



**CITY OF CUERO
COUNCIL MEETING MINUTES
FEBRUARY 11, 2019 5:15 PM**

1.

Members present: Mayor Sara Post Meyer, Mayor Pro Tem Bill Matthys, Councilmembers John Fuqua, Tony Allen, Terry Glover, Brad Hedrick and Roy Johnson.

Staff Present: City Manager Raymie Zella, Finance Director Connie Hawes, Deputy City Secretary Katelyn Corporon, City Secretary Jennifer Zufelt and City Attorney James Crain.

Call to Order and Announce a Quorum is Present:

Mayor Meyer called the meeting to order at 5:15 pm.

2. Invocation led by James K. Crain, III.

3. Pledge of Allegiance to the American Flag and the Texas Flag Led by W.T. "Tony" Allen.

4. Presentation and Recognitions:

4.1. Recognition of Charles W. Papacek: Mayor Meyer read a proclamation recognizing Mr. Papacek for his twenty years of service to the Cuero Development Corporation.

4.2. Proclamation for African-American History Month: Mayor Meyer read a proclamation recognizing February as African-American History Month.

4.3. Public Comments: No comments

5. Council Consideration and Action Items:

5.1. Discuss, Consider and Possible Action on Recommendations from the Charter Review Committee.

Charles Papacek, Chair of the Charter Review Committee, presented two documents, on pertaining to Typos and Grammatical errors and one with amendments to a few sections. Others committee members present were Paul Harper, Bill Morrow and Selda Johnson.

**SECTION 3.04
COMPENSATION.**

The Mayor shall receive as compensation for his/her services the sum of **\$750.00** per month and each Councilmember shall receive as compensation the sum of **\$300.00** per month. Such compensation shall be paid on the first day of each month.

**SECTION 3.06
VACANCIES, FORFEITURES OF OFFICE & FILLING VACANCIES**

2. Any member of the City Council or the Mayor shall automatically be deemed to have forfeited such office and shall be removed therefrom by a majority vote of the remaining members of the Council by resolution and enforced by the Council if that person:

C. fails to attend three(3) **consecutive** regularly scheduled council meetings without being excused by the Council.

**SECTION 4.01
CITY MANAGER**

B. Term and Salary;

The City Manager shall not be appointed for a definite term, but may be removed at the will and pleasure of the City Council, by a vote of the majority of the entire Council. The action of the City Council in suspending or removing the City Manager shall be final, it being the intention of this Charter to vest all authority and fix all responsibility of such suspension or removal, in the City Council. **The City Council shall have the sole responsibility of setting the salary of the City Manager.**

**SECTION 6.03
FORM OF PETITIONS**

Initiation petition papers shall contain the full text of the proposed legislation in the form of an ordinance, including a descriptive caption. Referendum petition papers shall contain a sufficient description of the ordinance sought to be referred to identify it, or if the ordinance has been passed by the Council, the full text of the ordinance sought to be referred shall be included in such papers. The signatures to the initiative or referendum petitions need not be all appended to one(1) paper, but each signer shall sign his/her name in ink or indelible pencil, together with a notation showing his/her residence address. No signature shall be counted where there is reason to believe it is not the actual signature of the purported signer or this it is a duplication either of name or handwriting used in any other signature on the petition, and no signature shall be counted unless the residence address of the signer is shown, or unless it is signed exactly as the name of the voter appears on the official copy of the current list of exempt voters. Before signatures on any petition paper may be counted, **an affidavit shall be attached thereto and signed by one(1) of the signers of such petition paper, a qualified voter. Such affidavit shall be an oath taken before the City Secretary or any other officer competent to administer oaths, that the statements made therein are true, that each signature to the paper appended is the genuine signature of the person whose name purports to be signed thereto, and that such signatures were placed thereon in his/her presence.**

**SECTION 8.09
VOTE REQUIRED BY ADOPTION**

The budget shall be adopted by a favorable vote of the majority of the members of the whole City Council. The budget(appropriation) ordinance and the tax levying ordinance shall be also adopted by the favorable vote of a majority of the members of the whole City Council, **with the exception that if the tax rate exceeds the effective tax rate, then the tax levying ordinance shall be adopted by the favorable vote of at least 60% of the members of the whole City Council.**

5.2. Discuss, Consider and Possible Action on Capital Improvement Projects for 2019.

Council reviewed the chart for the CIP projects and many of the projects that were planned may have to be moved further into the future due to the Friar Ag Building project being moved ahead of original time line. No action taken.

