#### MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL

On the 14th day of November 2023, the City Council of Taft, Texas, convened for a regular meeting at 230 Green Avenue, Taft, Texas, Taft City Hall at 6:30 P.M.

## 1. CALL MEETING TO ORDER

There being a quorum, Mayor Powell called the meeting to order at 6:30 P.M.

2.	CALL	ROLL AND	<b>ESTABLISH A</b>	OUORUM IS	PRESENT

Councilman Vasquez		☐ absent
Councilman Keeney		☐ absent
Mayor Pro-tem Rodriguez	☑present	☐ absent
Councilman Molina		☐ absent
Mayor Powell		☐ absent

Others Present: Kandi Hubert, Temporary City Manager; Andrew Quittner, City Attorney; Andrea Gomez, Interim City Secretary; John Landreth, Chief of Police (See attached list for additional guests)

### 3. PLEDGE OF ALLEGIANCE

Councilman Rodriguez led the Pledge of Allegiance.

# 4. PRAYER

Rev. Steve Boettcher led the prayer.

# **5. CITIZEN COMMENT**

There were no citizen comments.

#### 6. CANVASSING VOTES FROM THE NOVEMBER 7, 2023 ELECTION

Mayor Randy Powell read aloud the results of the general election for November 7, 2023. Office of Mayor Leonard Vasquez – 210 votes, Randy Powell – 177 votes, Elida Castillo write in – 18 votes. Office for Alderman Ward 1 – Rolando "Ronnie" Rodriguez – 54 votes, Isaiah Garza – 58 votes. Office for Alderman Ward 2 – Chris Keeney – 148 votes, Omar Alaniz – 131 votes.

Councilman Keeney motioned to accept the canvassing votes from Nov. 7<sup>th</sup> election, seconded by Councilman Vasquez.

The following votes were po	ılled:			
Councilman Vasquez	Ifor   ✓ for	□against	□abstain	□absent
Councilman Keeney	☑for	_	□abstain	
Councilman Rodriguez	☑for	□against		□absent
Councilman Molina	☑for	□against	□abstain	□absent
Mayor Powell	☑for	□against	□abstain	□absent
The motion carried.		Ü		

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### 7. OATH OF OFFICE

Andrea Gomez City Secretary swore in Leonard Vasquez as Mayor, Chris Keeney for Alderman Ward Two and Isaiah Garza was sworn in as Alderman for Ward One.

### 8. SEAT THE NEW COUNCIL

The following votes were polled:

The newly elected council took their seats as Mayor Vasquez, Councilman Garza as Alderman Ward One and Councilman Keeney Alderman Ward Two.

# 9. DISCUSS CONSIDER AND NECESSARY ACTION ON APPOINTING AN ALDERMAN FOR WARD ONE.

Mayor Vasquez - suggested tabling until the next council meeting.

Councilman Keeney - suggested Mr. Ronnie Rodriguez fill the vacant seat due to his experience on the council.

Mayor Vasquez - stated there's more candidates as well that are interested in being a part of the council. Councilman Keeney - stated if they were that interested in the position in his opinion they should have signed up to run in the most recent election, Councilman Keeney feels that the council should give Mr. Rodriguez a chance to finish the unexpired term.

Councilman Molina – agreed with councilman Keeney to consider Mr. Rodriguez. It is on the agenda to move forward to consider and act.

Councilman Garza – agreed with Mayor Vasquez to table the item and discuss it amongst themselves while considering other applicants.

Mayor Vasquez motioned to table item number 9, discuss consider and necessary action to appoint an alderman for Ward one, seconded by Councilman Keeney.

Councilman Molina	□for	☑against	□abstain	□absent
Councilman Garza	☑for	□against	□abstain	□absent
Councilman Keeney	□for	☑against	□abstain	□absent
Mayor Vasquez	☑for	□against	□abstain	□absent
The motion failed		C		
Councilman Keeney confirr if they are able to still consi	ned that wa der the mot	s just for the ion, Mr. Qui	tabling of th	ne motion. Mr. Keeney asked Mr. Quittner hey could.
Councilman Molina motio seconded by Councilman K		oint Roland	o "Ronnie"	Rodriguez as Alderman for Ward one,
The following votes were po	olled:			
Councilman Molina	☑for	□against	□abstain	□absent
Councilman Garza	$\Box$ for	☑against	□abstain	□absent
Councilman Keeney	☑for	□against	□abstain	□absent
Mayor Vasquez	□for	☑against	□abstain	□absent

Councilman Keeney then called point of order stating, "the mayor does not get a vote". Mr. Keeney proceeded to read aloud the LOCAL GOVERNMENT CODE, Section 22.010 Filling the vacancy on governing bodies or in other municipal office. "The majority of remaining members who are present and

voting may fill the vacancy excluding the mayor. The Mayor may vote on the appointment only if there is a tie". Mayor Vasquez – stated that the mayor has always voted.

