

MINUTES OF REGULAR MEETING

April 22, 2020

SHENANDOAH CITY COUNCIL

The meeting was called to order by Mayor M. Ritchey Wheeler at 7:00 p.m. City Council members present, Councilmember McLeod, Councilmember Bradt, Councilmember Gristy, Councilmember Fletcher and Councilmember Raymaker. City Administrator Kathie Reyer, City Secretary Courtney Clary, City Attorney William Ferebee, Finance Director Lisa Wasner, Public Works Director Joseph Peart, Police Chief Raymond Shaw, Communications Manager Debbie Pilcher, CVB Director John Mayner, and IT Manager Chris Grizzaffi were also present.

1. CALL TO ORDER

Mayor Wheeler called the meeting to order at 7:00 p.m.

2. CALL OF ROLL

Mayor Wheeler stated for the record that all members were present.

3. PLEDGE OF ALLEGIANCE

4. INVOCATION

Mayor Wheeler gave the invocation.

5. CITIZENS FORUM

Responses to inquiries are limited by state law to a recitation of existing policy or a statement of specific factual information given in response to the inquiry. Any deliberation or decision by Council shall be limited to a proposal to place the subject on the agenda of a future meeting.

Julia Hepburn – To hear citizen comments, please click [HERE](#)

6. COUNCIL'S INQUIRY

Pursuant to Texas Government Code Sect. 551.042, the Mayor and Council Members may inquire about a subject not specifically listed on this Agenda. Responses are limited to a recitation of existing policy or a statement of specific factual information given in response to the inquiry. Any deliberation or decision shall be limited to a proposal to place the subject on the agenda of a future meeting.

Mayor Wheeler stated for the record that there were no Councilmembers wishing to speak.

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INDIVIDUAL CONSIDERATION:

7. Presentation of the Municipal Development District monthly report.

To view the presentation, please click [HERE](#)

8. Discussion regarding Capital Improvement Projects for water/sewer.

Mr. Peart stated that the MDD Board and Council were both provided the Capital Improvement Project documents to provide information on important projects set to be completed in five to 10 years.

Councilmember Bradt stated that he appreciated the information and that the information would help MDD and Council with planning projects and budgeting moving forward.

Councilmember McLeod stated that he appreciated seeing a long-term plan and that the information would help Council with setting goals and working with future budgets.

Councilmember Raymaker agreed and stated the it provided Council the vision necessary to make decisions moving forward.

Mr. Peart stated that he would present the second portion of the CIP which would include future road projects, storm sewer projects, and facility and park projects at the end of May for review and discussion.

9. Discussion and possible action to renew a Mayoral Declaration of Local State of Disaster Due to Public Health Emergency.

COUNCILMEMBER BRADT MADE A MOTION TO RENEW THE MAYORAL DECLARATION OF LOCAL STATE OF DISASTER DUE TO PUBLIC HEALTH EMERGENCY, COUNCILMEMBER MCLEOD SECONDED.

AFTER SOME DISCUSSION COUNCILMEMBER BRADT AMENDED HIS MOTION TO RENEW

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THE MAYORAL DECLARATION OF LOCAL STATE OF DISASTER DUE TO PUBLIC HEALTH EMERGENCY WITH THE CONTINUED THROUGH DATE CHANGED FROM MAY 11, 2020 TO MAY 13, 2020, COUNCILMEMBER MCLEOD SECONDED. THE MOTION CARRIED 5/0.

10. Discussion and possible action to award a bid for Vision Park storm improvements.

COUNCILMEMBER MCLEOD MADE A MOTION TO AWARD A BID FOR VISION PARK STORM IMPROVEMENTS TO A STATUS CONSTRUCTION LLC, COUNCILMEMBER BRADT SECONDED. THE MOTION CARRIED 5/0.

11. Discussion and possible action to authorize the final design of the Research Forest and IH-45 intersection improvements.

COUNCILMEMBER RAYMAKER MADE A MOTION TO AUTHORIZE THE FINAL DESIGN OF RESEARCH FOREST AND IH-45 INTERSECTION IMPROVEMENTS, COUNCILMEMBER GRISTY SECONDED. THE MOTION CARRIED 5/0.

12. Discussion and possible action to approve funding for installation of streetlights on David Memorial Drive.

COUNCILMEMBER BRADT MADE A MOTION TO APPROVE FUNDING FOR INSTALLATION OF STREETLIGHTS ON DAVID MEMORIAL DRIVE, COUNCILMEMBER RAYMAKER SECONDED. THE MOTION CARRIED 5/0.

13. Discussion and possible action to authorize payment for emergency valve replacement on Vision Park Blvd.

COUNCILMEMBER RAYMAKER MADE A MOTION TO AUTHORIZE PAYMENT FOR EMERGENCY VALVE REPLACEMENT ON VISION PARK BOULEVARD, COUNCILMEMBER MCLEOD SECONDED. THE MOTION CARRIED 5/0.

14. Discussion and possible action to adopt the following Ordinance:

AN ORDINANCE BY THE CITY OF SHENANDOAH, TEXAS ("CITY") DENYING THE DISTRIBUTION COST RECOVERY FACTOR RATE INCREASE REQUEST OF ENTERGY TEXAS, INC. FILED ON MARCH 31, 2020;

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SETTING JUST AND REASONABLE RATES FOR ENTERGY TEXAS, INC. FOR SERVICE WITHIN THE MUNICIPAL LIMITS; FINDING THAT THE MEETING COMPLIES WITH THE OPEN MEETINGS ACT; MAKING OTHER FINDINGS.

