



**MINUTES
SEALY CITY COUNCIL
415 MAIN STREET
SEALY, TX 77474
TUESDAY, MAY 14, 2019
6:00 P.M.**

1. Call to Order

Mayor Whitehead called the meeting to order at 6:00 p.m.

2. Invocation and Pledge of Allegiance

Brigid Stevenson, Sealy Police Chaplain, gave the invocation. Mayor Whitehead led the Pledges of Allegiance.

3. Roll Call and Certification of a Quorum.

Present:

Janice Whitehead	Mayor
Dee Anne Lerma	Councilmember, Place 1
Chris Noack	Councilmember, Place 2
Sandra Vrablec	Councilmember, Place 3/Mayor Pro tem
Jennifer Sullivan	Councilmember, Place 4
Larry Koy	Councilmember, Place 5
John Hinze	Councilmember, Place 6
Adam Burttschell	Council-elect, Place 6

A quorum was declared present.

Staff attending:

Lloyd Merrell, City Manager
Dayl Cooksey, City Secretary
Warren Escovy, Asst. City Manager
Jay Reeves, Police Chief
Lawrence Siska, Director of Parks, Streets, Drainage
Mark Pulos, Public Works Director
Joey Schmidt, Fire Marshal/IT Department
Steven Kutra, Director of Finance
Robert Worley, Sealy EDC Executive Director
Chris Nichols, Special Counsel

4. Official Canvass of the General Election conducted in the City of Sealy on Saturday, May 4, 2019.

Members of city council compared the tally sheets to the return sheets prepared by election workers for Early Voting and Election Day. The numbers were documented correctly according to the records for the general election held on May 4, 2019.

5. Consideration and possible action to approve a resolution of which the caption reads:
A RESOLUTION AND ORDER OF THE CITY COUNCIL OF THE CITY OF SEALY, TEXAS, CANVASSING THE RETURNS AND DECLARING THE RESULTS OF A CITY OFFICERS' ELECTION.

Councilwoman Sullivan moved to approve the resolution as captioned above. Councilman Hinze seconded the motion. Mayor Whitehead called for the vote:

AYES: Whitehead, Lerma, Noack, Vrabec, Sullivan, Koy, Hinze
NOES: None

The motion carried.

Councilman Hinze thanked the public for the support during his time on council. He said it was a pleasure and an honor to serve the citizens of Sealy. He said the employees of the city kept the council on the straight and narrow and the council members have become like family. He told new Councilmember Adam Burttschell that people are counting on him and he knew he would do a good job.

6. The Official Oath and Constitutional Statement of elected officers.

Sandra Vrabec and Adam Burttschell took the official Oath of Office for their respective positions on City Council.

7. Proclamations and Special Recognitions

- **National Police Week**
- **National Police Officers Memorial Day – May 15th**
- **Emergency Medical Services Week**
- **National Public Works Appreciation Week**
- **Public Service Recognition Week**
- **Memorial Day**

Mayor Whitehead read and presented the proclamations above. *(There was no presentation for the Public Service Recognition Week).*

8. Petition(s) and/or Request(s) from the Public.

None

9. CONSENT AGENDA

- a. Discussion and possible action regarding approval of minutes for the meeting held:
- April 23, 2019

Councilwoman Sullivan moved to approve the consent agenda. Councilwoman Vrabec seconded the motion. Mayor Whitehead called for the vote:

AYES: Whitehead, Lerma, Noack, Vrabec, Sullivan, Koy, Burttschell
NOES: None

The motion carried.

10. Presentation by Enterprise Pipeline, Inc., concerning facility safety and preparedness training and plans.

Representatives of Enterprise Pipeline, Inc., gave a presentation concerning the Sealy facilities safety and preparedness plans and strategies for different emergency situations.

11. Consider and take action regarding the preliminary plat for Palo and Melanie Ilagen, located on FM 1094 near Oaks Street.