Andrew Quittner City Attorney – informed council that the section read addressed a specific portion of the code. Mayor Vasquez then read Section 2 of a federal court order, "the mayor may vote in all matters not only in the event of a tie". Councilman Molina asked Mayor Vasquez to continue reading on page 8 section 6. Attorney Andrew Quittner stated it is state law that the mayor cannot vote on filling vacancies. Mayor Vasquez stated he will vote on this matter until told otherwise, it has been done this way for years and if they want to now change it then it can be taken to court. Councilman Molina asked that statement be taken down for the record. Councilman Garza stated that there appeared to be confusion and a marked difference regarding the interpretation of the local government code and suggested they discuss it amongst each other. Mayor Vasquez stated he will vote, attorney Andrew Quittner stated he had given his opinion on the matter.

No action taken at this time.

The following votes were polled:

# 10. DISCUSS CONSIDER AND NECESSARY ACTION ON APPOINTING MAYOR PRO TEM

Mayor Vasquez asked Councilman Keeney if he would accept the position of Mayor Pro Tem, Councilman Keeney stated yes if nominated.

Mayor Vasquez motioned to nominate Councilman Chris Keeney as Mayor Pro Tem, seconded by Councilman Molina.

Councilman Molina	☑for	□against	□abstain	□absent	
Councilman Garza	☑for	□against	□abstain	□absent	
Councilman Keeney	□for	□against	☑abstain	□absent	
Mayor Vasquez	☑for	□against	□abstain	□absent	
The motion carried		Ü			
11. STEPHANIE HAJDU	CEK PRE	SENTATIO	N – DONA	TION OF BOOK DEPOSIT FOR TH	Œ
LIBRARY.					
for the gals" and stated the create a book exchange, it's build the portable library, an	organizatio a take a bad the organ	n helps expo ook leave a nization wou	ose girls to d book type of ld like to pla	non-profit organization called "this one ifferent skills. Middle school girls help fexchange. A few girls from Taft help ce one at the park.  DN REGARDING BOOK DEPOSITION TO THE PROPERTY OF	ed ed
	ed to accep	t the book do	eposit donati	on from Stephanie Hajducek, Councilma	an
The following votes were po	olled:				
Councilman Molina	☑for	□against	□abstain	□absent	
Councilman Garza	☑for	□against	□abstain	□absent	
Councilman Keeney	☑for	□against	□abstain	□absent	
Mayor Vasquez	☑for	□against	□abstain	□absent	
The motion carried		-			

### 13. CONSENT AGENDA

### A. CITY SECRETARY REPORT

Approval of minutes for Regular Council Meeting on 10/24/2023

Request to Cancel Council Meeting on 11/28/2023 for the Thanksgiving Holiday

Request to Cancel Council Meeting on 12/26/2023 for the Christmas Holiday

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Councilman Keeney motioned to approve the minutes for 10/24/2023 with amendments and the City Secretaries requests, seconded by Mayor Vasquez.						
The following votes were polled Councilman Molina Councilman Garza Councilman Keeney	☑for ☑for ☑for	□against □against □against	□abstain □abstain □abstain	□absent □absent □absent		
Mayor Vasquez  The motion carried	☑for	□against	□abstain	□absent		
Keeney asked if Gabriel wo a center support beam and drainage district will be get Gabriel Morales spoke on working hydrants and hydra Gabriel Morales spoke abou Street.	Vorks Diuld look have it ting invote the issuants with the sewer t	into the quice permanently olved, Gabrie es of fire he little to no particular water leaks er line on Esc	ckest and che repaired in el Morales ir ydrants and pressure. and a collar	informed the council of the bad valves, used sewer line on Wilburn and Escobedo at is her house and it is under her driveway,		
14. DISCUSS, CONSIDER AT	ND NEC	CESSARY A	ACTION AF	PPROVING MINUTES FOR TQIC		
Manuel Espinoza President of T						
Councilman Molina motioned to		tem 14, Coui	nciiman Kee	ney seconded the motion.		
The following votes were polled Councilman Molina Councilman Garza Councilman Keeney Mayor Vasquez The motion carried	l: ☑for ☑for ☑for ☑for	□against □against □against □against	□abstain □abstain □abstain □abstain	□absent □absent □absent □absent		

