

CITY COUNCIL OF THE CITY OF SANDY OAKS, TEXAS

REGULAR MEETING AGENDA

August 13, 2020 at 6:30 p.m.

1. **Call to order and quorum call.** Mayor Ball called the meeting to order at 6:31 p.m. In attendance were Aldermen Repino, Fillinger, Tremblay, Walker, and Yelton, City Attorney Casandra Ortiz, and City Secretary Katherine Yelton.
2. **Pledge of Allegiance.** Led by Mayor Ball
3. **Citizens to be heard.** Gabe Lara signed up to speak to introduce himself as the Republican candidate for County Commissioner Precinct 1.

Mayor Ball moved to agenda item 7a.

7. Marshal

- a) Presentation of monthly report by Marshal Lopez with possible discussion and/or action. Marshal Lopez provided his monthly report for July 2020.

Mayor Ball moved back up to agenda items 4 and 5.

4. **Financial/Budget Report.** The income and expenses will be reported by City Clerk Katherine Yelton and possible discussion and action. Katherine reported the following: Opening balance as of July 1, 2020 of \$194,967.87, checks & payments of \$128,074.80, deposits & credits of \$39,668.20, leaving an ending balance as of July 31, 2020 of \$106,561.27. Alderman Tremblay made a motion to accept and approve the financial report, which was seconded by Alderman Fillinger and passed unanimously.
5. **Consent Agenda.** All matters listed under Consent Agenda are considered routine by the City Council of the City of Sandy Oaks and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately.
 - a) Approve June 2020 City Attorney Invoice No. 1250 from Kassahn & Ortiz not to exceed \$5,085.98.
 - b) Approve July 2020 City Attorney Invoice No. 1252 from Kassahn & Ortiz not to exceed \$3,414.30.
 - c) Approve the minutes from the July 23, 2020 Regular Council Meeting.
Mayor Ball pulled item 5c since the minutes were not ready for approval. Alderman Tremblay made a motion to approve items 5a and 5b, which was seconded by Alderman Repino and passed unanimously.

Mayor Ball moved to agenda item 8a.

8. Animal Control

- a) Presentation of monthly report by ACO Maldonado with possible discussion and/or action. ACO Maldonado provided his monthly report for July 2020.

Mayor Ball moved to agenda item 6e.

6. Administration

- e) Discuss and/or possible action on payment of outstanding M&S Engineering Invoices. On the phone were Lisa Jaster, Jerod Mott and CFO Jason Jones with M&S Engineering ("M&S"). Mayor Ball started with a brief summary of why this item is being brought to Council. She stated after Mr. Fox left as City Administrator, there were a number of invoices that needed to be paid, which in most cases was fairly easy because there were task orders and contracts in place to support the invoices. There are still some outstanding invoices for which Mayor Ball was not able to locate any task orders. Mayor Ball said she could have approved those invoices for payment and brought it to Council after the fact for ratification, but she preferred to take this opportunity to review the City's process to ensure everyone is clear on the expectations as we move through projects. Per Mayor Ball, she was given some information from Ms. Jaster on an approval from Mr. Fox from March 2 that stated, "Thanks again for the message. As we spoke on the phone, let's move ahead". M&S took that as what needs to be done to support the project, but no task orders were issued, presented, or approved. Ms. Jaster stated that from an M&S standpoint, the approval to move forward and the proposal stating an hourly cost, it was clear to them that they had approval and would charge in accordance with the MSA. She also stated she understands the Mayor's point of a task order, but that was not communicated to them when Mr. Fox gave approval to move forward. Mayor Ball made sure everyone understands at this point there is no additional billing that will be accepted from M&S that has not been approved beforehand by being submitted on a task order and discussed before the work is done. She stated the City will abide by the MSA that was signed, but, in the meantime, we have invoices that need to be paid. After some further explanations from Ms. Jaster and Mr. Mott and some Council discussion, Alderman Fillinger made a motion to approve the payment of the outstanding invoice for \$20,557.53, which was seconded by Alderman Repino and passed unanimously.

Mayor Ball moved to agenda item 6a.

