



NOTICE OF REGULAR MEETING
THE CITY COUNCIL
Thursday, August 8, 2024
7:00 PM

Mayor
Ernie Burns
Mayor Pro-Tem
Mark Heatwole
Council Member
Samantha Smith
Council Member
Charles Ryan
Council Member
Laura Duncan
Council Member
City Manager

MINUTES

I. CALL MEETING TO ORDER

The meeting was called to order by Mayor Pro Tem Burns.

A. Roll Call and Establish a Quorum

Present: Ernie Burns, Charles Ryan, Mark Heatwole, Samantha Smith, Laura Duncan

Absent:

II. INVOCATION

Invocation was led by David Barber.

III. PLEDGE OF ALLEGIANCE

Led by Mayor Pro Tem Burns.

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 agenda item (limit 3 minutes per person); however, the Texas Open Meetings Act prohibits the City Council from discussing issues that 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.

Bill Dwyer spoke regarding the Mayor's position.

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.)

A. Meeting Minutes

RESULT:	Passed
MOVER:	Charles Ryan

SECONDER:	Laura Duncan
AYES:	Ernie Burns, Charles Ryan, Mark Heatwole, Laura Duncan, Samantha Smith
NAYS:	None
ABSTAINED:	None

1. Minutes from July 5, 2024, Called Council Meeting
2. Minutes from July 11, 2024, Regular Meeting
3. Minutes from July 17, 2024, Called Council Meeting

B. Financial Report

VI. **INFORMATION AND DISCUSSION**

VII. **REPORTS**

- A. City Manager Monthly Report
- B. Fire Department Monthly Report
- C. Library Monthly Report
- D. Municipal Court Monthly Report
- E. Parks Department Monthly Report
- F. Police Monthly Report
- G. Public Works Monthly Report

VIII. **PUBLIC HEARING**

Open Public Hearing at 7:25 pm

- A. A Public Hearing for the 2024 Water Conservation and Drought Contingency Plan.
Blake Bogenschutz of KSA Engineering gave information about the Drought Contingency Plan.
Closed Public Hearing at 7:34 pm

IX. **ACTION ITEMS**

- A. Discussion, Consideration, and Possible Action on the adoption of the 2024 Water Conservation and updated Water Drought Contingency Plan for Ordinance 08-08-2024.

RESULT:	Passed
MOVER:	Mark Heatwole
SECONDER:	Samantha Smith

AYES:	Ernie Burns, Charles Ryan, Mark Heatwole, Laura Duncan, Samantha Smith
NAYS:	None
ABSTAINED:	None

- B. Discussion, Consideration, and Possible Action on amendment/additions Ordinance 08-08-2024-2 to the City of Van Personnel Policy Chapter 2, Section 1 and Chapter 3, Section 12.

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

- C. Discussion, Consideration, and Possible Action on items affecting the Fiscal Year 2024-2025 budget.

Council Member Heatwole withdrew his motion. No action was taken.

- D. Discussion, Consideration, and Possible Action on proposing a tax rate for FY 25 and setting a date for a public hearing.

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

Tax rate for the FY25 is .66.

The public hearing will be held on September 16, 2024.

- E. Discussion, Consideration, and Possible Action on removing Tammy Huff from the Austin Bank account.

Remove

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

- F. Discussion, consideration, and action of Resolutions by the City Council of the City of Van requesting financial participation from the Texas Water Development Board through the Lead

Service Line Replacement program; designating an authorized representative of the City and firms/individuals to assist in matters pertaining to the City's participation; authorizing the filing of an application for financial participation; and making certain findings in connection therewith (TWDB-0201A and TWDB-0201B)."

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

- G. Discussion, Consideration, and Possible Action on CDBG 21-011A (manhole replacement on S. Bois D Arc.)

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

X. **EXECUTIVE SESSION**

Pursuant to the Open Meetings Act, Chapter 551, Texas Government Code, Sec. 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 posted list attached hereto and incorporated here in.

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

Convene into executive session at 8:30 pm.

- A. City Council will meet in executive session under section 551.072 of the Texas Government Code to deliberate on the purchase, exchange, and lease of value of real property.
- B. City Council will meet in closed session under section 551.074 of the Texas Government Code, Personnel Matters, to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Manager.

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

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

Reconvene from the executive session at 9:25 pm

- A. Discussion, Consideration, and Possible Action on IX. A concerning the purchase, exchange,

lease, or value of real property.

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

Approve the Interim City Manager the authority to negotiate real property.

- B. Discussion, Consideration, and Possible Action on IX. B concerning the City Manager Position.

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

Appoint Jeff Hudes as the Interim City Manager. Hire the East Texas Council of Government as the hiring firm for a City Manager.

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.

XII. ADJOURN

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

Attest:

Mayor

City Secretary