# 15. DISCUSS, CONSIDER AND NECESSARY ACTION REGARDING THE TAFT HOUSING AUTHORITY REQUEST FOR INSURANCE TO BE REIMBURSABLE.

Donnie Riojas, spoke on this matter. Kandi Hubert had spoken to TML Riskpool prior to the meeting and also to Donnie Riojas. Mrs. Riojas has requested no action be taken.

No action was taken.

# 16. DISCUSS, CONSIDER AND NECESSARY ACTION TO REQUEST PROPOSALS FOR AN ATTORNEY.

Kandi Hubert would like to speak with Attorney Andrew Quittner about possible negotiations. Councilman Keeney motioned to table item 16, Councilman Molina seconded. The following votes were polled: Councilman Molina ☑for □against □abstain □absent Councilman Garza ☑for □against □abstain □absent Councilman Keenev ☑for □against □abstain □absent Mayor Vasquez ☑for □against □abstain □absent The motion was tabled 17. DISCUSS, CONSIDER AND NECESSARY ACTION TO ADOPT ORDINANCE #1123 FOR AEP FRANCHISE. Mr. King with AEP presented an amended contract reducing the terms from 30 years to a 20 year agreement. Mr. Keeney would like to agree and push the agreement through. Councilman Molina motioned to adopt the Ordinance 1123 regarding the AEP franchise, Councilman Keeney seconded. The following votes were polled: Councilman Molina ☑for □against □abstain □absent Councilman Garza ☑for □against □abstain □absent Councilman Keeney □against □absent ☑for □abstain Mayor Vasquez ☑for □against □absent □abstain The motion carried 18. DISCUSS, CONSIDER AND NECESSARY ACTION TO HIRE BUILDING INSPECTORS FROM BUREAU VERITAS. Kandi Hubert has given AOKA their 30 day notice. Bureau Veritas will work out better due to in person inspections instead of them being done remotely. Mayor Vasquez thinks residents would prefer in person inspections. Councilman Molina motioned to Hire Building Inspectors from Bureau Veritas, seconded by Councilman Garza. The following votes were polled: Councilman Molina ☑for □against □abstain □absent Councilman Garza ☑for □against □abstain □absent Councilman Keeney ☑for □against □abstain □absent Mayor Vasquez □against ☑for □abstain □absent The motion carried

19. DISCUSS, CONSIDER AND NECESSARY ACTION FOR APPOINTMENT TO SAN

PATRICIO EDC BOARD OF DIRECTORS.

Kandi Hubert informed the council that the San Patricio EDC Board has requested a nominee for the Board replacing Mr. Delo Santos. Councilman Keeney asked if there is a timeline, as he would like to table and decide before the term is up. Councilman Molina suggested he'd like to represent Taft on the board.

Councilman Keeney motioned to appoint Councilman Molina as Taft's representative on the San Patricio EDC board of Directors, seconded by Councilman Garza.

