

HEWITT TEXAS

**MINUTES OF A CITY COUNCIL
WORKSHOP/REGULAR MEETING
HEWITT CITY HALL – 200 PATRIOT COURT
July 1, 2019 – 6:30 PM/7:00 PM**

Members present: Mayor Charlie Turner (presiding), Mayor Pro Tem Wilbert “Walky” Wachtendorf, Council Members Bill Fuller, Michael S. Bancale, Matthew Mevis, Steve Fortenberry, and Erica Bruce

Staff present: City Manager Bo Thomas, City Engineer Miles Whitney, City Attorney Mike Dixon, Police Chief Jim Devlin, Assistant Police Chief Tuck Saunders, Fire Chief Lance Bracco, Community Development Director Tracy Lankford, Library Director Waynette Ditto, Finance Director Lee Garcia, Utilities Director Kevin Reinke, Managing Director Katie Allgood, and City Secretary Lydia Lopez

WORKSHOP MEETING – 6:30 PM

1. Mayor Charlie Turner called the meeting to order at 6:30 PM.
2. Briefing and discussion concerning FY 2019-2020 Proposed Budget. City Manager Bo Thomas highlighted key facts and contents of the FY 2019-2020 Proposed Budget. Consensus: To conduct a budget workshop. Council Member Michael Bancale questioned the Fund Available –not assigned balance on the General Fund Capital Projects Fund – CO Series 2017, page 31. City Manager responded that the balance is a result of not having enough projects for the funds borrowed.
3. Adjourn.
MOTION: Council Member Bill Fuller moved to adjourn the workshop meeting at 6:47 PM.
SECOND: Council Member Matthew Mevis
AYES: Fuller, Bancale, Mevis, Wachtendorf, Fortenberry, Bruce, Turner
NAYES: None
ABSENT: None
MOTION PASSED.

REGULAR MEETING – 7:00 PM

1. **CALL TO ORDER.** Mayor Charlie Turner called the meeting to order at 7:00 PM.
2. **PLEDGE OF ALLEGIANCE TO THE U.S. FLAG.** Mayor Charlie Turner led the Pledge of Allegiance.

3. CONSIDER APPROVAL OF MINUTES OF THE COUNCIL WORKSHOP/REGULAR MEETING OF JUNE 17, 2019.

MOTION: Council Member Matthew Mevis moved approval the minutes as presented but allow for corrections.

SECOND: Council Member Bill Fuller

AYES: Fuller, Bancale, Mevis, Wachtendorf, Fortenberry, Bruce, Turner

NAYES: None

ABSENT: None

MOTION PASSED.

4. HEAR VISITORS ON MATTERS PERTAINING TO CITY BUSINESS. Under the

Texas Open Meetings Act, the Council is prohibited from discussing, responding, or acting on any comments or items that have not been properly posted on the agenda.

Sally Goldman, 132 Texas, appeared to challenge the Council to help Hewitt become a caring and friendly city (neighborhood).

Beth Oakley, 708 Angel Fire Drive, appeared to present a petition with 129 signatures to the City Council requesting termination of Mike Dixon and the law firm of Haley & Olson as Hewitt's City Attorney.

Ed Passalugo, 137 E. Chapman Road, appeared in opposition to terminating City Attorney Mike Dixon and suggested Council Member Steve Fortenberry return city cell phone.

Jeanne Passalugo, 137 E. Chapman Road, requested the Council address vacation and short-term rental property in Hewitt.

Linda Smith, 702 S. Old Temple Road, appeared to express appreciation to the Fire Department for responding to an emergency medical call to assist her husband and Council Member Steve Fortenberry for calling to express concern and assisting with cutting some limbs on her property.

Debi Beaumont, 1055 Waverly Drive, appeared in opposition to terminating City Attorney Mike Dixon.

Ann Schiltz, 1220 Dendron, appeared to encourage Council to help make Hewitt beautiful and friendly and work together.

5. BRIEFING AND DISCUSSION CONCERNING FINANCIAL STATEMENTS ENDING MAY 31, 2019. City Manager Bo Thomas inquired whether there were any

questions. Council Member Michael Bancale inquired the 90 day reserve. City Manager replied that the 90 day reserve referenced was for the General Fund only.

6. CONSIDERATION AND ACTION ON APPOINTMENT TO THE PLANNING & ZONING COMMISSION. Mayor Charlie Turner invited Mr. Robert E. Drake to share information about his interest for service on the Commission.