Councilwoman Lerma moved to approve the preliminary plat for Palo and Melanie Ilagen with the planning commission's recommendations. Councilwoman Sullivan seconded the motion. Mayor Whitehead called for the vote:

AYES: Whitehead, Lerma, Noack, Vrabec, Sullivan, Koy, Burttschell

NOES: None

The motion carried.

12. Discussion and possible action regarding the presentation and acceptance of the independent audit performed by Belt Harris Pechacek, LLLP.

Robert Belt with Belt Harris Pechacek, LLLP reviewed the audit with the council. Mr. Belt reported that it was an unmodified report which is the highest level. There was a large increase in the fund balance at the end of the fiscal year. Although there were previous concerns regarding the amount of operating funds on hand in the previous fiscal year, the end of the fiscal year 2018 has greatly improved. He reported a clean audit for the City of Sealy.

13. Quarterly presentation and discussion by Robert Worley, Executive Director of the Sealy Economic Development Corporation.

Robert Worley updated the council on industrial and residential projects being proposed and/or contemplated for Sealy. He reported that the Sealy EDC Business Improvement Grant program is being modified to become the Main Street District Improvement Program. This will be presented to the EDC board and council for approval. Opportunities for training for staff and board members are being researched. He said the city departments and staff he has worked with in Sealy are very professional and skilled.

14. Fire Marshal/IT Staff report and discussion.

Joey Schmidt, Fire Marshal/It, provided an update concerning on-going and proposed projects in his department. He reported that the Windows software will have to be updated throughout the city departments on the computers not being replaced this year. He also reported that the telephone system will need to be updated by the end of 2020.

15. Consider and take action regarding the variance granted to Sealy ISD by City Council for a time extension until January 31, 2020 to pave the parking area for the football stadium area as required by City Code.

Warren Escovy asked that the item be tabled to allow additional time to speak with school staff.

Councilwoman Sullivan moved to table action on this item. Councilwoman Lerma seconded the motion. Mayor Whitehead called for the vote:

AYES: Whitehead, Lerma, Noack, Vrabec, Sullivan, Koy, Burttschell
NOES: None

The motion carried.

16. Discussion and possible action to approve and accept a utility easement from NESH 1, LLC.

Councilwoman Lerma moved to approve and accept a utility easement from NESH 1 LLC. Councilman Burttschell seconded the motion. Mayor Whitehead called for the vote:

AYES: Whitehead, Lerma, Noack, Vrabec, Sullivan, Koy, Burttschell
NOES: None

The motion carried.

17. Discussion and possible action to approve an ordinance to change the regular city Council meeting dates. (*This is the first of two readings.*)

Councilwoman Lerma moved to approve the first reading of an ordinance to change the regular city council meeting dates to the first and third Tuesdays of each month. Councilwoman Sullivan seconded the motion. Mayor Whitehead called for the vote:

AYES: Whitehead, Lerma, Noack, Vrabec, Sullivan, Koy, Burttschell
NOES: None

The motion carried.

18. Annexation Fees – discussion and possible action to establish fees for voluntary annexations and direct City Staff to prepare an ordinance for consideration and adoption.

Chris Nichols explained to council that there are costs to the city with voluntary annexations. Setting a fee will be to recoup the cost associated with the annexation. He will move forward using the current voluntary annexation to determine a fair and equitable fee for the process.

19. Discussion and possible action to allow Jose Chavez the use of the City Facilities at B&PW Park for a youth soccer camp.

Jose Chavez told the council that he would like to use the soccer fields at B&PW Park to hold a soccer camp for children. It will be free of charge.

Councilwoman Lerma moved to allow use of the soccer fields for a youth camp on Tuesdays and Thursdays from 5:30 p.m., to 7:00 p.m. Councilman Noack seconded the motion. Mayor Whitehead called for the vote:

AYES: Whitehead, Lerma, Noack, Vrabec, Sullivan, Koy, Burttschell
NOES: None

The motion carried.