The following votes were pollo	eđ·			
Councilman Molina	□for	□against	☑abstain	□absent
Councilman Garza	☑for	□against	□abstain	□absent
Councilman Keeney	☑for	□against	□abstain	□absent
Mayor Vasquez				
The motion carried	☑for	□against	□abstain	□absent
The motion carried				
20. DISCUSS, CONSIDER A	ND NE	CESSARY .	ACTION O	F THE TX DOT PROCLAMATION.
Presenter Robert G. Isassi nre	sented ir	oformation re	agarding the	TX DOT proclamation stating "END THE
STREAK". Mayor Vasquez re				
vasquez i	au arouc	a the written	1 100 mination	
Councilman Molina motioned	d to ado	opt the TX	DOT Procla	amation "End the Streak", seconded by
Councilman Keeney.		- F		
•				
The following votes were polle	ed:			
Councilman Molina	☑for	□against	□abstain	□absent
Councilman Garza	☑for	□against	□abstain	□absent
Councilman Keeney	☑for	□against	□abstain	□absent
Mayor Vasquez	☑for	□against	□abstain	□absent
The motion carried		8		
21. DISCUSS, CONSIDER	AND N	ECESSARY	ACTION 7	TO ADD ISAIAH GARZA, MICHAEL
				EN TO THE PENSION BOARD AND
<b>CONFIRM THE PENSION</b>				
Ryan Smith fire chief spoke of	of the co	nflict of inte	rest due to l	Mayor Vasquez being part of the pension
board. All pension board me	mbers h	ave already	voted, the n	natter is being brought to the council for
approval.				-
Councilman Molina motioned	to add Isa	aiah Garza, N	Michael Vasc	quez and Zachary Vasquez and confirm the
pension board, seconded by M	ayor Vas	squez.		·
The fellowing sectors 11	1			
The following votes were polle Councilman Molina			r • . •	remy •
	☑for	□against	□abstain	□absent
Councilman Garza	☑for	□against	□abstain	□absent
Councilman Keeney	☑for	□against	□abstain	□absent
Mayor Vasquez	☑for	□against	□abstain	□absent
The motion carried				

# 22. DISCUSS, CONSIDER AND NECESSARY ACTION TO REPAIR THE FIRE TRUCK FOR THE FIRE DEPARTMENT.

Ryan Smith fire chief informed the council of leaking valves and pumps on 1996 Fire Truck. The bill for repairs is estimated at \$10,811.44. In the budget Chief Smith stated he has \$28,000 for repairs and maintenance. Councilman Molina inquired if there is a warranty, Ryan stated the parts are warrantied and he will check if labor is included.

Councilman Keeney motioned to approve the repairs to the 1996 Fire Truck, seconded by Councilman Molina.

The following votes were polle	ed:						
Councilman Molina	☑for	□against	□abstain	□absent			
Councilman Garza	☑for	□against	□abstain	□absent			
Councilman Keeney	☑for	□against	□abstain	□absent			
Mayor Vasquez	☑for	□against	□abstain	□absent			
The motion carried		Ü					
23. DISCUSS, CONSIDER A	AND NE	ECESSARY	ACTION T	TO ENTER AN AGREEMENT WITH			
ADURRA TO ENGINEER T							
Ryan Smith fire chief stated that the volunteers have had the new station since around March of 2023. However, they still do not have lights or electricity in the inside of the building. Additionally the inside has not been finished out. Adurra has submitted a proposal to do the architectural and electric engineering for the building. Kandi Hubert will see if the engineering can be done in stages as our revenue increases. Councilman Molina offered to reach out to refineries for help.							
Councilman Keeney motioned to enter an agreement with Adurra under stipulation that before the agreement is signed and finalized we find out that this can be done in stages instead of as a lump sum, seconded by Councilman Garza.							
The following votes were polle	:d:						
Councilman Molina	☑for	□against	□abstain	□absent			
Councilman Garza	☑for	□against	□abstain	□absent			
Councilman Keeney	☑for	□against	□abstain	□absent			
Mayor Vasquez	☑for	□against	□abstain	□absent			
The motion carried							

# 24. DISCUSS, CONSIDER AND NECESSARY ACTION TO APPROVE CITY STAFF TO RESPOND TO DAYTIME FIRES.

Ryan Smith fire chief, would like city employees who would like to help with any daytime fires be allowed to do so without any penalties. Councilman Molina asked how that would work. Ryan stated they would have to go through training. If it is passed they would need to get gear for the employees which is about \$3500.00 per head. Councilman Keeney asked if there is any issues with a city employee being paid and being allowed to go fight a fire in a volunteer fire dept. and if there is any issue with a city employee getting hurt at a volunteer fire. The council decided there were complications and the cost needed to be discussed further.

Councilman Garza motioned to table item 24 to approve staff to respond to daytime fires, seconded by Councilman Molina.

