

**CITY COUNCIL MINUTES
JULY 11, 2023
9:00 A.M.**

The City Council of the City of Sweetwater, Texas, met in regular session on Tuesday, July 11, 2023, at 9:00 a.m. in the City Council Room at City Hall, 200 E. Fourth Street with the following members present:

JIM MCKENZIE, Mayor
JOHN MCPHERSON, Mayor Pro Tem
JEROD PEEK, Councilman
KERRY BAKER, Councilman
RICKY CASTRO, Councilman

DAVID A. VELA, City Manager
PATTY TORRES, City Secretary
JEFF ALLEN, City Attorney

Staff Members present: Lisa Adames Assistant City Manager for Administration, Lynn Barrett Director of Planning and Operations, Bryan Sheridan Police Chief, Eddy Campbell Utilities Director, Dewey Coy Fire Chief, and Zach Adames IT Director.

1. Mayor McKenzie called the meeting to order.
2. Kathy Monroe with First Presbyterian Church gave the invocation.
3. Councilman Castro led the Pledge of Allegiance to the American and the Texas Flags.
4. Motion was made by Councilman Peek, seconded by Mayor Pro Tem McPherson to approve the minutes for the meeting held on June 13, 2023. The motion carried unanimously.
5. Public Input: None
6. Mayor McKenzie congratulated and presented Ms. Lisa Adames on her Certified Public Manager Designation.
7. Consent Agenda Items

Motion was made by Councilman Peek, seconded by Councilman Castro to approve the Consent Agenda Items 7A and 7B. The motion carried unanimously.

- A. City Council to discuss, consider and act upon approval of the Quarterly Investment Report for the quarter ended June 30, 2023.
- B. City Council to receive insurance proposals for health, dental and life benefits for Fiscal Year 2023-2024.

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8. Regular Agenda Items

- C. Motion was made by Councilman Castro, seconded by Councilman Peek to approve a Resolution amending, confirming, and ratifying the Central Rate Schedule to include rates for Filming on Public Locations within the City. The motion carried unanimously.

COPY OF RESOLUTION IS LOCATED IN THE ORDINANCE AND CONTRACT BOOK XVI PAGES 3142 – 3168.

AMENDING, CONFIRMING AND RATIFYING THE CENTAL RATE SCHEDULE FOR THE VARIOUS FEES, LICENSES, PERMITS AND RATES CHARGED BY THE CITY OF SWEETWATER, TEXAS, FOR THE FISCAL YEAR 2023 AND ADOPTING SUCH CENTRAL RATE SCHEDULE.

- D. Motion was made by Councilman Castro, seconded by Councilman Baker to approve abandonment of a 15-foot unused sewer easement along the eastern border of EMA's property at 16 Industrial Drive. The motion carried unanimously.
- E. Motion was made by Mayor Pro Tem McPherson, seconded by Councilman Baker to approve utilizing the Compliance Engine Solution to track fire safety. The motion carried unanimously.
- F. Motion was made by Councilman Peek, seconded by Mayor Pro Tem McPherson to enter into a public hearing to consider and discuss rezoning the newly annexed Southwood Terrace 3 to "A" residential. The property was previously platted as single-family lots. The motion carried unanimously.

There were no public comments.

Motion was made by Mayor Pro Tem McPherson, seconded by Councilman Castro to close the public hearing and enter into regular session. The motion carried unanimously.

- G. Motion was made by Councilman Castro, seconded by Councilman Baker to approve an agreement for a Zoning and Land Use Ordinance update with Kendig Keast Collaborative over two fiscal years. The motion carried unanimously.
- H. Motion was made by Councilman Peek, seconded by Councilman Baker to approve revising Cemetery ordinance and regulations. The motion carried unanimously.

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- I. Motion was made by Councilman Castro, seconded by Councilman Peek to approve a Resolution directing publication of notice of intention to issue certificates of obligation; and resolving other matters relating to the subject. The motion carried unanimously.

COPY OF RESOLUTION IS LOCATED IN THE ORDINANCE AND CONTRACT BOOK XIV PAGES 3169 – 3172.

A RESOLUTION DIRECTING PUBLICATION OF NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION; AND RESOLVING OTHER MATTERS RELATED TO THE SUBJECT

- J. Motion was made by Councilman Peek, seconded by Mayor Pro Tem McPherson to approve request for purchase of aerial apparatus equipment for the Sweetwater Fire Department. The motion carried unanimously.
- K. Motion was made by Mayor Pro Tem McPherson, seconded by Councilman Castro to enter in to a public hearing to consider a reinvestment zone located in Nolan County, Texas, and as described as follows:

All of Lots Fourteen (14), Fifteen (15), Sixteen (16) and Seventeen (17) of the Sweetwater Industrial Park (Nolan County Plat Slide 234A), Sweetwater, Nolan County, Texas.

The motion carried unanimously.

There were no public comments.

Motion was made by Councilman Peek, seconded by Mayor Pro Tem McPherson to close the public hearing and enter into regular session. The motion carried unanimously.

- L. Motion was made by Councilman Castro, seconded by Councilman Peek to approve an Ordinance approving a reinvestment zone located in Nolan County, Texas, and as described as follows:

All of Lots Fourteen (14), Fifteen (15), Sixteen (16) and Seventeen (17) of the Sweetwater Industrial Park (Nolan County Plat Slide 234A), Sweetwater, Nolan County, Texas.

The motion carried unanimously.

COPY OF ORDINANCE IS LOCATED IN THE ORDINANCE AND CONTRACT BOOK XIV PAGES 3173 – 3176.

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9. City Manager's Report

- A. SNAP – Fan and Food Drives
- B. Second Annual Guns vs. Hoses Softball Game
- C. June 29, 2023 Fire
- D. Sweetwater Police Department – Hard Head Veterans

10. Motion was made by Councilman Peek, seconded by Councilman Baker to enter closed session at 9:30 a.m. in accordance with Section 551.071 and 551.087 of the Texas Government Code. The City Council met in closed session to consult with its attorney on economic incentives in which the duty of the attorney to the City Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter, to wit, the legal position of the City with regard to:

- Discussion related to legal issues, and commercial and/or financial information received related to a potential tax abatement;

11. Motion was made by Councilman Castro, seconded by Councilman McPherson to reconvene into regular session at 9:43 a.m. The motion carried unanimously.

12. Motion was made to adjourn by Councilman Castro, seconded by Councilman Peek. There being no further business, the meeting adjourned at 9:45 a.m. The motion carried unanimously.

Jim McKenzie, Mayor

ATTEST:

Patty Torres, City Secretary

Persons signing register: Maria Castro, Kathy Kirby, Cheryl Kirby, Miesha Adames, Nancy Johnson, Karen Hunt and Peter Gonzales.