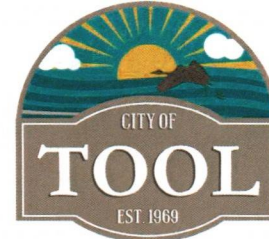


Minutes

May 18th, 2023 @ 6:00 p.m.
Regular Council Meeting



1. Call to Order 6:00pm
2. Roll Call: Brasfield, Dumont, Figueroa, Fladmark, Holley, Lawhon. Brasfield Absent. Quorum was established with Mayor Lawhon Presiding.
3. Invocation and Pledge of Allegiance
4. **Citizen Comments:** Citizens wishing to speak on an agenda item must sign up to do so (**3 Minute Maximum**)

a. Kathy Donoghue signed up to speak on Item 17 but withdrew her request to speak.

Presentations, Proclamations and Recognitions

5. Mike Dumont to present information about the Great Gatsby Night, hosted by the United Way of Henderson County on September 9th, 2023. Councilmember Dumont stated that the City needs to support the United Way as they have donated \$10,000 so far to the park.

Consent Agenda - *Approval of Consent Agenda items authorizes each to be implemented in accordance with staff recommendations provided. An item may be removed from the Consent Agenda and added to the Statutory Agenda for full discussion upon request by a member of the Council present at this meeting.*

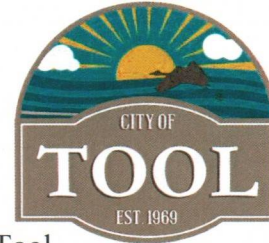
6. Approve Minutes: April 20th, 2023 Regular Meeting and April 25th, 2023 Special Meeting. Motion to approve the Minutes from the April 20th, 2023 Regular Meeting and April 25th, 2023 Special Meeting was made by Councilmember Dumont with second by Councilmember Figueroa. Motion Passed 4/0.
7. Approve Monthly Activity Reports for April 2023 as presented: (A) Executive Summary (B) Financial and Expenditure (C) Municipal Court (D) Police (E) Maintenance (F) Building (G) Code Enforcement and (H) Animal Control. City Administrator Julius Kizzee gave an update on City Hall renovation bids, City Hall damage due to lightning strike, and Opioid Settlement money. Motion to approve the Monthly Activity Reports for April 2023 as presented was made by Councilmember Figueroa with second by Councilmember Dumont. Motion Passed 4/0.

Statutory Agenda - *The purpose of this section is to have full discussion upon request by a member of the Tool City Council present at this meeting while formulating City Council and staff plans, operations, policies, and/or future projects, including the following:*

8. Consider and take action on a request by Kevin Roberts of 64 Tangle Drive, part of Lot 10 in the Arnold Hills Estate requesting a variance to build a garage encroaching the front build line of the property. This request was withdrawn from the Agenda by Mr. Roberts. There was no discussion or vote.
9. Discuss and take action on submittal of City of Tool slogans as presented by Tool Elementary and other community members. General Discussion on the City of Tool slogans. Motion to select the slogan Tool, Building a Better Tomorrow as the City of Tool slogan was made by Councilmember Fladmark with second by Councilmember Figueroa. Motion Passed 4/0.

Minutes

May 18th, 2023 @ 6:00 p.m.
Regular Council Meeting



10. Consider and adopt changes to Appendix A: Schedule of Uses, found in the City of Tool Code of Ordinances. General discussion by City Council on simplifying Appendix A: Schedule of Uses to generalize Uses. Building & Code Official Lacosta Davis stated that she would love notes and feedback from City Council and agreed that the Schedule of Uses should be simplified. Motion for Council to submit recommendations to City Administrator Julius Kizzee by the end of the next week, and that the modified schedule be presented for Council to consider next Council Meeting was made by Councilmember Fladmark with second by Councilmember Dumont. Motion Passed 4/0.
11. General Discussion on the future re-allocation, reauthorization, or expiration of the one-percent sales tax for providing revenue for maintenance and repair of municipal streets, collected by the City of Tool. City Administrator Kizzee stated that this Sales Tax Authorization is set to expire March 2024 and that if it is to be reauthorized, it will need to be on the ballot for the November Election. City Administrator Kizzee continued by discussing the three possible uses of the sales tax and provided the estimated sales tax revenue for next year. Councilmember Figueroa stated that he would like to discuss this more after the next budget meeting. Councilmember Dumont stated that this item will be listed as a Proposition on the ballot in the November Election.
12. General Discussion on mowing services to be offered by the City of Tool's Maintenance Department. Building & Code Official Davis presented a price list for mowing services. Councilmember Holley inquired if the City had the staff to support this service and if the City could contract this service out. Councilmember Fladmark stated that he was comfortable with the price list as presented.
13. General Discussion on the Allied Waste Services Contract. Lara Capehart Municipal Sales Manager of Allied Waste was present and stated that she would provide the city a quote on glass recycling and curbside recycling. Councilmember Dumont stated that he was unsure if he wanted to go back to curbside recycling and that he wanted to see more pick up days.

