

**CITY COUNCIL MINUTES
REGULAR SESSION
MAY 12, 2015**

I. CALL TO ORDER

A regular session of the City Council was called to order Tuesday, May 12, 2015 at 7:00 PM with a quorum present, to wit:

James Burgess	Mayor
Geronimo Hernandez	Mayor Pro Tem
Jeannie Prazak	Councilmember
Kris Shelman	Councilmember
Judy Faulkner	Councilmember
Wes Dady	Councilmember

The Invocation was given by Mayor Burgess. The Pledge of Allegiance was recited.

II. ANNOUNCEMENTS

Mayor Burgess read and presented a Proclamation declaring May as Motorcycle Awareness Month in the City of Venus. The Proclamation was presented to Pat Everitt.

III. CITIZEN VISITOR COMMENTS

Tony Bovinich, 404 Harvest Hill, addressed Council regarding activation of the Siren System during recent storms.

VI. ELECTION MATTERS

ITEM 1. Consider approval of Resolution No. 08-2015, canvassing the results of the General Election held May 9, 2015.

City Secretary Angie Wade presented Mayor Burgess with the Tally Sheets and Summary of Returns for the May 9, 2015 General Election. Mayor Burgess read the following results aloud:

Mayor:			
James Burgess	99	Declared Winner	
Kris Shelman	53		
Councilmember, Place 1:			
Ron Hill	49		
Jeannie Prazak	105	Declared Winner	
Councilmember, Place 2:			
John Ludlum	23		
Robert Wood	73	Declared Winner	
Jeannie Toland-Scott	50		

Councilmember Faulkner made a motion, seconded by Councilmember Hernandez, to approve Resolution No. 08-2015, canvassing the results of the May 9, 2015 General Election. A vote was cast, 5 in favor, 0 against. Motion passed.

ITEM 2. Administer Oath of Office to newly elected Mayor and Councilmembers.

City Secretary Angie Wade administered the Oath of Office to Mayor Burgess, Councilmember Jeannie Prazak and Councilmember Robert Wood. The officers took their place at the dais.

V. CONSENT AGENDA

ITEM 3. Approval of the minutes for the Regular City Council Meeting held on April 13, 2015.

ITEM 4. Ratify the payment of the bills for the month of April 2015.

ITEM 5. Approval of Resolution No. 09-2015.

ITEM 6. Approval of Resolution No. 10-2015.

ITEM 7. Approval of an Interlocal Participation Agreement.

Councilmember Prazak made a motion, seconded by Councilmember Dady, to approve the Consent Agenda. A vote was cast, 5 in favor, 0 against. Motion passed.

VI. INDIVIDUAL ITEMS FOR CONSIDERATION

ITEM 8. Receive a report from Waters, Vollmering & Associates, and LLP regarding the Agreed-Upon Procedures Engagement.

Gill Vollmering presented to Council the FY14 Annual Audit of the City of Venus. No questions were posed by Council.

ITEM 9. Discussion regarding the property located at 206 E. 2nd Street, presented by Adel Sebita.

Adel Sebita addressed Council regarding the possible purchase and rezoning of the property located at 206 E. 2nd Street. Discussion included multi-family versus single family zoning.

ITEM 10. Discussion regarding the property located at 801 W Hwy 67, presented by Paul Keefer.

Mr. Keefer was not present.

ITEM 11. Discuss and consider approval of the City of Venus Policies and Procedures regarding the Outdoor Warning System.

City Administrator April Stoll presented to Council a draft Outdoor Warning System Policy. Discussion ensued regarding day of week to set siren off; who sets siren off, and text notifications. Policy will need to be amended when and if the siren system is upgraded. Mayor Pro Tem Hernandez made a motion, seconded by Councilmember Prazak, to approve the Policy with testing to be done every Saturday at noon and sounding for fifteen seconds. A vote was cast, 5 in favor, 0 against. Motion passed.

ITEM 12. Discuss and consider approval of an expenditure in the amount of \$47,000 for an upgrade to the Outdoor Warning System by Gifford Electric.

