

MINUTES
CITY COUNCIL MEETING
MAY 20, 2014
REGULAR SESSION 6:00 P.M.

1. CALL TO ORDER AND ANNOUNCE QUORUM IS PRESENT:

The meeting was called to order by Earnest Pack, Mayor.

The mayor announced Alderman Hertenberger, Place 3 Alderman Johnson, Place 1, Alderman Michaud, Place 5, and Alderman Rasbeary were present and Quorum was announced.

ABSENT: Alderman Nickleberry

THE OATH OF OFFICE WAS ADMINISTERED BY JUDY KEALLY, CITY SECRETARY, TO THE NEWLY ELECTED OFFICERS EARNEST PACK, MAYOR, GREG JOHNSON, PLACE 1 AND MARIE HERTENBERGER, PLACE 3 IN THE MUNICIPAL ELECTION MAY 10, 2014 FOR THE TERM OF 2014-2016:

2. INVOCATION: *Alderman Rasbeary*

3. PLEDGE TO THE FLAG: *Alderman Johnson*

4. VISITORS/CITIZENS COMMENTS: At this time, any person with business before the Council not scheduled on the Agenda may speak to the Council for a maximum of three (3) minutes. No formal action can be taken on these items at this meeting. *None*

5. CONSENT AGENDA:

- a. Approve Minutes from the April 15, 2014 Meeting of the City Council
- b. Approve the check register for the month of April, 2014
- c. Review the Financial Statement

Motion was made by Alderman Rasbeary seconded by Alderman Hertenberger to approve all of the above. Motion carried 4-0. Alderman Hertenberger asked about why the City and Public Works needs bottled water and the City Administrator stated the water in the break room has an odor because the hot water tank needs replaced. Alderman Rasbeary stated replace the water tank and if necessary install a water filter on it. Gus Ramirez, Public Works Director, stated they use bottled water for the employees in the field.

6. OLD BUSINESS: *None*

7. NEW BUSINESS:

- a. **DISCUSSION AND POSSIBLE ACTION TO APPOINT A NEW MAYOR PRO TEM:**

The Mayor opened the discussion for nominations to appoint a new Mayor Pro Tem and Alderman Johnson nominated Ron Rasbeary, Marilyn nominated Alderman Hertenberger and the Mayor called for a vote. Motion was made by Alderman Michaud to appoint Alderman Hertenberger as Mayor Pro Tem. Motion was 2 for 2 against. Motion was made by Alderman Johnson to appoint Alderman Rasbeary as Mayor Pro Tem. Motion was 2 for 2 against. Motions were tied and the Mayor stated that Alderman Michaud would serve as Mayor Pro Tem until the next meeting at which time the Mayor Pro Tem would be on the June Agenda. The Mayor stated the Mayor does not appoint the Mayor Pro Tem since it is the City Councils responsibility to perform this action.

b. DISCUSSION AND POSSIBLE ACTION ON PRESENTATION OF FINDINGS FROM THE 2012-2013 ANNUAL AUDIT COMPLETED BY FRANK STEELE C.P.A. WITH ANDERSON, MARX AND BOHL, CERTIFIED PUBLIC ACCOUNTANTS:

Mayor Pack introduced Frank Steel CPA from the accounting firm of Anderson, Marx, and Bohl, P.C.

Frank Steel CPA from the accounting firm of Anderson, Marx, and Bohl, P.C. presented his Audit findings from the Fiscal year of 2012-2013. He stated this has been the most creative Audits he has ever completed. Mr. Steel stated he applauds the City for abandoning the old Hwy 84 project in the amount of \$2.5 million. He stated the best thing the City could have done was to abandon the project. He stated the total project would have cost over \$5M and the City did not have the financial means to support the project. He quoted Winston Churchill sometimes your best loss is your first loss and in this situation this was true. He stated this project would have probably bankrupted the City and EDC, since the Water and Sewer rates and the property tax would have had to be raised continuously, forcing businesses and individuals to relocate. This would have prevented any new businesses and individuals from relocating in the City creating an enormous financial burden on the City. Mr. Steel stated there were some very interesting and creative accounting methods used by the City during the past administration. He stated that since the new Administration has been in place the City has come a long way. Mr. Steel stated that the War on Drugs account that is being handled in the Police Department needs to be moved into the Administration area since that is where it should have been from the start.