Ordinance Readings

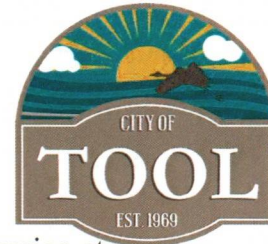
14. Discuss and take action to adopt Ordinance 2023-08, Adoption of Building Codes. Building & Code Official Davis stated that this Ordinance would update the Building Codes to the 2021 International Codes and the 2020 National Electric Code. Councilmember Holley inquired if Building & Code Davis had discussed this Ordinance with Bureau Veritas. Motion to Adopt Ordinance 2023-08, Adoption of Building Codes as presented was made by Councilmember Fladmark with second by Councilmember Figueroa. Motion Passed 4/0.

Executive Session

15. Convene into executive session pursuant to Texas Government Code Chapter Section 551.074 to consider the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Secretary, City Administrator and Chief of Police at 7:28 pm.

Minutes

May 18th, 2023 @ 6:00 p.m.
Regular Council Meeting



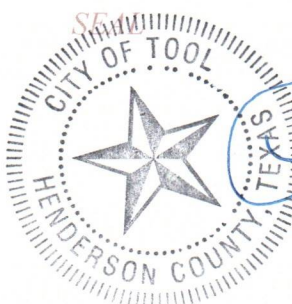
16. Reconvene in open session and take any action necessary resulting from executive session at 8:27pm
17. **Council Comments** - *Hear announcements concerning matters appearing on the agenda; items of community interest; and/or inquiries of staff regarding specific factual information or existing policy from the Mayor, Councilpersons, and City staff, for which no formal action will be discussed or taken.*
 - a. Councilmember Fladmark discussed two legislative bills, one regarding Local Control on how cities conduct business and another on consolidation of voting precincts.
 - b. Councilmember Dumont stated that he is meeting with the park contractor next week and will have serious numbers for the next Council Meeting.
18. **Staff Comments** - *Hear announcements concerning matters appearing on the agenda; items of community interest; and/or inquiries regarding specific factual information or existing policy from the Mayor, Councilpersons, and City staff, for which no formal action will be discussed or taken.*
 - a. Chief of Police, Robert Walker discussed a legislative bill that if passed, TCOLE would have total control on the ability to hire, fire, and promote Police Officer's.
19. Closing
 - A. Next Meeting: June 15th, 2023
 - B. Adjourn @ 8:36pm

A meeting that is "open to the public", pursuant to the Open Meetings Act, is one that the public is permitted to attend. The act does not entitle the public to choose the items to be discussed or to speak about items on the agenda. If the City Council, during the course of the meeting covered by this notice, should determine that an executive session is required, then such executive session, as authorized by the Texas Open Meetings Act, Texas Government Code, Section 551.001 et seq., will be held by the Council at the date, hour and place given in this notice, concerning but not limited to the following sections and purposes of the Act: 551.071 Private consultation with the city's attorney; 551.072 Deliberations about Real Property; or, 551.074 Discussing personnel or to hear complaints against personnel. Should any final action, final decision or final vote be required in the opinion of the City Council regarding any matter considered in such executive session, then the final action, final decision or final vote shall be in the open meeting covered by this Notice upon the reconvening of the public meeting.

I certify that the above notice of meeting, a true and correct copy, was posted on the bulletin board in front of Tool City Hall prior to the required 72 hours and that the city's official newspaper was notified.

Attest:

Tommy Lawhon, Mayor



Kimberley Price, City Secretary