

CITY OF SMITHVILLE

NOVEMBER 9, 2020

COUNCIL MEETING

Present: Mayor Scott Saunders Jr, Councilmembers, Bill Gordon, Joanna Morgan, Sharon Foerster, and City Manager Robert Tamble. Not Present Jason Hewitt and Cassie Barrientos. This meeting was a zoom Conference call for everyone but the Council and staff.

Open Meeting: Call to order: Mayor Saunders called the meeting to order at 6:00 p.m.

Invocation: Pastor Brown gave the invocation.

Recognition/Awards/Proclamations/Announcements/Presentations: Mayor Saunders read a proclamation on “Day of Thanksgiving”, and “Honor Our Veterans Day”.

Approval of the minutes from October 19, 2020, Council Meeting and Public Hearing, Councilman Gordon moved to approve the minutes. Councilwoman Barrientos seconded and the motion passed unanimously.

Discussion and Action on accepting Jason Hewitt's resignation from City Council (Place 2) – Jason Hewitt submitted a letter of resignation to Mayor Saunders on November 4, 2020. Jason was elected to serve on the Smithville City Council (Place 2) back in 2019. Jason Hewitt thanked everyone. Councilwoman Barrientos made a motion to accept Jason Hewitt's resignation. Councilman Gordon seconded and the motion passed unanimously.

Citizen Comments on: None

Discussion and Action on appointing Mike Kahanek to Jason Hewitt's unexpired term – Jason Hewitt's term as the Place 2 Alderman expires in May 2021. Per Texas Local Government Code for Type A General Law Municipality, Section 22.010 (a): “If for any reason a single vacancy exists on the governing body of the municipality, a majority of the remaining members who are present and voting, excluding the mayor, may fill the vacancy by appointment”. Mike Kahanek served 17-years (1998-2015) on the Smithville City Council and he understands all protocols and procedures pertaining to the city administration, budget, and overall operations. Mike is willing to serve and would be a welcome addition to the team. Councilwoman Morgan made a motion to appoint Mike Kahanek to Jason Hewitt's unexpired term. Councilwoman Barrientos seconded and the motion passed unanimously.

Administering of Pre-Oath and Oath of Office to newly appointed Official: Mayor Saunders administered the pre-oath and Oath of Office to Mike Kahanek as the newly appointed official to replace the Place 2 vacancy as the result of Jason Hewitt's resignation.

Hear recommendation from Planning and Zoning on:

- a) on a zone change from CF to SF-1 for 701 NE 9th Street, Taylor Addition Block 4 Lot 1,2,3, & 4 and for 907 Garwood Street, Taylor Addition Block 5 Lots 4 & 5. Owner-Smithville Hospital Authority: Brian Riewe spoke on behalf of the P&Z and said they recommend approving the zone change.

- b) on a zero-lot-line variance at 107 Bishop, Burleson Addition, Block 39 Lot 5, Owners Charla & Holly Wood: Brian Riewe spoke on behalf of the P&Z and said they recommend approving the variance.

Public Hearing:

- a) A zone change from CF to SF-1 for 701 NE 9th Street, Taylor Addition Block 4 Lot 1,2,3, & 4 and for 907 Garwood Street, Taylor Addition Block 5 Lots 4 & 5.
Owner- Smithville Hospital Authority: No one signed up to speak for or against.
- b) A zero-lot-line variance at 107 Bishop, Burleson Addition, Block 39 Lot 5, Owners Charla & Holly Wood: No one signed up to speak for or against.

Open Meeting:

Council Discussion and Action on:

- a) A zone change from CF to SF-1 for 701 NE 9th Street, Taylor Addition Block 4 Lot 1,2,3, & 4 and for 907 Garwood Street, Taylor Addition Block 5 Lots 4 & 5.
Owner- Smithville Hospital Authority: The Smithville Hospital Authority is requesting a zoning change from Community Facilities (CF) to Single-Family Residential (SF-1). A developer is in the process of purchasing the property (that was once home to the Towers Nursing Home) from the Smithville Hospital Authority to build residential homes. Councilwoman Barrientos made a motion to approve the zone change to SF-1. Councilman Gordon seconded and the motion passed unanimously.
- b) A zero-lot-line variance at 107 Bishop, Burleson Addition, Block 39 Lot 5, Owners Charla & Holly Wood - Charla Wood is requesting a variance to allow her to replace a garage (previously torn down) but keep the zero-lot-line on the 2nd Street side to avoid construction involving utility lines. Councilwoman Morgan made a motion to approve the variance having met the criteria. Councilwoman Foerster seconded and the motion passed unanimously.

Citizen Comments: None

Discussion and Action on a Lease Agreement with First Capital Equipment Leasing Corp. for the purchase of vehicles and authorizing the City Manager to act as the City's Executive Officer: Although the purchase of capital equipment (i.e., John Deere Backhoe, F-350 Leaf Dump Truck, F-250 Utility Truck, and two (2) PD vehicles) was previously approved as part of the FY20/21 budget during the September city council meeting, conditions of the lease-purchase agreement require separate and documented Council approval. The 6-year lease-purchase agreement is for \$254k with payments of \$58k per year (two semi-annual payments of \$24k). Councilwoman Barrientos made a motion to approve the Lease Agreement and authorize the City Manager as the Executive Officer. Councilwoman Foerster seconded and the motion passed unanimously.

Discussion and Action on an Ordinance Extending the Face Covering Ordinance. Approving Ordinance #2020-599 will amend emergency ordinance #2020-591 to extend the requirements related to the posting of public notice by commercial establishments and the wearing of face coverings until 11:59 pm Monday, January 11, 2020. Councilwoman Morgan made a motion to approve the Ordinance. Councilwoman Foerster seconded and the motion passed unanimously.

Discussion and Action on the Financial Report: Councilman Kahanek made a motion to approve the Financial Report. Councilwoman Foerster seconded and the motion passed unanimously.

Closed Meeting: Went into executive session at 7:09

The City Council will hold an Executive Meeting pursuant to the Open Meetings Act, Chapter 55, Govt. Code, Vernon's Texas Code Annotated, in accordance with the authority contained in Section 551.074, to discuss personnel (annual evaluation of the City Manager)

Open Meeting: Came out of executive session at 7:48

Citizen Comments on:

Discussion and Action as a result of the Executive Meeting. Councilwoman Morgan made a motion to approve the City Managers' salary increase effective October 1, 2020, and extend his contract another year. Councilwoman Barrientos seconded and the motion passed unanimously.

Adjourn: at 7:50 p.m.

Scott Saunders Jr., Mayor

Attest:

Jennifer Lynch, Asst. City Secretary