COUNCILMEMBER MCLEOD MADE A MOTION TO ADOPT AN ORDINANCE DENYING THE DISTRIBUTION COST RECOVERY FACTOR RATE INCREASE REQUEST OF ENTERGY TEXAS, INC., COUNCILMEMBER FLETCHER SECONDED. THE MOTION CARRIED 5/0.

15. Discussion and possible action regarding funding for a local ad campaign.

Mayor Wheeler stated for the record that MDD voted to approve funding for the project and no action was necessary from Council.

16. Discussion and possible action to release ticket sales revenue to the NCAA for the 2019 Stagg Bowl.

Mayor Wheeler stated for the record that the agenda item would be moved to a future meeting.

17. Discussion and possible action to approve the minutes of the March 11, 2020 regular meeting and the March 23, 2020 special meeting.

COUNCILMEMBER BRADT MADE A MOTION TO APPROVE THE MINUTES OF THE MARCH 11, 2020 REGULAR MEETING AND THE MARCH 23, 2020 SPECIAL MEETING, COUNCILMEMBER GRISTY SECONDED. THE MOTION CARRIED 5/0.

18. Discussion and possible action to ratify the accounts payable for the month of March, 2020.

COUNCILMEMBER FLETCHER MADE A MOTION TO RATIFY THE ACCOUNTS PAYABLE FOR THE MONTH OF MARCH, 2020, COUNCILMEMBER MCLEOD SECONDED. THE MOTION CARRIED 5/0.

19. CITIZENS FORUM

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Jean Teague – To view the citizens comments, please click [HERE](#)

20. City Administrator Updates – Monthly Reports.

Ms. Reyer presented the following updates:

- Entergy started construction on the Wellman Road project. The concrete pad was poured for the switch cabinet and the equipment would be set, weather permitting
- Republic services to resume bulk trash pickup on April 28, 2020

21. COUNCIL'S INQUIRY

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Councilmember Raymaker urged Council and staff to remain aware of lower sales tax revenues due to COVID-19 when moving forward with budget planning.

Councilmember Fletcher requested a future discussion regarding permit fees for home improvements for residents under \$100,000. Councilmember Fletcher also asked for an update regarding the open fire inspector position at the City. Ms. Reyer stated that the position had not been filled, and that the COVID-19 virus had only made it more difficult. She added that staff was working to create recruitment pieces and discussing ideas to promote open positions at the City.

Councilmember Fletcher also expressed his gratitude to the staff for helping to make Shenandoah a place that contractors were eager to work with due to receiving multiple bids on recent projects and stated that this would benefit residents moving forward.

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Councilmember Gristy concurred with Councilmember Fletcher regarding a future agenda item to discuss resident permit fees and he thanked MDD for funding the local ad campaign project.

Councilmember Bradt inquired about applications for the Planning and Zoning Commission. Mayor Wheeler stated that he had not reviewed any applications at the time and that he would reach out.

Councilmember McLeod thanked the police department and the staff for their hard work running the and maintaining the City during an unprecedented time.

Mayor Wheeler thanked the staff and stated that moral was high at the City and he thanked the City Secretary along with all the staff for the assistance provided to Council and residents alike. He also thanked Bleyl Engineering for always going above and beyond when working with and advising staff and Council on projects.

EXECUTIVE SESSION

Public notice is given that the City Council may elect to go into Executive Session at any time during the meeting in order to discuss any matters listed on the Agenda when authorized by the provisions of the Open Meeting Act, Chapter 551 of the Texas Government Code, to receive advice from legal counsel, to discuss matters of land acquisition, personnel matters or other lawful matters that are specifically related to items listed on this Agenda. Prior to any such closed session, the Mayor, in open session, will identify the agenda item to be discussed and the Section or Sections of Chapter 551 under which the closed discussion is authorized.

Mayor Wheeler stated for the record that Council would move into executive session at 7:37 p.m.

Executive Session – According to the Texas Open Meetings Act, Chapter 551 of the Texas Government Code as follows:

- i) Government Code § 551.071. Contemplated litigation
 - Settlement with Jacobson Hotels

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- Harold Denton possible litigation

Consideration and if determined appropriate, take action resulting from the item(s) listed under Executive Session.

Mayor Wheeler reconvened the regular meeting at 8:09 p.m. and stated for the record that no action was taken in executive session.

COUNCILMEMBER MCLEOD MADE A MOTION TO APPROVE A SETTLEMENT WITH JACOBSON HOTELS, COUNCILMEMBER FLETCHER SECONDED. THE MOTION CARRIED 5/0.

There being no further business, Mayor Wheeler adjourned the meeting at 8:10 p.m.

ADJOURN

The Council may vote and/or act upon each of the items listed on this Agenda. One agenda item will be discussed at a time unless logic and practical consideration allow similar topics to be considered together for purposes of convenience and efficiency. The Council may retire into executive session concerning any of the items listed on this Agenda, whenever it is considered necessary and legally justified under the Open Meetings Act.

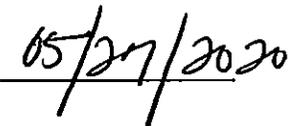
Any discussion item on the City Council agenda permits City Council to question the involved parties or receive a presentation by the involved parties.

SUBMITTED BY:



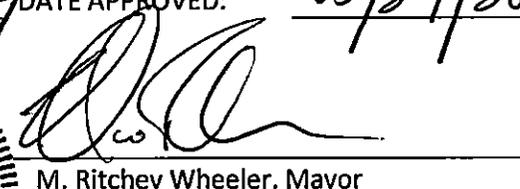
Courtney Clary, City Secretary

DATE APPROVED:



05/27/2020





M. Ritchey Wheeler, Mayor