

## **WOODWAY CITY COUNCIL MINUTES**

September 13, 2021

The Woodway City Council met in a regular meeting in the Donald J. Baker Council Chambers at Woodway City Hall, 922 Estates Drive, Woodway, Texas, on Monday, September 13, 2021, at 5:30 p.m. The following individuals were in attendance:

Mayor:	Absent
Mayor Pro Tem:	Scott A. Giddings
Councilmembers:	David Mercer, David Russell, Storey Cook and Gayle Avant
Absent:	Amine Qourzal
City Manager:	Shawn Oubre
City Secretary:	Donna Barkley
City Staff:	Lenny Caballero, Mitch Davison and Larry Adams
Contract Staff:	None
Registered Guests:	Ricky Scaman, Flores General Constracting, 3971 S. Robinson, Lorena, TX Janet Pate, 3325 Mitchell, Waco, TX Travis Fagg, 207 N. 40 <sup>th</sup> St., Waco, TX

### **CALL MEETING TO ORDER**

Mayor Pro Tem Giddings called the meeting to order at 5:30 p.m.

### **INVOCATION**

#### **1. INVOCATION**

Councilmember Cook provided the invocation.

### **PRESENTATIONS AND VISITORS**

#### **2. HEAR VISITORS**

No visitors came forward to speak at this time.

### **ITEMS FOR INDIVIDUAL DISCUSSION, CONSIDERATION AND/OR ACTION**

- 3. DISCUSSION AND CONSIDER ACTION ON ACCEPTANCE OF APPLICATION TO DEVELOP IN A PLANNED DISTRICT (RENOVATIONS TO A 7,000 SQ. FT. METAL BUILDING FOR OFFICE AND WAREHOUSE USE) LOT A12, BLOCK A, OF THE WOODWAY CENTER NORTH ADDITION TO THE CITY OF WOODWAY, MCLENNAN COUNTY, TEXAS LOCATED AT 6807**

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### WOODWAY DRIVE

Dr. Oubre provided that the Application to Develop in a Planned District is before the Council for acceptance of the application only. It is scheduled for a public hearing at the Planning and Zoning Commission meeting on September 28<sup>th</sup> and a public hearing at the City Council meeting on October 4, 2021.

Councilmember Mercer moved to accept the Application to Develop in a Planned District (renovation to a 7,000 sq. ft. metal building for office and warehouse use) Lot A12, Block A, of the Woodway Center North Addition to the City of Woodway, McLennan County, Texas located at 6807 Woodway Drive. Councilmember Russell seconded the motion, and the motion passed unanimously by the councilmembers present.

#### 4. DISCUSSION AND CONSIDER ACTION ON AUTHORIZING THE CITY MANAGER TO PURCHASE BANNER POLES TO BE INSTALLED ON ESTATES DRIVE

Dr. Oubre provided info on proposed banner poles. He also provided pictures on a PowerPoint presentation of the current poles and the proposed poles. The proposed poles are custom made with the winch and crank housed inside of the poles. Hotel/motel proceeds will be used to purchase the poles.

There were a couple of questions and a brief discussion.

Councilmember Avant moved to authorize the City Manager to use hotel/motel tax revenue to purchase the banner poles to advertise for City tourist events. Councilmember Cook seconded the motion, and the motion passed unanimously by the councilmembers present.

### **CONSENT AGENDA**

#### 5. A. DISCUSSION AND CONSIDER ACTION ON MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD AUGUST 23, 2021, AT 5:30 P.M.

#### B. DISCUSSION AND CONSIDER ACTION ON RESOLUTION R-21-13, APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE ATMOS CITIES STEERING COMMITTEE ("ACSC") AND ATMOS ENERGY CORP., MID-TEX DIVISION REGARDING THE COMPANY'S 2021 RATE REVIEW MECHANISM FILING; DECLARING EXISTING RATES TO BE UNREASONABLE; ADOPTING TARIFFS THAT REFLECT RATE ADJUSTMENTS CONSISTENT WITH THE NEGOTIATED SETTLEMENT; FINDING THE RATES TO BE SET BY THE ATTACHED SETTLEMENT TARIFFS TO BE JUST AND REASONABLE AND IN THE PUBLIC INTEREST; APPROVING AN ATTACHED EXHIBIT ESTABLISHING A BENCHMARK FOR PENSIONS AND RETIREE MEDICAL BENEFITS; APPROVING AN ATTACHED EXHIBIT REGARDING AMORTIZATION OF REGULATORY LIABILITY; REQUIRING THE COMPANY TO REIMBURSE

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### ACSC'S REASONABLE RATEMAKING EXPENSES

- C. DISCUSSION AND CONSIDER ACTION ON REJECTION OF BID 21-04, CITY OF WOODWAY CARLEEN BRIGHT ARBORETUM PERIMETER FENCING
- D. DISCUSSION AND CONSIDER ACTION ON AMENDING THE CLASSIFICATION AND COMPENSATION PLAN ATTACHED AS EXHIBIT "A" TO PREVIOUSLY ADOPTED ORDINANCE 21-08

Dr. Oubre provided comments on items B, C and D.

### 6. DISCUSSION AND CONSIDER ACTION ON CONSENT AGENDA

Councilmember Cook moved the Consent Agenda be approved as follows:

- A. Approve the minutes of the of the regular City Council meeting held August 23, 2021, at 5:30 p.m.
- B. Adopt Resolution R-21-13, approving a negotiated settlement between the ATMOS Cities Steering Committee ("ACSC") and Atmos Energy Corp., Mid-Tex Division regarding the Company's 2021 rate review mechanism filing; declaring existing rates to be unreasonable; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement; finding the rates to be set by the attached settlement tariffs to be just and reasonable and in the public interest; approving an attached exhibit establishing a benchmark for pensions and retiree medical benefits; approving an attached exhibit regarding amortization of regulatory liability; requiring the Company to reimburse ACSC'S reasonable ratemaking expenses.
- C. Reject bids received for Bid 21-04, City of Woodway Carleen Bright Arboretum Perimeter Fencing
- D. Amend the Classification and Compensation Plan attached as Exhibit "A" to previously adopted Ordinance 21-08

Councilmember Russell seconded the motion, and the motion passed unanimously by the councilmembers present.

## **CITY MANAGER AND CITY COUNCIL REPORTS**

### 7. CITY MANAGER'S REPORT

- We have some settling issues at the Pavilion around the outside restroom entrances. We are getting some prices on what the cost of the fix will be.

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- We receive monthly and quarterly sales tax from the state comptroller. A former sales tax paying business was audited and found out they were collecting sales tax on an item they shouldn't have been for approximately four years. The comptroller verifies and validates it. They will be taking back \$113,000.00.
- Tree trimming throughout the City.
- While doing road construction on Harbor we found that there were two homeowners on the same sewer line. We are hiring a plumber to put a split in.

### 8. CITY COUNCIL REPORTS

Councilmember Cook provided that the Parks & Recreation Commission met last month. They chose their officers and were provided updates for the area parks.

## **CLOSING ITEMS**

### 9. CONSIDER ACTION ON ADJOURNMENT

Councilmember Russell moved to adjourn the meeting. Councilmember Avant seconded the motion, and the motion passed unanimously by the councilmembers present. The meeting adjourned at 5:52 p.m.

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Donna Barkley, City Secretary

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Jane Kittner, Mayor