20. **Consideration and possible action to call two (2) public hearings before the City Council of the City of Sealy, Texas, on June 11, 2019 at 6:00 p.m. and on June 11, 2019 at 6:30 p.m. at City Hall, 415 Main Street, Sealy, Austin County, Texas to hear any and all persons desiring to be heard on or in connection with any matter or question involving the proposed voluntary annexation into the City of Sealy, Texas of an approximate 45.11-acre tract of land situated in the Austin County located near the intersection of Rice Field Road and FM 3013 and that portion of FM 3013 running adjacent to the tract proposed for annexation as may be necessary to comply with state law contiguity requirements.**

Mayor Whitehead moved to table action on the above item. Councilwoman Vrablec seconded the motion. Mayor Whitehead called for the vote:

AYES: Whitehead, Lerma, Noack, Vrablec, Sullivan, Koy, Burttschell
NOES: None

The motion carried.

21. **Discussion and possible action to approve Hotel/Motel Occupancy Tax requests for funds and post event reporting requirements.**

Councilwoman Sullivan moved to approve the Hotel/Motel Occupancy Tax requests for funds and post event reporting requirements after adding the dates of the city's fiscal year to the document. Councilman Koy seconded the motion. Mayor Whitehead called for the vote:

AYES: Whitehead, Lerma, Noack, Vrablec, Sullivan, Koy, Burttschell
NOES: None

The motion carried.

22. **City Manager's report and possible discussion.**

- **Town Hall meeting for May 20th**
The Town Hall meeting will be held at the Hill Community Center on Monday, May 20, 2019 from 6:30 p.m., to 7:30 p.m.
- **Plaque for Chapman Family for contributions to B&PW Park**
Mr. Merrell reported that this should be ready for council approval by the second meeting in June.
- **Weekly updates from Strand Association on infrastructure projects**
The weekly updates from Strand Associates on the city projects helps keep everyone informed on the progress of each project.

23. **EXECUTIVE SESSION: A closed meeting will be held concerning the following item(s):**

- a. **Section 551.071 CONSULTATION WITH ATTORNEY.** A governmental body may conduct a private consultation with its attorney when the governmental body seeks the advice of its attorney about: pending or contemplated litigation; or a settlement offer;
– Town Park Center, Cause No. 2019V-0062.
- b. **Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT.** A governmental body may discuss and deliberate in private session pertaining to economic development - Bent River project.

No executive session was held.

24. Reconvene into regular session and consider action, if any, on items discussed in Executive Session.

No action necessary.

25. Request(s) for future agenda items and comment(s).

Councilwoman Lerma

- None

Councilman Noack

- He asked if the attorney signs off on all items after they are reviewed.

Councilwoman Vrablec

- None

Councilwoman Sullivan

- She requested an agenda item regarding the drainage on San Felipe Road.
- She requested that staff provide reports with each agenda item.

Councilman Koy

- None

Councilman Burttschell

- He said he was excited to work with the council. He offered his gratitude and thanked John Hinze for his service to the citizens of Sealy.

26. Adjournment.

At 7:33 p.m., Councilwoman Lerma moved that the city council stand adjourned until the next scheduled meeting. Councilman Koy seconded the motion. Mayor Whitehead called for the vote:

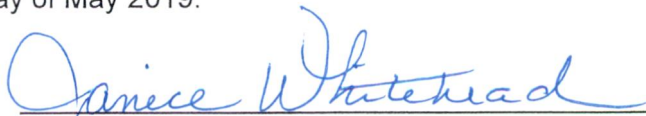
AYES: Whitehead, Lerma, Noack, Vrablec, Sullivan, Koy, Burttschell

NOES: None

The motion carried.

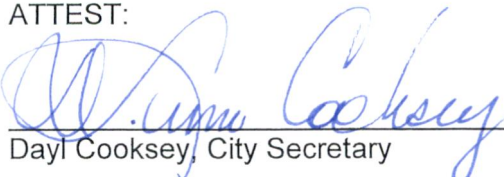
PASSED AND APPROVED this 28th day of May 2019.





Janice Whitehead, Mayor

ATTEST:



Dayl Cooksey, City Secretary