6. Administration

- a) Discuss and/or possible action on Ordinance 2020-168 ordering a general election to include the extension of early voting dates and repealing Ordinance 2020-163. Alderman Tremblay made a motion to approve Ordinance 2020-168, which was seconded by Alderman Repino and passed unanimously.

Mayor Ball moved to agenda items 7b & 7c.

7. Marshal

- b) Executive Session to deliberate a pay adjustment for the Deputy Marshal due to the end of his probationary period pursuant to Texas Open Meetings Act, Chapter 551 of the Texas Government Code, Section 551.074 (Personnel Matters). Council chose not to go into Executive Session.
- c) Discuss and/or possible action on a pay adjustment for the Deputy Marshal due to the end of his probationary period. Alderman Fillinger made a motion to approve an annual increase in pay by \$2,000.00 bringing the annual rate of pay for Deputy Castillo to \$42,000.00. This was seconded by Alderman Repino and passed unanimously.

Mayor Ball moved to agenda item 6c.

6. Administration

- c) Discuss and/or possible action on Ordinance No. 2020-170 establishing regulations for prohibiting litter, providing for abatement, and amending Ordinance No. 2019-148. Mayor Ball explained that the intent of amending the ordinance is to address the overgrown lots that are creating fire hazards, rodent, snakes, and being unsightly. Alderman Fillinger made a motion to add the definition of brush to say “Brush” means the same as “rubbish” herein”. He also made a motion to remove the definition for Graffiti since the word is not used throughout the ordinance. Both motions were seconded by Alderman Repino and passed unanimously. Alderman Fillinger then made a motion to approve the ordinance, as amended, which was seconded by Alderman Yelton and passed unanimously.

Mayor Ball called for a 15-minute recess at 8:10 p.m.

Upon return at 8:26 p.m., Mayor Ball went to agenda items 8b & 8c.

8. Animal Control

- b) Discuss and/or possible action on recommendation by ACAC of Nomination of Alderman Fillinger to Animal Control Advisory Committee. Alderman Walker stated the members of the Animal Control Advisory Committee (“ACAC”) recommend Alderman Fillinger as an additional Council member to attend ACAC meetings. Alderman Walker made the motion to approve the ACAC members’ recommendation, which was seconded by Alderman Tremblay and passed unanimously.
- c) Discuss and/or possible action on Nominating Alderman to Animal Shelter Advisory Committee. Mayor Ball nominated Alderman Fillinger to fill this position. Alderman Fillinger accepted the nomination. Alderman Walker made a motion to approve the nomination, which was seconded by Alderman Repino and passed unanimously

Mayor Ball moved to agenda items 6b, 6c, and 6d.

6. Administration

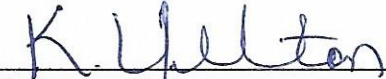
- b) Discuss and/or possible action on Ordinance 2020-169 amending the annual budget for fiscal year 2019-2020 for municipal purposes. Mayor Ball stated from an income perspective, she anticipated a shortfall of \$130,361.00; therefore, the budget needs to be rebalanced. She referred Council to a handout that reflects where the “put and takes” are. The handout is referenced as an exhibit to the ordinance amending the budget, which can be located online at: <https://92m.c30.myftpupload.com/wp-content/uploads/2020/08/Ordinance-2020-169-Amending-2019-2020-Budget-Second-Amendment.pdf>
- c) Discuss and/or possible action on Ordinance 2020-168 ordering a general election to include the extension of early voting dates and repealing Ordinance 2020-163. Alderman Tremblay made a motion to approve Ordinance 2020-168, which was seconded by Alderman Repino and passed unanimously.
- d) Discuss and/or possible action on scheduling the date, time, and place for a public hearing on the proposed 2020-2021 fiscal year budget. Alderman Repino made a motion to schedule the public hearing for September 10, 2020 prior to the regular council meeting.

7. **Adjourn** The meeting adjourned at 9:17 p.m.

PASSED AND APPROVED ON THIS 10th DAY OF SEPTEMBER 2020.


Micki L. Ball
Mayor

ATTEST:


Katherine Yelton
City Secretary