Mr. Steele stated he has some correcting entries that need to be made to clear up some previous financial and accounting errors made by the former Administration. Alderman Hertenberger asked Mr. Steel if the City is doing better and Mr. Steele responded, the City has moved light years ahead. Motion was made to accept and approve the Audit as presented was made by Alderman Rasbeary and seconded by Alderman Hertenberger. Motion carried 4-0.

c. DISCUSSION AND POSSIBLE ACTION ON APPROVING A WORD CHANGE FROM APPROVE TO APPOINT IN THE EDC BY LAWS:

Motion was made by Alderman Hertenberger and seconded by Alderman Rasbeary to approve changing the word from appoint to approve in the EDC By-laws. This wording change will reflect the way the State EDC By-laws are. Motion carried 4-0.

d. DISCUSSION AND POSSIBLE ACTION ON BASEBALL FIELD LIGHTING AND THE EDC PARTICIPATION IN THE PURCHASING OF THE LIGHTS:

Motion to table, in the absence of the EDC Director, was made by Alderman Rasbeary and seconded by Alderman Johnson. Motion carried 4-0.

e. DISCUSSION AND POSSIBLE ACTION ON APPROVING A RESOLUTION AND MYLAR WHICH RELOCATES THE WATER AND SEWER EASEMENTS ON PROPERTY OWNED BY TOMMY AND DARLENE CHILDS IN THE CHILDS EDITION ON ROMEO ROAD IN THE CITY OF TEAGUE TEXAS:

Motion to approve Resolution and Mylar with the correction to the Agenda stating the street name as Don Juan not Romeo road was made by Alderman Rasbeary seconded by Alderman Hertenberger. Motion carried 4-0.

8. EXECUTIVE SESSION "The City Council for the City of Teague reserves the right to adjourn into executive session at any time during the course of the meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney); 551.072 (Deliberation and Real Property); 551.073 (Deliberations about Gifts and Donations); 551.074 (Personnel Matters); 551.076 (Deliberations about Security Devices) and 551.087 (Economic Development)." None

9. **OPEN SESSION:** *The meeting continued in Open Session.*

10. **TAKE ANY ACTION DEEMED NECESSARY ON TOPICS DISCUSSED IN EXECUTIVE SESSION:** *N/A*

The Mayor asked if any of the City Council members had any questions for the Public Works Director.

Alderman Rasbeary asked the Director about the turn styles at the City Park and the Director stated that they made an alternative to the turn styles that he thought would keep horses outside the fenced area of the Park.

Alderman Rasbeary stated that in his opinion a horse could go thru what was made in place of the turn styles. The Director stated he would get someone to bring a horse to the Park to see if a horse would go thru the gate. Alderman Rasbeary insisted that in his opinion a horse can get thru.

The Director gave an update on the pool stating that the electrical for the lights has been reworked and the lights, pumps, the filters, painting and leaks were completed and now the pool must be filled to make sure there aren't any other leaks.


The Mayor instructed Judy Keally, City Secretary/ Administrator to place the Directors reports back on the Agenda and she responded, yes.

ADJOURNMENT: *At 6:55P.M. Motion to Adjourn was made by Alderman Rasbeary and seconded by Alderman Johnson. Motion carried 4-0*


The Meeting Adjourned.



The City of Teague,



Judy Keally City Secretary/Administrator



Earnest G. Pack, Mayor

Any person interested in attending the meeting with special communication or accommodations needs to contact City Hall 48 hours prior to the meeting at 254-739-2547 to make arrangements.

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