

**MINUTES OF THE CITY COUNCIL WORK SESSION HELD OCTOBER 20, 2022.** The City Council of the City of Crowley, Texas met in Work Session on Thursday, October 20, 2022, at 6:30 pm in the City Council Chambers, 201 East Main Street, Crowley City Hall, Crowley, Texas.

Present were Mayor Billy P. Davis  
Mayor Pro-Tem Johnny Shotwell, City Council Place 1  
Council Member Jesse Johnson, City Council Place 3  
Council Member Jim Hirth, City Council Place 4  
Council Member Jimmy McDonald, City Council Place 5  
Council Member Scott Gilbreath, City Council Place 6

City staff included: City Manager Robert Loftin  
Asst City Mngr/Finance Director, Lori Watson  
Asst City Mngr/EDC Director, Jack Thompson  
City Attorney, Rob Allibon  
City Secretary, Carol Konhauser  
Police Chief, Kit Long  
Public Works Director, Mike Rocamontes  
HR Administrator, Lisa Hansen

Absent: Council Member Jerry Beck, City Council Place 2

### **CALL TO ORDER/ ROLL CALL**

Mayor Billy Davis called the Work Session to order at 6:30 p.m. City Secretary Carol Konhauser called roll and noted a quorum was present.

### **DISCUSSION OF NON-ACTION ITEMS**

1. None.

### **CONSENT AGENDA**

*All matters listed under the Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.*

1. Discuss and consider approving the minutes from the regular meeting held September 15, 2022.
2. Discuss and consider approving amendment to the Johnson County Communications System Agreement increasing fees effective October 1, 2022.
3. Discuss and consider approval of the annual contract (October 1, 2022 through September 30, 2023) for the fire and ambulance service with Tarrant County Emergency Service District No. 1 and authorizing the Mayor to execute said contract.

No discussion.

### **PUBLIC HEARING**

1. None.

### **CITY BUSINESS**

1. Consider approval of Resolution R10-2022-376, authorizing the submission of a grant application with the Office of the Governor for the 2022 Bullet-Resistant Shield Grant Program; authorizing the City Manager to act on behalf of the City of Crowley in all matters related to the application; authorizing acceptance of funds if awarded; and pledging that if funding for this project is received, the City will comply with all project requirements of the Office of the Governor.

No discussion

2. **Discuss and consider approving Ordinance 10-2022-474, granting to ATMOS Energy Corporation, its successors and assigns, a franchise to construct maintain, and operate pipelines and equipment in the City of Crowley, Texas, for the transportation, delivery, sale, and distribution of gas in, out of, and through said City for all purposes; providing for payment of a fee or charge for the use of the public rights-of-ways; and providing that such fee shall be in lieu of other fees and charges, excepting ad valorem taxes; providing for an effective date, a term of said Franchise; and providing for the repeal of all previous Franchise Ordinances.**

Mayor stated we would take no action

3. **Discuss and consider Special Event Permit Application to hold a car show in Bicentennial Park on November 19, 2022 to raise money for the Crowley Cemetery Restoration Project.**

City Secretary Carol Konhauser informed council that there is a rental reservation in the event center beginning at 11:00 and the Community Service Director Cristina Winner did have concern about the parking lot at the event center. Council asked if the car show could be moved to the South parking lot. The requestor stepped up and stated he agreed to that.

4. **Discuss and consider approval of a preliminary plat for Canoe Way Townhomes Tract 1, an approximately 19.284 acre development within Canoe Way planned development district, being located in the Eli Wickson Survey, Abstract 1541, David. A. Kerr Survey, Abstract 911, and the Thomas. W. Toler Survey Abstract 1541, City of Crowley, Tarrant County, Texas. Case # PP-2022-003.**

City Attorney recommends if approving, to approve with recommendations suggested by city engineer.