6. Resolutions:

6.1. Discuss, Consider And Possible Action on Resolution No. 2019-07 Bid Award for the Water/Wastewater Extension on State HWY 72 and Bedford Drive.

Motion made by Councilmember Allen, seconded by Councilmember Fuqua to approve Resolution No. 2019-07 awarding the bid to Mercer Construction. Motion approved.

6.2. Discuss, Consider And Possible Action On Resolution No. 2019-08 Awarding the Bid for the Railroad and Main Street Improvements.

Motion made by Councilmember Glover, seconded by Councilmember Johnson to approve Resolution No. 2019-08 awarding the bid to ABN Construction. Main Street sidewalk improvements will not be done at this due to bid being higher than budgeted for the project.

7. Ordinances - Emergency Reading:

7.1. Discuss, Consider and Possible Action on Ordinance 2019-02, Calling City of Cuero General Election On May 4, 2019.

Motion made by Mayor Pro Tem Matthys, seconded by Councilmember Johnson to approve Ordinance No. 2019-02. Motion approved.

7.2. Discuss, Consider and Possible Action on Ordinance No. 2019-03, Calling For a Special Election on May 4, 2019 to Amend the City of Cuero Charter.

Motion made by Councilmember Allen, seconded by Councilmember Johnson to table Ordinance No. 2019-03. Motion approved.

7.3. Discuss, Consider and Possible Action on Ordinance No. 2019-04 Amending 2018-2019 Budget.

Motion made by Councilmember Hedrick, seconded by Councilmember Allen to approve Ordinance No. 2019-04, Budget Amendment I. Motion approved.

8. First Reading of an Ordinance:

8.1. Discuss, Consider and Possible Action on First Reading of Ordinance No. 2019- 05, Waste Water Rates.

Motion made by Mayor Pro Tem Matthys, seconded by Councilmember Johnson to approve the first reading of Ordinance No. 2019-05, Waste Water Rates. Motion approved.

8.2. Discuss, Consider and Possible Action on First Reading of Ordinance No. 2019- 06 Water Rates.

Motion made by Councilmember Allen, seconded by Councilmember Glover to approve the first reading of Ordinance No. 2019-06, Water Rates. Motion approved.

9. Reports:

9.1. Traffic Contact Report for 2018 Cuero Police Department: Police Chief Jay Lewis reviewed the 2018 Racial Profile Report with Council.

Motion made by Councilmember Johnson, seconded by Councilmember Allen to accept the report. Motion approved.

9.2. Financial Reports from Finance Director, Connie Hawes:

Finance Director Connie Hawes reviewed the Quarterly Report, Interest Report, Sales Tax Report and the Hotel Motel Occupancy Report. She also reported that in 2012 an oil supply company that was located in Cuero paid sales tax to Cuero but should have paid it to Houston where the main office was located. Cuero has to pay back \$200,000 over the next two years to the comptroller's office.

10. Consent Agenda:

Motion made by Mayor Pro Tem Matthys, seconded by Councilmember Fuqua to approve all items on the consent agenda. Motion approved.

10.1. City Council Meeting Minutes 1/14/19 and 1/22/19

10.2. Discuss Consider and Possible Action to Approve a Contract in Excess to \$25,000 Between The Cuero Development Corporation and Opportunity Strategies, LLC.

10.3. Building Department Monthly Permit Report

10.4. Library Board Meeting Report and Minutes

10.5. DeWitt County Appraisal District Monthly Report

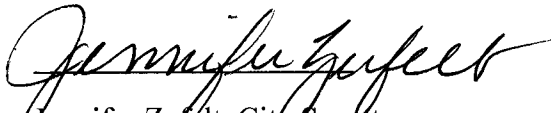
10.6. Municipal Court Monthly Report

11. Adjourn: Mayor Meyer adjourned the meeting at 7:00 pm.

PASSED AND APPROVED THIS 11TH DAY OF MARCH, 2019


Sara Post Meyer, Mayor

ATTEST:


Jennifer Zufelt, City Secretary