

**City Council Meeting Agenda  
November 21, 2024  
7:00 p.m.  
Multipurpose Room, 209 Hudson St.,  
Newark, TX 76071**

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 October 17, 2024
  - B. Accounts Payables for October 2024
  - C. Financial Statements for October 2024
  - D. Staff Reports- Municipal Court, Building Permits, Code Enforcement, and Public Works for October 2024

## REGULAR AGENDA (NON-CONSENT)

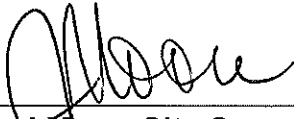
6. Resolution approving a loan agreement among the Corporation, Bakerritley and Texas Capital Community Development Corporation, and related matters for a tax-exempt loan.
7. Resolution approving a loan agreement among the Corporation, Coram Deo Academy and Frost Bank, and related matters for a tax-exempt loan.
8. Discussion, consideration and action on mobile home permit for 101 Deborah Drive.
9. Discuss, consider and possible action on a request from Mike Gregory regarding utility rates.
10. **Public Hearing:** Zoning change request from Purple Texas Enterprise, LLC to Rezone Property ID: 732985, Legal description; A-93 Brush 0.4270 Acres in Newark, Texas, more commonly known as 822 McCanne Rd. from Single Family Residential District – 1 (SF-1) to General Commercial District (C-2).
11. Consider and act on Zoning change request from Purple Texas Enterprise, LLC to Rezone Property ID: 732985, Legal description; A-93 Brush 0.4270 Acres in Newark, Texas, more commonly known as 822 McCanne Rd. from Single Family Residential District – 1 (SF-1) to General Commercial District (C-2);
12. **Public Hearing:** Re Plat submission request Anthony & Ashley Gile, for property located in the City of Newark, to re-plat the original small lots into 1 large lot for the properties with the legal description of Property ID: 770639, Lots 7-10, BLK 45, Original Town of Newark.
13. Consider and act on Re Plat submission request Anthony & Ashley Gile, for property located in the City of Newark, to re-plat the original small lots into 1 large lot for the properties with the legal description of Property ID: 770639, Lots 7-10, BLK 45, Original Town of Newark.
14. **Public Hearing:** Final Plat submission request from PMB Rolling V Land LP., for property located in the City's Extraterritorial Jurisdiction, 46.837 Acres out of the Cain T. Brush Survey, Abstract No. 93.
15. Consider and act on Final Plat submission request from PMB Rolling V Land LP., for property located in the City's Extraterritorial Jurisdiction, 46.837 Acres out of the Cain T. Brush Survey, Abstract No. 93.
16. **EXECUTIVE SESSION** - In accordance with Texas Government Code, Section 551.001, et seq., the City Council will recess into Executive Session (closed meeting) to discuss the following:
  - A. Section 551.071 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. Resolution No. 369, approving a regional effort to identify solutions to community water and wastewater needs and authorize expenditure of up to \$10,000 to assist with allowable expenses related thereto.
  - ii. Amended Memorandum of Understanding between the Cities of Newark, Aurora, Alvord, Boyd, Bridgeport, Decatur, New Fairview, Paradise, and Rhome, and Wise County, Texas, to seek regional options for solutions for the water and wastewater needs of the communities and designate the City of New Fairview as the facilitator and funds coordinator of the \$10,000 contributed by the City of Newark under Resolution No. 369.
  - iii. Resolution No. 370, supporting legislation to create the Wise Regional Water District.
  - iv. Resolution No. 371, opposing the TCEQ Application by Chisholm Trail Disposal, LLC for the Chisholm Trail Disposal Landfill, a Type IV Municipal Solid Waste Landfill Permit No. 2421.
- 17. **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.

### **REGULAR AGENDA CONTINUED**

- 18. Discuss, consider and act on Resolution No. 369, approving a regional effort to identify solutions to community water and wastewater needs and authorize expenditure of up to \$10,000 to assist with allowable expenses related thereto.
- 19. Discuss, consider and act on an Amended Memorandum of Understanding between the Cities of Newark, Aurora, Alvord, Boyd, Bridgeport, Decatur, New Fairview, Paradise, and Rhome, and Wise County, Texas, to seek regional options for solutions for the water and wastewater needs of the communities, and designate the City of New Fairview as the facilitator and funds coordinator of the \$10,000 contributed by the City of Newark under Resolution No. 369.
- 20. Discuss, consider and act on Resolution No. 370, supporting legislation to create the Wise Regional Water District.
- 21. Discuss, consider and act on Resolution No. 371, opposing the TCEQ Application by Chisholm Trail Disposal, LLC for the Chisholm Trail Disposal Landfill, a Type IV Municipal Solid Waste Landfill Permit No. 2421.
- 22. Meeting Adjourn.

**CERTIFICATION** – I certify that the attached agenda was posted on or before 7:00 pm on Monday, November 18, 2024.



**Jenni More, 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.*