5. **Discuss and consider adoption of Resolution R10-2022-377, a resolution of the City of Crowley, Texas, finding that ONCOR Electric Delivery Company LLC's application to change rates within the city should be denied finding that the city's reasonable rate case expenses shall be reimbursed by the company; finding that the meeting at which this resolution is passed is open to the public as required by law; requiring notice of this resolution to the company and legal counsel.**

No discussion

6. **Discuss and consider adoption of Resolution R10-2022-378 declaring certain property as surplus to the City's needs; authorizing its sale; providing an effective date and authorizing staff to place surplus items from the city for auction.**

No discussion

7. **Discuss Waste Connections (dba Progressive Waste Solutions) 2022 rate increase for the solid waste contract. Then consider adoption of Ordinance 10-2022-475, an Ordinance of the City Council of the City of Crowley, Texas, amending the solid waste rate fees in Appendix A, Schedule of Rates, Fees, and Charges of the Code of Ordinances; providing that this ordinance shall be cumulative of all ordinances; providing a severability clause; providing a savings clause; providing for publication; and providing an effective date.**

City Secretary Konhauser informed council this rate increase was the annual CPI and had nothing to do with the recycle bins that were being discussed.

8. **Discuss and consider approval of Ordinance # 10-2022-476, amending the fees listed in Table 22, "Other fees and charges for community development" of Appendix A: Schedule of Rates, Fees and Charges of the Crowley City Code.**

No discussion

9. **Discuss and consider executing a contract between the City of Crowley and Teague, Nall and Perkins for professional engineering services in updating the City's Water Capital Improvement Plan and the Water and Sanitary Sewer Impact Fee Study.**

No discussion

10. **Discuss and consider approving the landscape design and engineering contract with Pacheco Koch for the 2023 Green Ribbon Project with TxDOT and authorizing the City Manager or approved designee to execute said contract.**

No discussion

11. **Discuss and consider a construction project bid contract award for \$617,750.00 to David-Tehoungue Ltd. Co. for Horse Creek Farms Addition drainage improvements and authorizing the City Manager or designated signatory to execute said contract.**

No discussion

12. **Discuss and Consider Approval of Developers Agreement for the Mesa Vista Business Park Addition.**

No discussion

13. **Discuss and consider approving an Interlocal Agreement with the North Central Texas Council of Governments for purchase of aerial imagery to use in the city's GIS.**

No discussion

#### **ADJOURNMENT**

As there was no further business to discuss, the work session was adjourned at 6:45 pm.



**MINUTES OF THE CITY COUNCIL REGULAR SESSION HELD OCTOBER 20, 2022.** The City Council of the City of Crowley, Texas met in Regular Session on Thursday, October 20, 2022, at 7:00 pm in the City Council Chambers, 201 East Main Street, Crowley City Hall, Crowley, Texas.

Present were Mayor Billy P. Davis  
Mayor Pro-Tem Johnny Shotwell, City Council Place 1  
Council Member Jesse Johnson, City Council Place 3  
Council Member Jim Hirth, City Council Place 4  
Council Member Jimmy McDonald, City Council Place 5  
Council Member Scott Gilbreath, City Council Place 6

City staff included: City Manager Robert Loftin  
Asst City Mngr/Finance Director, Lori Watson  
Asst City Mngr/EDC Director, Jack Thompson  
City Attorney, Rob Allibon  
City Secretary, Carol Konhauser  
Police Chief, Kit Long  
Public Works Director, Mike Rocamontes  
HR Administrator, Lisa Hansen

Absent: Council Member Jerry Beck, City Council Place 2

### **CALL TO ORDER/ ROLL CALL**

Mayor Billy Davis called the Regular Session to order at 7:00 p.m. City Secretary Carol Konhauser called roll and noted a quorum was present.

### **INVOCATION/PLEDGE OF ALLEGIANCE**

Invocation was given by Council Member Jesse Johnson followed by the Pledge of Allegiance to the American and Texas Flags.

### **PRESENTATIONS/PROCLAMATIONS**

1. **None**

### **CONSENT AGENDA**

*All matters listed under the Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.*

1. **Discuss and consider approving the minutes from the regular meeting held September 15, 2022.**
2. **Discuss and consider approving amendment to the Johnson County Communications System Agreement increasing fees effective October 1, 2022.**
3. **Discuss and consider approval of the annual contract (October 1, 2022 through September 30, 2023) for the fire and ambulance service with Tarrant County Emergency Service District No. 1 and authorizing the Mayor to execute said contract.**

Council Member Jesse Johnson made the motion to approve the Consent Agenda item(s), second by Council Member Jimmy McDonald; council voted unanimously to approve the motion as presented. Motion carried 6-0.