MOTION: Council Member Steve Fortenberry moved to approve the appointment of Mr. Robert E. "Bobby" Drake to the Planning & Zoning Commission.

SECOND: Council Member Michael Bancale

AYES: Fuller, Bancale, Mevis, Wachtendorf, Fortenberry, Bruce, Turner

NAYES: None

ABSENT: None

MOTION PASSED.

7. **ADMINISTER THE OATH OF OFFICE TO NEWLY APPOINTED MEMBER OF THE PLANNING & ZONING COMMISSION.** City Secretary Lydia Lopez administered the oath of office to Mr. Robert E. “Bobby” Drake.
8. **PUBLIC HEARING AND ACTION ON THE PARKS AND BEAUTIFICATION TEN-YEAR MASTER PLAN.** Mayor Charlie Turner presented the format for the hearing. Mayor Charlie Turner called for those speaking in favor. The following appeared in favor: Veronica Molina, Chair of the Parks and Beautification Board; Tom Hernandez, 1321 Darbyton Drive, member of the Parks and Beautification Board advised that Council approval will assist with moving forward to obtain grants and donations; Jerry Snider, 108 Brenda Drive, Vice Chair Parks & Beautification Board and Harmony Harris, 167 Topaz Circle. Mayor Charlie Turner called for those speaking against. No one appeared. Public hearing closed.
Mayor Pro Tem Wilbert “Walky” Wachtendorf commented on concern with liability for Splash Pad and Dog Park. City Attorney Mike Dixon responded. He further questioned the need for a Cottage.
Council Member Steve Fortenberry spoke in support of the Splash Pad and the Cottage. City Manager Bo Thomas reminded Council that this item is basically the adoption of the plan and not a commitment to fund. All items would have to be brought back to the Council for future approval of funding.
Council Member Michael Bancalé noted that further consideration be given for play area equipment for Warren Park, and inquired whether consideration had been given to placing the dog park in Warren Park. He further asked for a firm number of reservations loss due to the lack of a Cottage.
Mayor Charlie Turner stated his approval of being proactive and having a plan in place. Council Member Matthew Mevis stated support of the Plan.
MOTION: Council Member Michael Bancalé moved to approve the 2020-2030 Parks and Beautification Ten-Year Plan.
SECOND: Council Member Erica Bruce
AYES: Fuller, Bancalé, Mevis, Wachtendorf, Fortenberry, Bruce, Turner
NAYES: None
ABSENT: None
MOTION PASSED.
- NOTE:** Mayor Charlie Turner advised that items 9 & 10 will be removed as the applicant had withdrawn request.
9. **PUBLIC HEARING AND ACTION ON ORDINANCE NO. 2019-11 CHANGING THE LAND USE DESIGNATION OF A 2.94 ACRE TRACT OF LAND, LOCATED ON REGAL DRIVE, HEWITT, MCLENNAN COUNTY, TEXAS, ALSO KNOWN AS LOT 17, BLOCK 6, TEXAS CENTRAL IND. ADDITION FROM RETAIL TO HIGH DENSITY DISTRICT.**

10. PUBLIC HEARING AND ACTION ON ORDINANCE NO. 2019-12 REZONING 2.94 ACRE TRACT OF LAND, LOCATED ON REGAL DRIVE, HEWITT, MCLENNAN COUNTY, TEXAS, ALSO KNOWN AS LOT 17, BLOCK 6, TEXAS CENTRAL IND. ADDITION FROM C-2 (GENERAL COMMERCIAL DISTRICT) TO R-4 (MULTI-FAMILY HIGH DENSITY DISTRICT).

11. PUBLIC HEARING AND ACTION ON ORDINANCE NO. 2019-13 REZONING OF A 6.5 ACRE TRACT OF LAND LOCATED IN THE 300 BLOCK OF OLD TEMPLE ROAD, HEWITT, MCLENNAN COUNTY, TEXAS, ALSO KNOWN AS O'CAMPO C TRACT 1 FROM R-1 (SINGLE-FAMILY DISTRICT) TO R-1-G (GARDEN HOME DISTRICT). Mayor Charlie Turner called for those wishing to speak in favor. Jacob Bell, 823 Washington Avenue, employee P.E. with Walker Partners, LLC, appeared on behalf of Phillip Clark Neely, property owner. Linda Smith inquired whether this was south or north Old Temple Road. City Engineer Miles Whitney responded. Mayor Charlie Turner called for those wishing to speak against. No one appeared in opposition. Public hearing closed. City Manager Bo Thomas stated the Planning & Zoning Commission approved the request.

