

# **WOODWAY CITY COUNCIL MINUTES**

October 25, 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, October 25, 2021, at 5:30 p.m. The following individuals were in attendance:

Mayor:	Jane Kittner
Mayor Pro Tem:	Scott A. Giddings
Councilmembers:	Amine Qourzal, David Mercer, David Russell, Storey Cook and Gayle Avant
Absent:	None
City Manager:	Shawn Oubre
City Secretary:	Donna Barkley
City Staff:	Lenny Caballero, John Norman, Bret Crook and Larry Adams
Contract Staff:	None
Registered Guests:	Donnie Tidmore, 8907 Rolling Green Circle, Woodway

## **CALL MEETING TO ORDER**

Mayor Kittner called the meeting to order at 5:30 p.m.

## **INVOCATION**

### **1. INVOCATION**

Councilmember Qourzal provided the invocation.

## **PRESENTATIONS AND VISITORS**

### **2. PRESENTATION OF YARD OF THE MONTH AWARD FOR OCTOBER**

Mayor Kittner announced the Yard of the Month award for October being The Offill Family at 11008 Creek Bend Drive. The Offill family was not in attendance.

### **3. QUARTERLY PRESENTATION – PUBLIC SAFETY DEPARTMENT**

This is the quarterly comparison statistics for July 1 – September 30, 2020 and July 1 – September 30, 2021. He discussed statistics for Police Calls for Service, Fire/EMS Calls for Service, VCO Calls for Service, Traffic Stops, Accidents, Arrests, Citations, Online Solicitation, Burglaries, Thefts, Sex Crimes, Assaults and Weapon Violations. He also provided the top four offenses. Questions were answered.

### **4. HEAR VISITORS**

Amy Knight, 1116 Redondo, Woodway - She proposed a Cat Catch and Release Program to the City Council. She has a neighbor that is trapping cats (a couple of her pet cats) and other animals and releasing them at other sites. She would like to see an ordinance passed in order to protect all feral cats.

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

5. DISCUSSION AND CONSIDER ACTION ON ACCEPTANCE OF APPLICATION TO DEVELOP IN A PLANNED DISTRICT (NEW ADDITIONS TO SOUTH BOSQUE VETERINARY CLINIC) ON A 1.75 ACRE TRACT, JOSEPH WHITE SURVEY TO THE CITY OF WOODWAY, MCLENNAN COUNTY, TEXAS, LOCATED AT 14000 WOODWAY DRIVE

Dr. Oubre provided information on this item. This is for acceptance only of the application at this point. This is the South Bosque Veterinary Clinic and Dr. Johnston is available for questions. This is an existing practice and he is wanting to expand his business.

The first required public hearing is at the Planning and Zoning Commission meeting on October 26<sup>th</sup> and the second required public hearing will be at the next City Council meeting on November 8<sup>th</sup>.

Jered Johnston (Applicant) 14000 Woodway Drive, stated that they plan on adding about 1,000 square feet and remodeling some of the interior.

Councilmember Cook moved to accept the Application to Develop in a Planned District. Councilmember Qourzal seconded the motion, and the motion passed unanimously.

### **PRESENTATION AND DISCUSSION ONLY**

6. PRESENTATION AND DISCUSSION ON PROPOSED HIGHWAY 84 CORRIDOR DISTRICT

Dr. Oubre provided that the Economic Development Committee (Councilmember Mercer, Mayor Pro Tem Giddings and Councilmember Russell) has been meeting with Dr. Caballero about an overlay district and other ideas that have come to light. He then turned it over to Councilmember Mercer who is the Chair of this committee.

Councilmember Mercer stated that the Economic Development Committee has met twice with the Assistant City Manager and City Manager to discuss putting in place an overlay district over what he would call Woodway's business corridor which is Highway 84 and portions of Hewitt Drive that would still be considered part of our business district. The intent being to put something in place that is very forward thinking and also allows for there to be a level of consistency in the requirements among the various zonings. We would like to update our process and how we welcome new businesses and developments into Woodway. Also, with the intent of getting rid of the Application to Develop process and allow someone to develop their business on their property provided it has the correct zoning. They would still have to comply with all the overlay requirements. This would include requirements for parking, drainage, utility requirements, signage, lighting, how garbage and trash is addressed and architectural requirements that we are allowed by law to enforce.

