

WOODWAY CITY COUNCIL MINUTES

November 9, 2020 – 5:45 P.M.

The Woodway City Council met in a regular meeting via a virtual Zoom meeting, on Monday, November 9, 2020, at 5:45 p.m. The following individuals were in attendance:

Mayor:	Jane Kittner
Mayor Pro Tem:	Vic Sober
Councilmembers:	Scott A. Giddings, Amine Qourzal, David Mercer, David Russell and Storey Cook
Absent:	None
City Manager:	Shawn Oubre
City Secretary:	Donna Barkley
City Staff:	Lenny Caballero, William Klump, John Norman, Bret Crook and Keith Lowrey
Contract Staff:	None
Registered Guests:	None

CALL MEETING TO ORDER

Mayor Kittner called the meeting to order at 5:47 p.m.

PRESENTATIONS AND VISITORS

1. HEAR VISITORS

No visitors came forward to speak at this time.

PUBLIC HEARINGS AND RELATED ACTION

2. A. PUBLIC HEARING ON REQUEST FOR RENEWAL OF SPECIAL USE PERMIT (GENERAL) AT 8803 WOODWAY DRIVE, WOODWAY, TEXAS, FROM KWKT-TV (OPERATION OF COMMUNICATION TOWER AND SATELLITE DISH EQUIPMENT)

Mayor Kittner opened the public hearing.

With no one to speak in favor or in opposition, the Mayor closed the public hearing.

B. DISCUSSION AND CONSIDER ACTION ON REQUEST FOR RENEWAL OF SPECIAL USE PERMIT (GENERAL) AT 8803 WOODWAY DRIVE, WOODWAY, TEXAS, FROM KWKT-TV (OPERATION OF COMMUNICATION TOWER AND SATELLITE DISH EQUIPMENT)

Dr. Oubre provided that this is a renewal that has been issued since 1987 for KWKT-TV (local Fox affiliate). The permitting process only allows for a permit to be granted in five-year increments. The public hearing notices were mailed and we have not received any complaints. The Planning and Zoning Commission considered this at their October 27th meeting and recommends approval.

Councilmember Russell moved to approve the request for a five-year renewal of Special Use Permit (general at 8803 Woodway Drive, Woodway, Texas, from KWKT-TV (operation of communication tower and satellite dish equipment). Councilmember Qourzal seconded, and the motion passed unanimously.

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ITEMS FOR INDIVIDUAL DISCUSSION, CONSIDERATION AND/OR ACTION

3. DISCUSSION AND BRIEFING CONCERNING THE CORONAVIRUS (COVID-19) AND ANY ACTIONS NECESSARY THERETO

Dr. Oubre provided the following:

- As a precautionary step, we closed the office of Community Services. The department is still operating and functioning, meaning the parks and maintenance are still working. The permitting office phones have been forwarded. The City of Hewitt has been kind enough to help with inspections. I look for this to go back to normal operation in a few days.
- If you are not under a doctor's care, the CDC recommends ten days from the positive test date which includes twenty-four (24) hours without fever or symptoms.
- Reports from the Health District show we are trending high with COVID numbers
- It appears from the national news, there is a vaccine that will start being pushed out to the medical field in the near future. Chief Crook is researching what the protocol will be so we will be prepared

There are no items in need of action.

4. DISCUSSION AND CONSIDER ACTION ON ORDINANCE 20-12, AMENDING CHAPTER 16, STREETS AND SIDEWALKS, ADDING ARTICLE V, EVENTS AND PARADES, ESTABLISHING A PERMIT REQUIREMENT AND AN APPLICATION PROCESS FOR CERTAIN ACTIVITIES ON CITY PROPERTY

Dr. Oubre provide this item is to codify the process of requiring an activity permit we were already doing. However, without an ordinance in place it was hard to enforce if challenged.

Mayor Pro Tem Sober moved to adopt Ordinance 20-12, amending Chapter 16, Streets and Sidewalks of the City of Woodway Code of Ordinances to add Article V, Events and Parades. Councilmember Cook seconded, Mayor Kittner read aloud the caption of the ordinance as required, and the motion passed unanimously.