MOTION: Council Member Michael Bancale to approve Ordinance No. 2019-13 rezoning 6.5 acre tract of land located in the 300 Block of Old Temple Road, Hewitt, McLennan County, Texas, also known as O'Campo C Tract 1 from R-1 (Single-Family District) to R-1-G (Garden Home District).

SECOND: Council Member Matthew Mevis

AYES: Fuller, Bancale, Mevis, Wachtendorf, Fortenberry, Bruce, Turner

NAYES: None

ABSENT: None

MOTION PASSED.

12. AUTHORIZE CHANGE ORDER NO. 1 TO THE 2018 – I-35 WATERLINE REPLACEMENT; PHASE 3 PROJECT TO BLACKROCK CONSTRUCTION IN THE AMOUNT OF \$30,299.41. City Manager Bo Thomas provided explanation for the Change Order.

MOTION: Council Member Bill Fuller moved to approve Change Order No. 1 to the 2018 – I-35 Waterline Replacement; Phase 3 Project to Blackrock Construction in the amount of \$30,299.41.

SECOND: Council Member Steve Fortenberry

AYES: Fuller, Bancale, Mevis, Wachtendorf, Fortenberry, Bruce, Turner

NAYES: None

ABSENT: None

MOTION PASSED.

- 13. CONSIDERATION AND ACTION ON RESOLUTION NO. 2019-09 ALLOCATING \$200,000 TOWARD THE COMPLETION OF THE PANTHER WAY/HEWITT DRIVE PEDESTRIAN IMPROVEMENTS PROJECT AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN ADVANCE FUNDING AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT).** City Manager Bo Thomas explained the need for this project to improve pedestrian safety. Ms. Katie Allgood responded to council questions. **MOTION:** Council Member Matthew Mevis moved to approve Resolution No. 2019-09; allocating \$200,000 toward the completion of Panther Way/Hewitt Drive Pedestrian Improvements Project and authorize the city manager to execute an Advance Funding Agreement with TxDOT.
SECOND: Council Member Michael Bancale
AYES: Fuller, Bancale, Mevis, Wachtendorf, Fortenberry, Bruce, Turner
NAYES: None
ABSENT: None
MOTION PASSED.

- 14. EXECUTIVE SESSION:** A closed meeting will be held pursuant to *Section 551.074 of the Government Code (V.T.C.A.)* so that the City Council can deliberate the appointment, employment, evaluation, reassignment, duties, or dismissal of the position of the City Attorney.
MOTION: Council Member Bill Fuller moved to recess the regular meeting and convene the executive session at 8:15 PM.
SECOND: Council Member Matthew Mevis
AYES: Fuller, Bancale, Mevis, Wachtendorf, Fortenberry, Bruce, Turner
NAYES: None
ABSENT: None
MOTION PASSED.

MOTION TO RECONVENE REGULAR MEETING

- MOTION:** Council Member Bill Fuller moved to closed the executive session and reconvene the Regular Meeting at 9:35 PM.
SECOND: Council Member Matthew Mevis
AYES: Fuller, Bancale, Mevis, Wachtendorf, Fortenberry, Bruce, Turner
NAYES: None
ABSENT: None
MOTION PASSED.

- 15. CONSIDERATION AND POSSIBLE ACTION REGARDING THE SUBJECT MATTER SET FORTH IN THE EXECUTIVE SESSION.** No action taken. Mayor Charlie Turner announced that this was taken under consideration and reviewed for further information.

16. ADJOURN.

MOTION: Council Member Bill Fuller moved to adjourn the meeting at 9:35 PM.

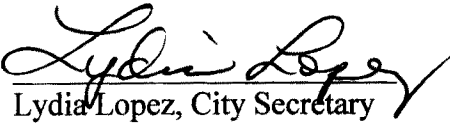
SECOND: Council Member Steve Fortenberry

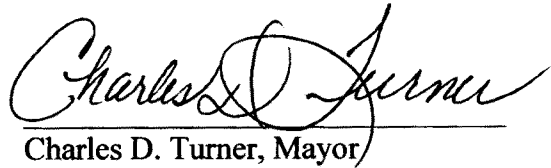
AYES: Fuller, Bancala Mevis, Wachtendorf, Fortenberry, Bruce, Turner

NAYES: None

ABSENT: None

MOTION PASSED.


Lydia Lopez, City Secretary


Charles D. Turner, Mayor