



**NOTICE OF A REGULAR MEETING
OF THE CITY COUNCIL
Thursday, September 14, 2023
7:00 PM**

Tammy Huff
Mayor

Ernie Burns
Mayor Pro-Tem

Mark Heatwole
Council Member

Linzy Neal
Council Member

Charles Ryan
Council Member

Laura Duncan
Council Member

City Manager

MINUTES

I. CALL MEETING TO ORDER

Meeting called to order by Mayor Huff.

A. Roll Call and Establish a Quorum

Present: Linzy Neal, Ernie Burns, Charles Ryan, Laura Duncan, Mark Heatwole

Absent:

II. INVOCATION

Invocation was led by David Barber.

III. PLEDGE OF ALLEGIANCE

Led by Mayor Huff.

A. US Flag

B. Texas Flag

"Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible."

IV. OPEN FORUM

The opportunity for citizens to address the City Council on any non-agenda item (limit 3 minutes per person); however, the Texas Open Meetings Act prohibits the City Council from discussing issues which the public has not been given seventy- two (72) hour notice. Issues raised may be referred to City Staff for research and potential future action.

Ryan Hanson spoke regarding the City Council.

Trish Dwyer spoke regarding issues in the city.

Council Member Ryan arrived.

Bill Dwyer spoke regarding city stuff.

Scotty Miller spoke regarding the 20' service road easement.

V. CONSENT AGENDA

(All consent agenda items are considered routine by City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council member request an item be removed and considered separately.)

RESULT:	Passed
MOVER:	Laura Duncan
SECONDER:	Ernie Burns
AYES:	Laura Duncan, Mark Heatwole, Ernie Burns, Charles Ryan, Linzy Neal
NAYS:	None
ABSTAINED:	None

A. Meeting Minutes

1. August 10, 2023, workshop.
2. August 10, 2023, regular meeting.
3. August 17, 2023, called council meeting.
4. August 19, 2023, called council meeting.
5. August 28, 2023, a joint workshop with council and EDC.

B. Financial Report

VI. **INFORMATION AND DISCUSSION**

RESULT:	Passed
MOVER:	Mark Heatwole
SECONDER:	Ernie Burns
AYES:	Laura Duncan, Mark Heatwole, Ernie Burns, Charles Ryan, Linzy Neal
NAYS:	None
ABSTAINED:	None

Open public hearing at 7:14 p.m.

- A. Public hearing to consider the re-zoning change for application # 159 from Undeveloped/Agriculture to Commercial, on property located at 1221 S. Oak St, property ID: R000113573, legal description acres 3.00, ABST: 866, J. Thomas Survey, in Van, Texas.

RESULT:	Passed
MOVER:	Mark Heatwole
SECONDER:	Laura Duncan
AYES:	Laura Duncan, Mark Heatwole, Ernie Burns, Charles Ryan, Linzy Neal
NAYS:	None
ABSTAINED:	None

Close public hearing at 7:18 p.m.

VII. **ACTION ITEMS**

- A. Discussion, Consideration, and Possible Action on re-zoning change for application # 159 from Undeveloped/Agriculture to Commercial, on property located at 1221 S. Oak St, property ID: R000113573, legal description acres 3.00, ABST: 866, J. Thomas Survey, in Van, Texas.

RESULT:	Passed
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MOVER:	Ernie Burns
SECONDER:	Mark Heatwole
AYES:	Laura Duncan, Mark Heatwole, Ernie Burns, Charles Ryan, Linzy Neal
NAYS:	None
ABSTAINED:	None

- B. Discussion, Consideration, and Possible Action on Task Order 101239 for Love's Travel Stop Expansion Water System Modeling.

RESULT:	Passed
MOVER:	Ernie Burns
SECONDER:	Laura Duncan
AYES:	Laura Duncan, Mark Heatwole, Ernie Burns, Charles Ryan, Linzy Neal
NAYS:	None
ABSTAINED:	None

- C. Discussion, Consideration, and Possible Action on accepting the RFP for banking services for the City of Van.

RESULT:	Passed
MOVER:	Linzy Neal
SECONDER:	Charles Ryan
AYES:	Mark Heatwole, Ernie Burns, Charles Ryan, Linzy Neal
NAYS:	None
ABSTAINED:	Laura Duncan

Approve Texas Bank and Trust as for the City of Van banking services.

- D. Discussion, Consideration, and Possible Action on the creation of an account dedicated to Water Production and Wastewater Collection and Treatment.

No action was taken.

- E. Discussion, Consideration, and Possible Action on Water and Wastewater ARC GIS Mapping by Bureau Veritas.