This is being presented to see if the Council likes this idea and perhaps wants to hear more. Is there a majority consent for us to move forward with the next step being a draft of an overlay and bringing it back to Council for more thought, discussion and consideration.

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Councilmember Mercer also stated that there are some big chunks along the Highway 84 Corridor that are within the City of Waco. The City of Waco is open to the idea of implementing the same overlay that we are so there truly is consistency along the entire corridor. They want to be a good partner in that and combine forces.

There was a brief discussion and a consensus of the City Council to move forward with drafting an overlay district.

### **CONSENT AGENDA**

7.     A.   DISCUSSION AND CONSIDER ACTION ON MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD OCTOBER 4, 2021, AT 5:30 P.M.
- B.   DISCUSSION AND CONSIDER ACTION ON THE PURCHASE OF BATTERY-OPERATED EXTRICATION TOOLS FOR THE PUBLIC SAFETY DEPARTMENT
- C.   DISCUSSION AND CONSIDER ACTION ON THE PURCHASE OF A 2022 FORD F-550 4X4 GAS SKID MOUNTED JETTER TRUCK FOR THE COMMUNITY SERVICES AND DEVELOPMENT DEPARTMENT
- D.   DISCUSSION AND CONSIDER ACTION ON THE PURCHASE OF BOBCAT COMPACT TRACK LOADER FOR THE COMMUNITY SERVICES AND DEVELOPMENT DEPARTMENT
- E.   DISCUSSION AND CONSIDER ACTION ON THE PURCHASE OF HYDRAULIC PUMP FOR VACTOR TRUCK FOR THE COMMUNITY SERVICES AND DEVELOPMENT DEPARTMENT
- F.   DISCUSSION AND CONSIDER ACTION ON THE PURCHASE OF A 2023 CONVENTIONAL CAB DUMP TRUCK FOR THE COMMUNITY SERVICES AND DEVELOPMENT DEPARTMENT
- G.   DISCUSSION AND CONSIDER ACTION ON THE PURCHASE OF A NEW ASPHALT ROLLER FOR THE COMMUNITY SERVICES AND DEVELOPMENT DEPARTMENT
- H.   DISCUSSION AND CONSIDER ON RESOLUTION R-21-16, ADOPTING THE TEXAS OPIOID ABATEMENT FUND COUNCIL AND SETTLEMENT ALLOCATION TERM SHEET

Dr. Oubre provided comments on items B through H. No items were removed from the Consent Agenda.

8.     DISCUSSION AND CONSIDER ACTION ON CONSENT AGENDA

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Mayor Pro Tem Giddings moved the Consent Agenda be approved as follows:

- A. Approve the minutes of the of the regular City Council meeting held October 4, 2021, at 5:30 p.m.
- B. Authorize expenditure in the amount of \$34,424.00 to purchase battery-operated rescue tools from Metro Fire Apparatus Specialists, Inc., under BuyBoard contract 603-20
- C. Authorize expenditure in the amount of \$147,944.00 to Rush Truck Center, for the purchase of a 2022 Ford F-550 4x4 Gas Skid Mounted Jetter Truck for the Community Services and Development Department (wastewater)
- D. Authorize expenditure in the amount of \$50,000.00 to Clark Equipment Company, for the purchase of a Bobcat Compact Track Loader for the Community Services and Development Department (water, wastewater and streets)
- E. Authorize expenditure in the amount of \$28,000.00 to CLS Equipment Co., Inc., for the purchase of a hydraulic pump for Vactor Truck for the Community Services and Development (wastewater)
- F. Authorize expenditure in the amount of \$115,000.00 to Houston Freightliner, for the purchase of a 2023 Conventional Cab Dump Truck for the Community Services and Development Department (wastewater)
- G. Authorize expenditure in the amount of \$36,450.00 to Kirby Smith Machinery, Inc. for the purchase of a new Asphalt Roller for the Community Services and Development (streets)
- H. Adopt Resolution R-21-16, adopting the Texas Opioid Abatement Fund Council and Settlement Allocation Term Sheet and participation in the National Opioid Settlement

