



**City of Whitewright
City Council
Regular Meeting**
Whitewright Visitor Center
111 W. Grand
March 5, 2019, 6:30 p.m.

**Amended
Agenda**

NOTICE IS HEREBY GIVEN THAT A REGULAR MEETING OF THE GOVERNING BODY OF THE CITY OF WHITEWRIGHT WILL BE HELD ON THE 5th DAY OF MARCH, 2019, AT 6:30 P.M. IN THE WHITEWRIGHT VISITOR CENTER LOCATED AT 111 W. GRAND, CITY OF WHITEWRIGHT, TEXAS, AT WHICH TIME THE FOLLOWING SUBJECTS WILL BE DISCUSSED.

NOTICE OF VIDEOCONFERENCE CALL PURSUANT TO TEX. GOV'T CODE 551.127.

The meeting will be open to remote participation by a member(s) of the City Council by videoconference call, in compliance with the provisions of the Texas Open Meetings Act. The intent is for a quorum of the City Council to be physically present at the meeting location at 111 W. Grand, Whitewright, Texas.

A member of the City Council of the City of Whitewright may participate remotely in this meeting of the City Council of the City of Whitewright by means of a videoconference call with video and audio feed of the member's participation, as applicable, to be broadcast live at the meeting. Gov't Code 551.127 (a-1)

A member of a governmental body who participates in a meeting as provided by Gov't Code 551.127 (a-1) shall be counted as present at the meeting for all purposes. Gov't Code 551.127 (a-2)

A member of a governmental body who participates in a meeting by videoconference call shall be considered absent from any portion of the meeting during which audio or video communication with the member is lost or disconnected. The governmental body may continue the meeting only if a quorum of the body remains present at the meeting location. Gov't Code 551.127 (a-3)

Pursuant to Gov't Code 551.127 (e), a quorum of the governmental body will be physically present and the member of the governmental body presiding over the meeting will be present at 111 W. Grand, Whitewright, Texas.

The subjects to be discussed are listed below:

1. CALL TO ORDER – Call to order by the Mayor.

2. INVOCATION – Kenneth Franklin

3. PLEDGE OF ALLEGIANCE

4. ROLL CALL

Jamie Lawrence – Mayor
Rick Magers

Sarah Beth Owen
Randy Glover – Mayor Pro-Tem

Bart Bodine
George Fenner

5. CITIZEN FORUM – *(State law prohibits the City Council from considering or deliberating on any item not listed on the posted City Council agenda. A person may address the Council on items not on the printed agenda. Comments are limited to three (3) minutes. The Council may provide factual information or provide existing City policy information in response to the inquiry, or propose to place the subject on the agenda for a future meeting. Sec. 551.042 of Open Meetings Act).*

6. CONSENT AGENDA *(All consent agenda items are considered routine by City Council and will be enacted by one motion. There will be **no separate discussion** of these items unless a Councilmember requests an item be removed and considered separately.)*

6.1 *To approve bills paid in February, 2019 [Except for transaction # 13053 in the amount of \$21.16 to Whitewright Automotive which is Action Item 8.2]

6.2 *To review Ad Valorem taxes received for the month of January, 2019

6.3 *Approve Minutes

- * a. January 8, 2019
- * b. February 5, 2019
- * c. February 15, 2019
- * d. February 19, 2019

- 6.4 ***Report from Fire Department – Chief Dwayne Henderson**
Incident County, Incident Type, Statistics, Responding Personnel, Grants, and equipment maintenance.
- 6.5 ***Report from Library Director – Chris Ely**
Library statistics
- 6.6 ***Report from Public Works Director – Brandon Latimer**
Leaks, New Well Construction, Wastewater Plant, Wells, Towers, Meters
- 6.7 ***Report from Water Utility Clerk – Brandi Robinson**
Number of customers, delinquencies, number of new customers
- 6.8 ***Report from Police Department – Chief Rick Webber**
Fuel Consumption, citations issued, crime data report.
- 6.9 ***Municipal Court Report – Brandi Robinson**
Monthly Fines and Court Costs received and Monthly Statistics
- 6.10 ***Report from EMS Department –**
Number of runs, fuel consumption, repairs to ambulance, February 2019 EMS Employee Changes
- 6.11 ***Financial Reports – Tona Shiplet**
Current financial reports. **NOTE:** A refund of late payment fees totaling over \$4000.00 is in process.
As we are a municipality the bills should have been Net 30.
- 6.12 ***4A** current financial reports. Current Bills/Statement of Revenue and Expenditures
- 6.13 ***4B** current financial reports. Current Bills/Statement of Revenue and Expenditures

7. Report from Mayor – Jamie Lawrence

Dates of upcoming events:

- March 11 - 4B
- March 11-15 - WISD Spring Break
- March 12 - Chamber of Commerce
- March 16 - Chamber sponsored 1st annual Whitewright Spring Picnic and Easter Egg Hunt
- March 18 - 4A
- March 20 - Court

8. ACTION ITEMS

- 8.1 **Consider and Approve** payment of Transaction #13053 in the amount of \$21.16 to Whitewright Automotive for December invoice.
- 8.2 **Consider and Act** on City Secretary Tona Shiplet claim of Hostile Work Environment, Retribution and Discrimination and proposed personnel action from previously scheduled Executive Session.
- 8.3 **Consider and approve** the submission of a Texas Department of Transportation Safe Routes to School Project Application with Hayter Engineering.
- 8.4 **Consider and Select** Engineer for 2019 Whitewright Wastewater Treatment Plant Rehabilitation Project; KSA Engineers and Premier Engineering/Surveying responded to the RFQ.
- 8.5 **Review and Act** on Annexation Documents by Charles Brady with Linebarger Goggan Blair & Sampson, LLP.
- 8.6 **Consider and approve** addition of Disclosure Statements to the City’s website to comply with State Law regarding Conflicts of Interests.
- 8.7 **Consider and Act** on Repeal of Ordinance No. 532; establishing an organizational chart for municipal operations.
If repealed new ordinance will be numbered 532A.
- 8.8 **Review of Donation Policy;** amend as necessary for eligible Departments.
- 8.9 **Consider and Approve** requirement that all City Employees, Councilmembers and Mayor be required to use an @whitewright.com email for all city business.
- 8.10 **Consider and Discuss** policy for all city employment vacancies.
- 8.11 **Consider and Act** on Job description and posting of open EMS Director position.
- 8.12 **Consider and Discuss** Sex Offender residency restrictions; Review previous ordinance and court ruling to provide instructions for drafting an updated ordinance.
- 8.13 **Consider, Review,** and Discuss current City Sign Ordinance and instructions for drafting an updated ordinance; conflicts with State Law.
- 8.14 **Consider and Act** on amending Ordinance 30-25 of the Code of Ordinances City of Whitewright Texas to allow for catch and release fishing at the Whitewright Historical Nature Park ‘Duck Pond’ for persons age 18 and under. Persons age 12 and under must be accompanied by an adult age nineteen (19) or older.
- 8.15 **Consider and Act** on amending Ordinance 44-97 of the Code of Ordinances City of Whitewright Texas to add definitions for Building and Dwelling and remove the word ‘house’ and add the word building.
- 8.16 **Review** of NIBRS Project by Police Chief before council.
- 8.17 **Update Council** on FY 2018 Audit preparation and Auditors recommendations from FY2016 and FY2017 completed audits.
- 8.18 **Consider and Discuss** location for Playground Equipment; Install and explore Volunteer options.

9. EXECUTIVE SESSION

The City Council will convene in closed session pursuant to the provisions of the Open Meeting Law, Chapter 551, Government Code. Consultation with attorney, Section 551.071, and

Executive Session as authorized by Texas Government Code 551.074, Personnel Matters; to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.

9.1 Court Clerk – Rhonda Hicks

END EXECUTIVE SESSION

10. RECONVENE

Reconvene into regular session and consider action, if any, on items discussed in Executive Session.

10.1 Court Clerk – Rhonda Hicks

11. ADJOURN

CERTIFICATION

1. Items marked with * are on the consent agenda and will be voted on in one motion unless a council member asks for a separate discussion.
2. City Council may vote and/or act upon each of the action items listed in this Agenda pursuant to the Open Meetings Act.
3. The Council reserves the right to retire in to executive session concerning any of the items listed on this Agenda, whenever it is considered necessary and legally justified under the Open Meetings Act, Chapter 551, Government Code Vernon's Texas Code Annotated in accordance with the authority contained in Section 551.071 – Consultation with attorney, Section 551.072 – Deliberation regarding real property, Section 551.073 – Deliberation regarding prospective gift, Section 551.074 – Personnel matters, Section 551.076 – Deliberation regarding security devices, and Section 551.087 – Deliberation regarding economic development negotiations.
4. Persons with disabilities who plan to attend this meeting and who may need assistance should contact City Hall at 903-364-2219 two working days prior to the meeting so that appropriate arrangements can be made. This facility is wheelchair accessible and accessible parking spaces are available.

I certify that this Notice of Meeting was posted on this 2nd day of March, 2019 on or before 6:30 p.m. as required by law in accordance with Section 551.043 of the Texas Government Code. This agenda is posted on the City of Whitewright website: www.whitewright.com. and on the window of City Hall.

Tona Shiplet

Tona Shiplet – City Secretary