RESULT:	Passed
MOVER:	Laura Duncan
SECONDER:	Ernie Burns
AYES:	Laura Duncan, Mark Heatwole, Ernie Burns, Charles Ryan, Linzy Neal
NAYS:	None
ABSTAINED:	None

- F. Discussion, Consideration, and Possible Action on the speed limit on E Main.

No action was taken.

- G. Discussion, Consideration, and Possible Action on EDC budget for FY2023-2024.

RESULT:	Passed
MOVER:	Ernie Burns
SECONDER:	Mark Heatwole
AYES:	Laura Duncan, Mark Heatwole, Ernie Burns, Charles Ryan, Linzy Neal
NAYS:	None
ABSTAINED:	None

- H. Discussion, Consideration, and Possible Action on appropriations ordinance 09-14-2023-1 adopting the FY2024 budget for the City of Van.

RESULT:	Passed
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MOVER:	Ernie Burns
SECONDER:	Laura Duncan
AYES:	Laura Duncan, Mark Heatwole, Ernie Burns, Charles Ryan, Linzy Neal
NAYS:	None
ABSTAINED:	None

- I. Discussion, Consideration, and Possible Action on ordinance 09-14-2023-2 adopting the tax rate for FY 2024 for the City of Van

RESULT:	Passed
MOVER:	Laura Duncan
SECONDER:	Linzy Neal
AYES:	Laura Duncan, Ernie Burns, Charles Ryan, Linzy Neal
NAYS:	Mark Heatwole
ABSTAINED:	None

RESULT:	Passed
MOVER:	Ernie Burns
SECONDER:	Linzy Neal
AYES:	Laura Duncan, Ernie Burns, Charles Ryan, Linzy Neal
NAYS:	Mark Heatwole
ABSTAINED:	None

Approve maintenance and operation rate of .40.

Approve the interest and sinking rate of .26.

- J. Discussion, Consideration, and Possible Action on ordinance 09-14-2023-3 ratifying the tax rate revenue increase for FY 2024.

RESULT:	Passed
MOVER:	Mark Heatwole
SECONDER:	Laura Duncan
AYES:	Laura Duncan, Mark Heatwole, Ernie Burns, Charles Ryan, Linzy Neal
NAYS:	None
ABSTAINED:	None

- K. Discussion, Consideration, and Possible Action on Ordinance 09-14-2023-4 public information pursuant to chapter 552.275 of the Texas Government Code.

RESULT:	Passed
MOVER:	Mark Heatwole
SECONDER:	Laura Duncan
AYES:	Laura Duncan, Mark Heatwole, Ernie Burns, Charles Ryan
NAYS:	Linzy Neal
ABSTAINED:	None

VIII. REPORTS

- A. Fire Department Monthly Report
Reviewed
- B. Library Monthly Report
- C. Municipal Court Monthly Report

- D. Parks Department Monthly Report
Reviewed
- E. Police Monthly Report
Reviewed
- F. Public Works Monthly Report
Reviewed

IX. **EXECUTIVE SESSION**

Pursuant to the Open Meetings Act, Chapter 551, Texas Government Code, Sec. 551.071, 551.072, 551.073, 551.074, 551.076, 551.087, and Section 418.183(f) of the Texas Government Code (Texas Disaster Act). Refer to the posted list attached hereto and incorporated in.

RESULT:	Passed
MOVER:	Mark Heatwole
SECONDER:	Laura Duncan
AYES:	Laura Duncan, Mark Heatwole, Ernie Burns, Charles Ryan, Linzy Neal
NAYS:	None
ABSTAINED:	None

Convene into executive session at 8:30 p.m.

- A. City Council will meet in closed session under section 551.071. Consultation with the City Attorney to receive legal advice regarding various matters.

X. **RECONVENE INTO REGULAR SESSION AND CONSIDER ACTION IF ANY**

RESULT:	Passed
MOVER:	Charles Ryan
SECONDER:	Laura Duncan
AYES:	Laura Duncan, Mark Heatwole, Ernie Burns, Charles Ryan, Linzy Neal
NAYS:	None
ABSTAINED:	None

Reconvene from executive session at 9:10 p.m.

- A. Discussion, Consideration, and Possible Action on Item IX. A consultation with the City Attorney to receive legal advice regarding various matters.
No action was taken.

RECEIVE REQUESTS FROM COUNCIL MEMBERS/STAFF FOR ITEMS TO BE PLACED ON NEXT MEETING AGENDA

Discussion under this item must be limited to whether the Council wishes to include a potential agenda item on a future agenda.

City Manager position.

XI. **ADJOURN**

RESULT:	Adjourn
MOVER:	Charles Ryan
SECONDER:	Laura Duncan
AYES:	Laura Duncan, Mark Heatwole, Ernie Burns, Charles Ryan, Linzy Neal
NAYS:	None
ABSTAINED:	None

Attest:

Mayor

City Secretary