the City Council of the City of Lone Star, Texas Pledging for Collateral, the Contract with Northeast Texas Municipal Water District*. All present voted aye.

7-3: Review, Discussion, and Possible Action by the Council to consider the replacement of sewer line from the manhole at 500 South Main to Lift Station #1. Public Works Supervisor Shane Townson and KSA Engineer Chris Aylor will speak on the necessity and cost of this project.

Shane Townson, Chris Aylor and Kenith Taylor explained to the Council how the sewer system operates and explained why the replacement of this sewer line is necessary to prevent additional sewer spillage and possible TCEQ fines. Chris Aylor spoke on several financing options, including adding this project to the USDA project, private funding from a bank loan, to a Block Grant. The Block Grants for 2017 and 2018 are being awarded this summer, so the application window will be closed until 2019.

A motion was made by Mona Brown and second by Jerri Chism to put the sewer line replacement on the back end of the USDA loan/grant project. If USDA funds are not available, the City should pursue a private loan. Voting Aye: Ryan Harte, Keith Reiter, Mona Brown and Jerri Chism Voting Nay: Lynn Cox The motion carried.

7-4: Review, Discussion and Possible Action on the proposed “Rights-of-Way Agreement” by Mobilitie, regarding the installation of communication equipment on rights-of-way within the City of Lone Star.

A motion was made by Lynn Cox and second by Jerri Chism to authorize the City’s attorney to draft a right-of-way ordinance. All present voted aye.

7-5: Review, Discussion, and Possible Action by the Council concerning amending Ordinance 205-C Regulating the Keeping of Animals and Fowl Within the City of Lone Star to allow chickens. Draft language of a proposed amendment will be considered.

A motion was made by Mona Brown and second by Jerri Chism to approve Ordinance 205-D, which amends Ordinance 205-C and reads AN ORDINANCE ESTABLISHING THAT FOWL MAY ONLY BE KEPT IN ACCORDANCE WITH THE REQUIREMENTS OF THIS ORDINANCE; SETTING OUT A LIMIT OF SIX (6) FEMAL CHICKESN IN A RESIDENTIAL DISTRICT; SETTING OUT A PERMIT PROCEDURE; REPEALING ANY ORDINANCES IN CONFLICT THEREWITH; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A FINE OF TWENTY-FIVE DOLLARS (\$25.00) PER CHICKEN, PER DAY FOR EACH OFFENSE OR FIFTY DOLLARS (\$50.00) PER DAY FOR THER VIOLATIONS OF THE ORDINANCE; AND PROVIDING AN EFFECTIVE DATE. Voting aye: Jerri Chism, Mona Brown, Lynn Cox and Keith Reiter Voting Nay: Ryan Harte The motion carried.

7-6: Review, Discussion, and Possible Action by the Council to approve an Economic Development Board expenditure in the amount of \$5,500.00 to Glenn’s Tree Service to remove dead trees, small saplings and underbrush, raise the canopy and remove brush from Rocky Point.

A motion was made by Lynn Cox and second by Jerri Chism to table this matter to the July meeting. All present voted aye.

7-7: Review, Discussion and Possible Action to consider hiring Daniel Todd, II as a part-time Public Works employee.

A motion was made by Ryan Harte and second by Keith Reiter to hire Daniel Todd, II as a part-time public works employee for a 90-day probationary period, at a rate of \$9.00 per hour. All present voted aye.

7-8: Review, Discussion, and Possible Action by the Council to schedule budget workshop sessions.

A motion was made by Lynn Cox and second by Mona Brown to schedule budget workshops for July 18 and August 1 at 6:00 pm. All present voted aye.

8. EXECUTIVE SESSION: City Council to convene into executive session for the following issues:

8-1: To consider hiring Daniel Todd, II for a part-time Public Works Worker position (TEX. GOV'T CODE ANN. § 551.074). The council will then re-convene in open session for review, discussion, and possible action on this matter.

The City Council convened into executive session at 7:52 pm and re-convened into open session at 8:00 pm. No official action or vote was conducted during the closed session.

9. ADJOURN

A motion was made by Jerri Chism and second by Mona Brown to adjourn. All present voted aye.

/s/ Devon N. Whatley
Devon N. Whatley, City Secretary

/s/ Randy Hodges
Randy Hodges, Mayor