



**Regular Meeting Agenda  
September 15, 2022  
7:00 p.m.  
Multipurpose Room  
209 Hudson St.**

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 August 18, 2022 and August 23, 2022.
  - B. Accounts Payables for August 2022.
  - C. Financial Statements for August 2022.
  - D. Staff Reports- Municipal Court, Building Permits, Code Enforcement and Public Works for August 2022.

**REGULAR AGENDA (NON-CONSENT)**

6. Resolution authorizing Newark Higher Education Finance Corporation Education Revenue Bonds (The Hughen Center, Inc.) series 2022a and Newark Higher Education Finance Corporation Education Revenue Bonds (The Hughen Center, Inc.) taxable series 2022b; loan agreement; trust indenture; a public hearing; and other matters in connection therewith.

7. Discuss, consider, and act on Segura Encarnation request for assistance for her August 2022 City of Newark utility bill at 516 Pettit Dr.
8. Discussion, consideration and action on Resolution No. 360, a resolution approving the negotiated settlement between the Atmos Steering Committee and Atmos Energy.
9. Presentation from Amy Pegues regarding the Meals on Wheels program.
10. Discuss, consider and act on a request from the Newark Volunteer Fire Department Ladies Auxiliary to close certain streets for Cruisin Days.
11. Discuss, consider and act Interlocal Agreement No. 3036 between Wise County and the City of Newark for street repairs.
12. Consider and act on Ordinance A-537, an ordinance amending the Newark Code of Ordinances, Appendix A-Fee Schedule, article A 7.004 Utility Fees, by providing for the rate increase in the water and sewer base rates for residential customers.
13. **EXECUTIVE SESSION** – In accordance with the Texas Government Code, Section 551.001, et.seq., the City Council will recess into Executive Session (closed meeting) pursuant to the following sections:
  - a. 551.074 (Personnel): Deliberation regarding the appointment of a public officer, re:
    - i. Vacant City Council Seat 2
  - b. 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 this chapter re:
    - i. Ordinance No. A-533 creating a Parks and Recreation Committee for the City of Newark and adopting Committee Bylaws.
14. **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.
15. Meeting Adjourn.

**CERTIFICATION** – I certify that the attached agenda was posted on or before 7:00 pm on Monday, September 12, 2022.

  
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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.