5. DISCUSSION AND CONSIDER ACTION ON AUTHORIZING THE CITY MANAGER TO ENTER INTO AN INTERLOCAL COOPERATION AGREEMENT REGARDING STREET IMPROVEMENTS AND UTILITY FACILITIES INVOLVING THE CITY OF WACO

Dr. Oubre provided that this item originally came to you on a previous agenda and was post-poned by Council with questions proposed to staff. The staff has researched those questions. There was also a question if there was a conflict of interest due to Councilmember Mercer's involvement in the Tanglewood development. Councilmember Mercer abstained by way of Affidavit in which a copy is attached to these Minutes.

Mr. John Hatchel helped negotiate the interlocal agreement between Woodway and Waco that resolves several different items in the Lehigh area.

There is one area I would stipulate that is open for interpretation and that is in the second "Whereas" paragraph of the interlocal agreement, the Tanglewood Development is specifically 169.37 acres and we have it documented as 236 acres. That is just a physical description John used when he originally designed this interlocal agreement. He used the street sites to try and narrow down and pin point where the site actually was and it is Ritchie Road/Old McGregor in the railroad tracks.

There was a brief discussion.

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Councilmember Giddings moved to authorize the City Manager to enter into an interlocal cooperative agreement regarding street improvements and utility facilities involving the City of Waco. Mayor Pro Tem Sober seconded and the motion passed with Councilmember Mercer abstaining from the vote.

After the vote was taken, Councilmember Mercer (from a developer's prospective), commended the City Manager and staff for working so diligently to reach a resolution for local development in the City of Woodway.

CONSENT AGENDA

6. A. DISCUSSION AND CONSIDER ACTION ON MINUTES OF THE REGULAR MEETING OF OCTOBER 26, 2020
- B. DISCUSSION AND CONSIDER ACTION ON ADOPTING RESOLUTION R-20-17, SETTING THE WOODWAY CITY COUNCIL MEETING SCHEDULE FOR THE MONTHS OF JANUARY THROUGH DECEMBER 2021
- C. DISCUSSION AND CONSIDER ACTION ON AUTHORIZING THE CITY MANAGER TO ENTER INTO A MAINTENANCE AGREEMENT WITH BEARCOM (AUTHORIZED MOTOROLA REPAIR) FOR THE WOODWAY PSAP RADIO SYSTEM
- D. DISCUSSION AND CONSIDER ACTION ON ADOPTING RESOLUTION R-20-18, DECLARING PROPERTY EXCESS TO THE CITY'S NEEDS AND AUTHORIZING THE DISPOSAL OF SAME

Dr. Oubre provided information on Items C & D. No items were removed for individual discussion.

Councilmember Qourzal moved that the Consent Agenda be approved as follows:

- A. Approve the minutes of the regular meeting held October 26, 2020.
- B. Adopt Resolution R-20-17, setting the 2021 City Council meeting schedule.
- C. Authorize the City Manager to enter into a maintenance agreement with Bearcom (authorized Motorola repair) for the Woodway PSAP radio system.
- D. Adopt Resolution R-20-18, declaring property excess to the City's needs and authorizing disposal of same.

Councilmember Giddings seconded the motion, and the motion passed unanimously.

CITY MANAGER AND CITY COUNCIL REPORTS

7. CITY MANAGER'S REPORT

Mr. Oubre provided the following:

- Jack in the Box on Hewitt Drive has closed. Apparently, it was a corporate decision to close that location.
- Wednesday is an employee holiday in observance of Veterans Day.
- We are working on the audio equipment in the council chambers.

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- Councilmember Cook contacted me about the playground at Woodway Elementary. I have asked her to share her concerns. Councilmember Cook proceeded to let the Council know that there were several issues with the park due to its age, but the biggest concern was that it is not ADA compliant. The City was an original contributor for the playground through a Parks and Wildlife grant. The MISD PTA is asking for help from the City again to assist in the grant application process. Dr. Oubre provided that this will eventually be an agenda item brought to City Council and also to the Parks and Recreation Commission.

8. CITY COUNCIL REPORTS

Mayor Kittner provided that she and Councilmember Giddings attended the groundbreaking of the Kids R Kids Learning Academy.

Councilmember Giddings provided that the Youth Commission met on the previous Thursday, but he was unable to attend.

CLOSING ITEM

9. CONSIDER ACTION ON ADJOURNMENT

Councilmember Russell moved to adjourn the meeting. Councilmember Giddings seconded the motion, and the motion passed unanimously. The meeting adjourned at 6:29 p.m.

Donna Barkley, City Secretary

Jane Kittner, Mayor