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

### **EXECUTIVE SESSION**

- 9. NOTICE IS HEREBY GIVEN THAT A CLOSED MEETING WILL BE HELD PURSUANT TO *SECTION 551.072 OF THE GOVERNMENT CODE (V.C.T.A.)* TO DELIBERATE THE PURCHASE, EXCHANGE, LEASE, OR VALUE OF REAL PROPERTY IF DELIBERATION IN AN OPEN MEETING WOULD HAVE A DETRIMENTAL EFFECT ON THE POSITION OF THE GOVERNMENTAL BODY IN NEGOTIATIONS WITH A THIRD PERSON

Mayor Kittner closed the open meeting at 6:07 p.m.

Mayor Kittner reconvened the open meeting at 6:38 p.m.

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### **OPEN SESSION AND RELATED ACTION**

10. DISCUSSION AND CONSIDER ACTION TO AUTHORIZE THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS TO SELL THE PROPERTY LOCATED AT 8927 HERITAGE HILLS, WOODWAY, TEXAS

Councilmember Mercer moved to accept the offer from Mr. Louis Davenport for \$40,617.00 for the property located at 8927 Heritage Hills, Woodway, Texas. Mayor Pro Tem Giddings seconded the motion, and the motion passed unanimously.

11. DISCUSSION AND CONSIDER ACTION TO AUTHORIZE THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS TO SELL THE PROPERTY LOCATED AT 8908 ROLLING GREEN, WOODWAY, TEXAS

Dr. Oubre asked the Mayor to combine items 11 and 12.

Councilmember Russell moved to accept the offer from Michael Sermer and Jolynda Conzemius for a combined total of \$85,000.00 for the properties located at 8908 and 8915 Rolling Green, Woodway, Texas with no option period, cash offer and \$5,000.00 earnest money. Councilmember Qourzal seconded the motion, and the motion passed unanimously.

12. DISCUSSION AND CONSIDER ACTION TO AUTHORIZE THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS TO SELL THE PROPERTY LOCATED AT 8915 ROLLING GREEN, WOODWAY, TEXAS

The previous motion combined this item with Item 11.

13. DISCUSSION AND CONSIDER ACTION TO AUTHORIZE THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS TO SELL THE PROPERTY LOCATED ON HARBOR DRIVE (J Q MERRIFIELD, TRACT C8), WOODWAY, TEXAS

Mayor Pro Tem Giddings moved to accept the offer from Mr. Jeremiah Smith in the amount of \$45,000.00 for the property located at Harbor Drive (J Q Merrieffield, Tract C8), Woodway Texas, with all the proceeds going to the Carleen Bright Arboretum. Councilmember Avant seconded the motion, and the motion passed unanimously.

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

14. CITY MANAGER'S REPORT

- Update on Phase II of the sewer project with S J Louis and several change orders.
- Recycling bags – getting difficult to get these bags. May have to change to plastic totes.
- Next council meetings are November 8<sup>th</sup> and December 13th
- Parks and Recreation Commission meeting for October due to lack of items. November and

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December meetings cancelled due to holidays

- The 3-1-1 app is now live
- Update on Water Contract with Waco and McGregor
- Bush Drive update

### 15. CITY COUNCIL REPORTS

No City Council reports at this time.

## **CLOSING ITEMS**

### 16. CONSIDER ACTION ON ADJOURNMENT

Councilmember Russell moved to adjourn the meeting. Councilmember Avant seconded the motion, and the motion passed unanimously. The meeting adjourned at 6:48 p.m.

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Donna Barkley, City Secretary

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Jane Kittner, Mayor