

**CITY OF GONZALES, TEXAS**  
**CITY COUNCIL MEETING**  
**GONZALES MUNICIPAL BUILDING 820 ST. JOSEPH STREET**  
**VIA TELEPHONE CONFERENCE**  
**LIMITED IN PERSON ATTENDANCE AVAILABLE**  
**AGENDA –JULY 9, 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, July 9, 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](http://www.gonzales.texas.gov).

In accordance with Governor Abbott's Executive Order 29 issued on July 2, 2020 every person attending the meeting shall wear a face covering over the nose and mouth unless the person is under 10 years of age or has a medical condition or disability that prevents wearing a face covering.

*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. The Governor has since clarified his intent and stated that citizens should be allowed to offer comments by other means.*

*In person attendance by the public will be limited to 14 which is 50% capacity of the room less Council Members and required staff and should be separated by at least six (6) feet from other groups attending the meeting together. 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.*

*Citizens wishing to offer comments on the posted agenda items may email their comments at least two hours prior to the start of the meeting and the comments will be read into the record during the time allocated for citizen comments. Emails may be sent to [citysecretary@gonzales.texas.gov](mailto:citysecretary@gonzales.texas.gov) and must include the name of the citizen*

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

This time is set aside for any person who wishes to address the City Council. Each person should fill out the speaker's register prior to the meeting. Presentations should be limited to no more than 3 minutes. Individuals not able to attend due to space limitations may email the City Secretary at least two (2) hours prior to the meeting.

### PRESENTATIONS

- 1.1 Presentation regarding the possible installation of interpretive panels on Confederate Square.

### 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.

- 2.1 **Minutes** - Approval of the minutes for the June 11, 2020 Regular Meeting and June 1, 2020 and June 24, 2020 Special Called Meetings.
- 2.2 **Absences**-Approval of any council absences for the third quarter of fiscal year 2019-20.
- 2.3 Discuss, Consider & Possible Action on **Resolution #2020-59** Declaring Certain City Property Surplus and Authorizing the Sale, Donation or Destruction of Said Property in the manner most advantageous to the City of Gonzales
- 2.4 Discuss, Consider & Possible Action on **Resolution #2020-60** Authorizing the Purchase of a Chevrolet Silverado 4x2 Crew Cab for the Wastewater Department in an Amount not to exceed \$54,115.
- 2.5 Discuss, Consider & Possible Action on **Resolution #2020-61** Authorizing the Purchase of a hydro-excavator and jetter trailer with trailer for the Wastewater Department in an Amount not to exceed \$149,371.

### RESOLUTIONS, ORDINANCES AND COUNCIL ACTION

- 3.1 Discuss, Consider & Possible Action on **Resolution #2020-62** Accepting the Proposals and Awarding the Contract for the 2020 Drainage Improvement Plans to Lester Contracting, Inc.

- 3.2 Discuss, Consider & Possible Action on **Resolution #2020-63** Accepting the Proposals and Awarding the Contract for the 2020 Utility Improvement Plans to J & R Contracting Services, Inc.
- 3.3 Discuss and Conduct the first of two (2) required readings of a Resolution for the approval of a Type B Economic Development Project and Performance Agreement between the Gonzales Economic Development Corporation and Ace Invest, LLC, pursuant to Section 505.158 of the Texas Local Government Code.
- 3.4 Discuss, Consider & Possible Action on the City's Fiscal Management Contingency Plan.
- 3.5 Discuss, Consider & Possible Action on **Resolution #2020-64** Authorizing the Temporary Closure of Certain City Streets, Use of City Property and the Sale and Consumption of Alcohol on City Property for the Come & Take It Celebration on October 2, 3 and 4, 2020.
- 3.6 Discuss, Consider & Possible Action on **Resolution #2020-65** Authorizing the City Manager to defer all hotel occupancy tax payments for the second quarter of FY2019-2020 (January, February, March), or another quarter as determined by the City Council, for a minimum of 90 days, with penalties waived, based on the recommendation from the Gonzales Convention and Visitor's Bureau.
- 3.7 Discuss, Consider & Possible Action on authorizing the City Manager and City Secretary to negotiate an agreement for a joint election with Gonzales County for the May 2020 General Municipal Election postponed to November 3, 2020.
- 3.8 Discuss, Consider & Possible Action on **Resolution #2020-66** Authorizing the City Manager to execute a boundary line agreement and special warranty deed with the Gonzales Chamber of Commerce & Agriculture for a portion of land located at 304 St. Louis Street.
- 3.9 Discuss, consider and provide direction on a project to install interpretive panels on Confederate Square.
- 3.10 Discuss, Consider & Possible Action Approving **Resolution #2020-67** Appointing Five Citizens to the Charter Review Commission to be Empaneled from August 1, 2020 through January 31, 2021 as required by Section 11.11 of the City of Gonzales Charter.
- 3.11 Discuss, Consider & Possible Action Approving **Resolution #2020-68** Approving the Amendment of the Job Description and Position Classification for the City Secretary to include duties of Administrative Services Director.
- 3.12 Discussion and Council Direction on priorities of future capital improvement projects for the Gonzales Economic Development Corporation's consideration, to the extent allowed by law, to include the following:
  - Feasibility and cost estimation of an elevated storage tank in the vicinity of the Industrial Park to create a new pressure plain
  - Acquisition of additional land for industrial development
  - A master plan for the airport

## **STAFF/BOARD REPORTS**

- 4.1 Financial Report for the month of June 2020.
- 4.2 City Manager, Tim Patek will update the City Council on the following: code enforcement and Jim Price Clean-up Update

## **CLOSED SESSION**

- 5.1(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 551.086 of the Texas Government Code, to deliberate, vote or take final action on a competitive matter related to certain public power utilities
  1. Consider matters related to contracts for electric service

## **RETURN TO OPEN SESSION**

- 6.1 Discuss and Consider any Action Resulting from Closed Session as Necessary

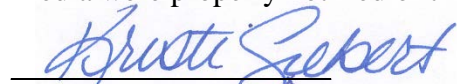
## **CITY COUNCIL REQUESTS AND ANNOUNCEMENTS**

- 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 July 6, 2020. I further certify that the following News Media were properly notified of the above stated meeting: Gonzales Inquirer.



Kristi Gilbert, Interim City Secretary