David Babcock with Gifford Electric presented Council with a quote and information regarding an upgrade to the current siren system. Features include being activated via computer; radio communications, ability to have three users logged in simultaneously, and communication with NOAA weather radio. Councilmember Faulkner made a motion, seconded by Councilmember Wood, to approve and expenditure in the amount of \$47,000 for an upgrade to the Outdoor Warning System by Gifford Electric. A vote was cast, 4 in favor, 1 against (Dady). Motion passed.

ITEM 13. Discuss and consider approval of Resolution No. 11-2015 designating a bank depository, pursuant to a request for application for bank depository services, and authorizing the Mayor to sign and execute a bank depository services contract with Citizens National Bank of Texas to be effective June 1, 2015.

Mayor Pro Tem Hernandez made a motion, seconded by Councilmember Prazak to approve Resolution No. 11-2015 designating a bank depository, and authorizing the Mayor to sign and execute a bank depository contract with Citizens National Bank of Texas to be effective June 1, 2015. A vote was cast, 5 in favor, 0 against. Motion passed.

ITEM 14. Discussion regarding the retaining wall in Meadow Ridge I and II.

Discussion only. Council was advised by the City Attorney that the fence was not on the City's property and is the responsibility of the home owners. The City Administrator will draft a letter to the property owners.

ITEM 15. Discuss and consider approval of Ordinance No. 403-2015 ordering the amendment of Chapter 8, buildings and building regulations, article IV, Fences, to add section 8-112, Residential Fence Maintenance Standards, to provide for maintenance requirements/standards for residential fences within the city.

Councilmember Prazak made a motion, seconded by Councilmember Dady, to approve Ordinance No. 403-2015 ordering the amendment of Chapter 8, buildings and regulations, article IV, Fences, to add section 8-112, Residential Fence Maintenance Standards, to provide for maintenance requirements/standards for residential fences within the city. A vote was cast, 5 in favor, 0 against. Motion passed.

ITEM 16. Discuss and consider approval of an expenditure in the amount of \$19,520 to J&B Electric for 40% of original quote for the installation of lights at Fielder Park, with the remaining 60% due upon completion of project.

Councilmember Prazak made a motion, seconded by Councilmember Dady to approve an expenditure in the amount of \$19,520 to J&B Electric for 40% of the original quote for the installation of lights at Fielder Park. A vote was cast, 5 in favor, 0 against. Motion passed.

ITEM 17. Presentation of monthly department reports from City Administrator April Stoll, Public Works Director Cesar Roca, and Chief of Police R.L. Young.

Monthly department reports were received by April Stoll, Cesar Roca, and Chief Young.

VII. EXECUTIVE SESSION

[Council recessed into Executive Session at 9:19 PM.]

1. **GC § 551.071(1) – Consultation with Attorney regarding pending litigation:**
 - a) **Evans VS City of Venus**

2. **GC § 551.071 – Consultation with Attorney regarding contemplated litigation/attorney client privileged advice:**
 - a) **Texas Board of Professional Engineers (TBPE) administrative enforcement action regarding John Benjamin Clopton street repair engineering complaint from February 2011 (TBPE investigation G-32743) and regarding John Benjamin Clopton 4th Street drainage project engineering complaint from April 2015 (TBPE investigation G-35872).**

[Council reconvened into Open Session at 10:17 PM]

1. Councilmember Faulkner made a motion, seconded by Councilmember Prazak, to direct the City Attorney to offer no response on behalf of the City in Evans VS City of Venus. A vote was cast, 5 in favor, 0 against. Motion passed.
2. Councilmember Prazak made a motion, seconded by Mayor Pro Tem Hernandez, to go forward with mediation regarding the Texas Board of Professional Engineers and claims filed by John Clopton. A vote was cast, 5 in favor, 0 against. Motion passed.

VIII. ADJOURMENT

Councilmember Dady made a motion, seconded by Councilmember Wood, to adjourn. A vote was cast, 5 in favor, 0 against. Motion passed and Council adjourned at 10:18 PM.

APPROVED:


MAYOR

ATTEST:


CITY SECRETARY