

CITY OF GONZALES, TEXAS
CITY COUNCIL MEETING
GONZALES MUNICIPAL BUILDING 820 ST. JOSEPH STREET
VIA TELEPHONE CONFERENCE
AGENDA –MAY 14, 2020 6:00 P.M.

NOTICE is hereby given that, pursuant to Section 551.045 of the Texas Government Code and the March 16, 2020 order by the Governor of the State of Texas, the City Council will hold its regular meeting on Thursday, May 14, 2020 at 6:00 p.m., via teleconference in accordance with Governor Abbott's order.

This meeting notice, agenda and agenda packet are posted online at www.gonzales.texas.gov.

On March 16, 2020, Governor Abbott suspended several provisions of the Texas Open Meetings Act for the duration of his statewide declaration of disaster, including the new requirement (added by H.B. 2840 last legislative session) that the public has a right to speak on agenda items. This DOES NOT apply to statutorily-mandated public hearings, such as zoning and similar hearings.

This meeting will be closed to in person attendance by the public. A temporary suspension of certain provisions of the Open Meetings Act to allow telephone or videoconference public meetings has been granted by Governor Greg Abbott. These actions are being taken to mitigate the spread of COVID-19 by avoiding meetings that bring people into a group setting and in accordance with Section 418.016 of the Texas Government Code.

The public toll-free dial in number to participate in the telephone conference is hosted through FreeConferenceCall.com.

Toll-free call in number: **1-844-854-2222**

When asked for an access code enter **348787#**

It is not necessary to announce yourself when you join the teleconference.

A recording of the telephone conference will be made, and will be available to the public in accordance with the Open Meetings Act upon written request.

CALL TO ORDER, INVOCATION, AND PLEDGES OF ALLEGIANCE

CITY EVENTS AND ANNOUNCEMENTS

- Announcements of upcoming City Events
- Announcements and recognitions by the City Manager
- Announcements and recognitions by the Mayor
- Recognition of actions by City employees
- Recognition of actions by community volunteers

HEARING OF RESIDENTS

Temporarily suspended as noted above.

CONSENT AGENDA ITEMS

The Consent Agenda is considered self-explanatory and will be enacted by the Council with one motion. There will be no separate discussion of these items unless they are removed from the Consent Agenda upon the request of the Mayor or a Councilmember.

- 1.1 **Minutes** - Approval of the minutes for the March 25, 2020 Emergency Meeting and April 9, 2020 and Regular Meeting.
- 1.2 Discuss, Consider & Possible Action on **Resolution #2020-42** Authorizing the Designation of Mayor Connie Kacir, City Manager Tim Patek, and Finance Director Laura Zella as Authorized Signatories and Removing All Others for All Accounts in the City of Gonzales' Name With All Financial Institutions

RESOLUTIONS AND COUNCIL ACTION

- 2.1 Discuss, Consider & Possible Action on **Resolution #2020-43** Denying AEP Texas Inc.'s Application to Amend its Distribution Cost Recover Factors to Increase Distribution Rates within the City.
- 2.2 Discuss, Consider & Possible Action on **Resolution #2020-44** Authorizing the Expenditure in an Amount Not to Exceed \$100,800.00 for the Change Out of Electrical Poles.
- 2.3 Discuss, Consider & Possible Action authorizing the City Manager to determine if/when the Summer Youth would be available based on Governor's orders for the summer of 2020.
- 2.4 Discuss, Consider & Possible Action authorizing the City Manager to determine if/when the swimming pool would be open based on Governor's orders for the summer of 2020.
- 2.5 Discuss, Consider & Possible Action on establishing a policy on the repayment of utility bills that have been extended due to COVID-19 and all Future Extensions.
- 2.6 Discuss, Consider & Possible Action on the xxxxx 4th of July Fireworks Show.
- 2.7 Discuss, Consider & Possible Action on the City's Fiscal Management Contingency Plan and the status of capital improvement projects.
- 2.8 Discuss, Consider & Possible Action on a request by First United Methodist Church to use Confederate Square for drive-in church services on May 31, 2020 and a date to be determined in June 2020.
- 2.9 Discuss, Consider & Possible Action on a request by the Gonzales Chamber of Commerce and Agriculture to donate a portion of land located adjacent to 304 St. Louis Street to address an encroachment of the building owned by the Chamber on land in which the City of Gonzales is the owner of record.
- 2.10 Discuss, Consider & Possible Action on **Resolution #2020-45** Authorizing the City Manager to execute a license agreement with H.C. Schmidt for an unopened street.
- 2.11 Discuss, Consider & Possible Action on the Texas Junior High Rodeo Association's (TJHRA) request to conduct the TJHRA Finals event June 22 – June 27, 2020 at J.B. Wells in accordance with the Open Texas Phase 1 Guidelines for Outdoor Sports.

STAFF/BOARD REPORTS

- 3.1 Financial Report for the Month of April 2020.

- 3.2 City Manager, Tim Patek will update the City Council on the following: Jim Price Clean-Up, Hydro Plant Update, Old Library Building and GEDC Grant Status

CLOSED SESSION

- 4.1 (a) Pursuant to Section 551.071 of the Texas Government Code, the City of Gonzales will consult in closed session with its attorney to receive legal advice regarding pending or contemplated litigation, a settlement offer, or matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter”, to include the following matters:

1. In Re Estate of J. B. Wells litigation
2. Patricia Bennett and Gloria Knight v. City of Gonzales, Texas Cause No. 27,500
3. A Guerra Enterprise LLC D/B/A Holiday Inn Express & Suites Cause No. 27,591

- (b) Pursuant to Section 551.074 of the Texas Government Code, the City of Gonzales will meet in closed session to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.

1. City Secretary

RETURN TO OPEN SESSION

- 5.1 Discuss and Consider any Action Resulting from Closed Session as Necessary
- 5.2 Discuss, Consider & Possible Action on **Resolution #2020-46** Authorizing the City Manager to defer all hotel occupancy tax payments for the second quarter of FY2019-2020 for a minimum of 90 days, with penalties waived, based on the recommendation from the Gonzales Convention and Visitor’s Bureau.

CITY COUNCIL REQUESTS AND ANNOUNCEMENTS

- Requests by Mayor and Councilmembers for items on a future City Council agenda
- Announcements by Mayor and Councilmembers
- City and community events attended and to be attended
- Continuing education events attended and to be attended

ADJOURN

EXECUTIVE SESSION: The City Council reserves the right to discuss any of the above items in Executive Closed Session if they meet the qualifications in Sections 551.071, 551.072, 551.073, 551.074, 551.076, 551.087, of Chapter 551 of the Government Code of the State of Texas.

CERTIFIED as posted by 5:30 p.m. on May 11, 2020. I further certify that the following News Media were properly notified of the above stated meeting: Gonzales Inquirer.

Kristi Gilbert, Interim City Secretary