### **PUBLIC HEARING**

1. **None.**

### **CITY BUSINESS**

1. **Consider approval of Resolution R10-2022-376, authorizing the submission of a grant application with the Office of the Governor for the 2022 Bullet-Resistant Shield Grant Program; authorizing the City Manager to act on behalf of the City of Crowley in all matters**

related to the application; authorizing acceptance of funds if awarded; and pledging that if funding for this project is received, the City will comply with all project requirements of the Office of the Governor.

Council Member Jimmy McDonald made the motion to approve Resolution R10-2022-376; second by Council Member Scott Gilbreath, council voted unanimously to approve the motion as presented. Motion carried 6-0.

2. **Discuss and consider approving Ordinance 10-2022-474, granting to ATMOS Energy Corporation, its successors and assigns, a franchise to construct maintain, and operate pipelines and equipment in the City of Crowley, Texas, for the transportation, delivery, sale, and distribution of gas in, out of, and through said City for all purposes; providing for payment of a fee or charge for the use of the public rights-of-ways; and providing that such fee shall be in lieu of other fees and charges, excepting ad valorem taxes; providing for an effective date, a term of said Franchise; and providing for the repeal of all previous Franchise Ordinances.**

No action to be taken because negotiations are still be conducted with ATMOS.

3. **Discuss and consider Special Event Permit Application to hold a car show in Bicentennial Park on November 19, 2022 to raise money for the Crowley Cemetery Restoration Project.**

Council Member Jesse Johnson made the motion to approve Special Event Permit for a car show to be held in the south end of the parking lot contingent on the City Secretary receiving proof of insurance; second by Council Member Jim Hirth, council voted unanimously to approve the motion as presented. Motion carried 6-0.

4. **Discuss and consider approval of a preliminary plat for Canoe Way Townhomes Tract 1, an approximately 19.284 acre development within Canoe Way planned development district, being located in the Eli Wickson Survey, Abstract 1541, David. A. Kerr Survey, Abstract 911, and the Thomas. W. Toler Survey Abstract 1541, City of Crowley, Tarrant County, Texas. Case # PP-2022-003.**

Council Member Jim Hirth made the motion to approve the preliminary plat for Canoe Way Townhomes Tract 1 as recommended by city engineers; second by Council Member Jimmy McDonald, council voted unanimously to approve the motion as presented. Motion carried 6-0.

5. **Discuss and consider adoption of Resolution R10-2022-377, a resolution of the City of Crowley, Texas, finding that ONCOR Electric Delivery Company LLC's application to change rates within the city should be denied finding that the city's reasonable rate case expenses shall be reimbursed by the company; finding that the meeting at which this resolution is passed is open to the public as required by law; requiring notice of this resolution to the company and legal counsel.**

Council Member Jimmy McDonald made the motion to approve Resolution R10-2022-377, second by Council Member Jim Hirth, council voted unanimously to approve the motion as presented. Motion carried 6-0

6. **Discuss and consider adoption of Resolution R10-2022-378 declaring certain property as surplus to the City's needs; authorizing its sale; providing an effective date and authorizing staff to place surplus items from the city for auction.**

Council Member Jim Hirth made the motion to approve Resolution R10-2022-378; second by Council Member Jimmy McDonald, council voted unanimously to approve the motion as presented. Motion carried 6-0

7. **Discuss Waste Connections (dba Progressive Waste Solutions) 2022 rate increase for the solid waste contract. Then consider adoption of Ordinance 10-2022-475, an Ordinance of the City**



**Council of the City of Crowley, Texas, amending the solid waste rate fees in Appendix A, Schedule of Rates, Fees, and Charges of the Code of Ordinances; providing that this ordinance shall be cumulative of all ordinances; providing a severability clause; providing a savings clause; providing for publication; and providing an effective date.**

Council Member Jim Hirth made the motion to Ordinance 10-2022-475; second by Council Member Scott Gilbreath, council voted unanimously to approve the motion as presented. Motion carried 6-0

