



**Regular Meeting Agenda  
May 19, 2022  
7:00 p.m.  
Multipurpose Room  
209 Hudson St.**

*Pursuant to Section 551.127, Texas Government Code, one or more Councilmembers or employees may attend this meeting remotely using videoconferencing technology. The video and audio feed of the videoconferencing equipment can be viewed and heard by the public at the address posted above as the location of the meeting.*

1. Call to order and announce quorum is present.
2. Pledge of allegiance and invocation.
3. Mayor Update.
4. *Public Comments This portion of the agenda is the public's opportunity to address the Council about any item listed on the agenda, except public hearings. Comments related to public hearings will be heard when the specific hearing begins. Individuals wishing to make public comment shall sign up to speak before the start of the meeting. Public comments are limited to three (3) minutes per speaker, unless otherwise required by law. Per the Texas Open Meetings Act, the Council is not permitted to take action on or discuss any item not listed on the agenda. Items suggested for action may be placed on a future agenda, at the Council's sole discretion.*

**CONSENT AGENDA**

*(Items listed on the consent agenda allow the Council to approve all items together without discussion or individual motions. Items may be removed from the consent agenda on the request of any one member of the Council. Removed items will be discussed and action taken immediately after the consent agenda.)*

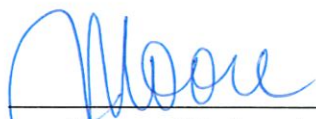
5. Consider and act on the following items:
  - A. Council Meeting Minutes for April 21, 2022.
  - B. Accounts Payables for April 2022.
  - C. Financial Statements for April 2022.
  - D. Staff Reports- Municipal Court, Building Permits, Code Enforcement and Public Works for April 2022.

**REGULAR AGENDA (NON-CONSENT)**

6. Resolution authorizing Newark Higher Education Finance Corporation education revenue and refunding bonds (Austin Achieve Public Schools, inc.) series 2022; loan agreement; trust indenture; a public hearing; and other matters in connection therewith.

7. Discuss, consider and act on a recommendation and vote to elect the Mayor Pro Tem for time period from May 2022 through May 2023.
8. Discuss, consider and act on Ordinance Number A-531, an ordinance of the City Council of the City of Newark, Texas; providing for the assessment of the collection of fees for services provided by the Fire Department of the city of Newark; providing for a penalty clause; providing for savings, repealing, and severability clauses; and providing for publication and an effective date.
9. Discuss, consider and act on Ordinance A-532, an ordinance of the City of Newark, Texas, making findings of fact; the city budget for the fiscal year beginning October 1, 2020; and providing a savings clause, severance clause, and effective date.
10. Discuss, consider and act on selecting an energy company as the City's electric service provider.
11. Discuss, consider and act on setting the meeting date(s) for budget workshop(s).
12. **EXECUTIVE SESSION** – In accordance with the Texas Government Code, Section 551.001, et.seq., the City Council will recess into Executive Session (closed meeting) to discuss the following:
  - a. Pursuant to Section 551.071; Consultation with the attorney regarding pending or contemplated litigation, or a settlement offer; or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act re: request for release of certificate of convenience and necessity from City of Rhome back to the City of Newark.
  - b. Section 551.071, Attorney Consult: Consultation with Attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act re: Development of City RV Park.
13. **RECONVENE INTO OPEN SESSION** – In accordance with the Texas Government Code Chapter 551, the City Council will reconvene into Regular Session to consider action, if any, on matters discussed in Executive Session.
10. Meeting Adjourn.

**CERTIFICATION** – I certify that the attached agenda was posted on or before 7:00 pm on Monday, May 16, 2022.



Jenni Moore, City Secretary



*NOTE: Pursuant to Chapter 551, Texas Government Code, the Council reserves the right to convene in Executive Session(s), from time to time as deemed necessary during this meeting to receive legal advice from its attorney on any posted agenda item as permitted by law or to discuss the following: A. Consult with attorney on a matter in which the attorney's duty to the governmental body under the Texas Disciplinary Rules of Professional Conduct conflicts with this chapter and/or consult with attorney about pending or contemplated litigation or contemplated settlement of the same. Section 551.071. B. Discuss the possible purchase, exchange, lease or sell of value of real property and public discussion of such would not be in the best interests of the City's bargaining position. Section 551.072. C. Discuss negotiated gifts or donations to the City and public discussion at this stage would have a detrimental effect on the City's bargaining position. Section 551.073. D. Discuss the appointment, employment, evaluation, reassignment of duties, discipline, or dismissal of or to hear a complaint against a public officer or employee. Section 551.074. E. Discuss the commercial or financial information received from an existing business or business prospect with which the City is negotiating for the location or retention of a facility, or for incentives the City is willing to extend, or financial information submitted by the same. Section 551.087. F. Discuss the deployment or specific occasions for implementation of security personnel or devices. Section 551.076. G. Deliberations regarding economic development negotiations pursuant to Section 551.087. Following the closed Executive Session, the Council will reconvene in open and public session and take any such action as may be desirable or necessary as a result of the closed deliberations.*