- 8. Discuss and consider approval of Ordinance # 10-2022-476, amending the fees listed in Table 22, "Other fees and charges for community development" of Appendix A: Schedule of Rates, Fees and Charges of the Crowley City Code.**

Council Member Jesse Johnson made the motion to approve Ordinance 10-2022-476; second by Council Member Jimmy McDonald, council voted unanimously to approve the motion as presented. Motion carried 6-0

- 9. Discuss and consider executing a contract between the City of Crowley and Teague, Nall and Perkins for professional engineering services in updating the City's Water Capital Improvement Plan and the Water and Sanitary Sewer Impact Fee Study.**

Council Member Jimmy McDonald made the motion to approve the contract between the City and Teague, Nall and Perkins for professional engineering services in updating the City's water Capital Improvement plan the Water and Sanitary Sewer Impact Fee Study; second by Council Member Scott Gilbreath, council voted unanimously to approve the motion as presented. Motion carried 6-0

- 10. Discuss and consider approving the landscape design and engineering contract with Pacheco Koch for the 2023 Green Ribbon Project with TxDOT and authorizing the City Manager or approved designee to execute said contract.**

Council Member Jesse Johnson made the motion to approve the landscape design and engineering contract with Pacheco and Koch for the 2023 Green Ribbon Project with TxDOT and authorize the City Manager or approved designee to execute said contract; second by Council Member Jimmy McDonald, council voted unanimously to approve the motion as presented. Motion carried 6-0

- 11. Discuss and consider a construction project bid contract award for \$617,750.00 to David-Tehoungue Ltd. Co. for Horse Creek Farms Addition drainage improvements and authorizing the City Manager or designated signatory to execute said contract.**

Council Member Jesse Johnson made the motion to approve the construction project bid contract award for \$617,750.00 to David Tehoungue, Ltd Co for Horse Creek Farms Addition drainage improvements and authorizing the City Manager or approved designee to execute said contract; second by Council Member Jimmy McDonald, council voted unanimously to approve the motion as presented. Motion carried 6-0

- 12. Discuss and Consider Approval of Developers Agreement for the Mesa Vista Business Park Addition.**

Council Member Jimmy McDonald made the motion to approve the developers agreement for Mesa Vista Business Park Addition; second by Council Member Jim Hirth, council voted unanimously to approve the motion as presented. Motion carried 6-0

- 13. Discuss and consider approving an Interlocal Agreement with the North Central Texas Council of Governments for purchase of aerial imagery to use in the city's GIS.**

Council Member Jimmy McDonald made the motion to approve Interlocal Agreement with NCTCOG for aerial imagery to use the city's GIS; second by Council Member Scott Gilbreath, council voted unanimously to approve the motion as presented. Motion carried 6-0.

## ADVISORY BOARDS AND COMMISSIONS

*Reports/appointments or reappointments.*

1. Reports:  
None
2. Appointments/Reappointments:  
None.

## PUBLIC COMMENT

Mayor Davis asked if there were any citizens or visitors wishing to speak.

Terri Horn, Chamber of Commerce, gave an updated of upcoming events. The quarter Holiday lunch would be in December. There would be a Holiday bingo. Golf tournament was a complete success.

## ITEMS OF COMMUNITY INTEREST

Mayor Davis then asked if there were any community interest items.

Mayor Davis recognized Fire Chief Pleasant Brooks and his wife Kimberly Brooks for saving an 18 year old mans life when he collapsed from an accidentally drug overdose.

## EXECUTIVE SESSION

Mayor Billy Davis announced that City Council would convene into Executive Session at 7:18 pm to conduct the City Managers annual performance review, under Personnel Matters, pursuant to Section 551.074 of the Texas Government Code.

## RECONVENE AND TAKE ACTION FROM EXECUTIVE SESSION


At 7:58 pm Mayor Davis announced council would reconvene into open session.

Council Member Jimmy McDonald made the motion to approve a salary increase for the City Manager of 5% effective October 8, 2022 and every other Friday off; second by Council Member Jesse Johnson; council voted unanimously to approve the motion as presented. Motion carried 6-0.

As there was no further business, Mayor Davis adjourned the meeting at 7:59 p.m.

ATTEST:

  
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Billy Davis, Mayor

  
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Carol C. Konhauser, City Secretary