The following votes were polled:  Councilman Molina							
25. DISCUSS, CONSIDER AND NECESSARY ACTION TO AUTHORIZE THE FIRE CHIEF TO GO OUT FOR R.F.P. (REQUEST FOR PROPOSALS FOR A GRANT)							
Ryan Smith fire chief, stated item 25 & 26 are the same. The AFG grant is offered by FEMA and he is trying to get a truck that would hold 23 gallons of water. The Grant process will be opening sometime in early 2024 and the Fire Dept. will have to go out for bids, the truck would help with a constant water supply while out fighting fires. Kandi Hubert asked if the truck could possibly cost less, Ryan stated he would have to go out for bids to see how much it would cost. Hubert also stated if you don't try for the grant you won't get it, it can always be turned down if it isn't what is expected.							
Councilman Molina motioned to authorize the fire chief to go out for requests for grants, seconded by Councilman Garza.							
The following votes were polled:  Councilman Molina							
26. DISCUSS, CONSIDER AND NECESSARY ACTION REGARDING FEMA – AFG FOR GRANT (ASSISTANCE/FIRE GRANT)							
This item number falls into the same item number as 25.							
27. DISCUSS, CONSIDER AND NECESSARY ACTION TO CANCEL THE LEASE WITH KYOCERA (COMPUTER LEASE, PRINTER LEASE, SECURITY CAMERA LEASE)							
Kandi Hubert stated she would like to look into a more cost effective options for needed office equipment. Attorney Andrew Quittner will review the lease, Hubert would like the council's approval to sending the lease to the attorney to see what the options are.							
Councilman Keeney motioned that they allow the city manager to cancel the lease with Kyocera with the stipulation that the City attorney approves the cancellation, seconded by Councilman Molina.							
The following votes were polled:  Councilman Molina							

# 28. DISCUSS, CONSIDER AND NECESSARY ACTION REGARDING THE BOARD OF DIRECTORS ELECTION FOR SAN PAT. APPRAISAL DISTRICT.

Mayor Vasquez asked if they were able to put all their votes to just one person. Hubert informed him they can use their votes any way they want to. Mayor Vasquez and Councilman Keeney would like to put all 17 votes to Marci Thormalen.

Councilman Molina motioned that the city's 17 votes be allocated to Marci Thormalen to serve on the San Pat. Appraisal District Board of Directors, seconded by Councilman Keeney.

The following votes were pol	led:			
Councilman Molina	☑for	□against	□abstain	□absent
Councilman Garza	☑for	□against	□abstain	□absent
Councilman Keeney	☑for	□against	□abstain	□absent
Mayor Vasquez	☑for	□against	□abstain	□absent
The motion carried				
			RY ACTIO	N TO CANCEL THE LEASE WITH
DREWA DESIGNS (WEBS	ITE ANI	DEMAIL)		
2023, the website is paid through the about \$100 a month as a hoprobably find something month the stated we do have something the best of what we've \$350 a month. Mayor Vasqui we will see what David can do	ugh May opsting costing cost af a cost af neone on e got. He ez sugges o.	of 2024. No st. Andrea G fordable and staff that car also stated the sted the item	thing further omez stated leventually do a web phat Microsof be tabled for	en working for the City of Taft since June would be due until June of 2024, it would although David does great work we could have the Website done in house. Kandi tage, as we are trying to make sure we are it 365 is separate from his services and it is or further discussion. Kandi Hubert stated
Councilman Keeney motione Councilman Molina.	d to table	e item 29 to	cancel the	lease with Drewa Designs, seconded by
The following votes were poll	ed:			
Councilman Molina	☑for	□against	□abstain	□absent
Councilman Garza	☑for	□against	□abstain	□absent
Councilman Keeney	☑for	□against	□abstain	□absent
Mayor Vasquez	☑for	□against	□abstain	□absent
The motion carried		-		

# 30. DISCUSS, CONSIDER AND NECESSARY ACTION TO CHANGE I.T. PROVIDERS.

No action taken

# 31. DISCUSS, CONSIDER AND NECESSARY ACTION REGARDING THE AMENDED CONTRACT WITH PEACOCK ENERGY.

Hubert stated there is no one here to speak on this and she has yet to see the contract. Mayor Vasquez stated he would reach out to them.

Councilman Molina motioned Councilman Keeney.	l to tabl	e item 31 tl	he contract	regarding Peacock Energy, seconded by
The following votes were polle	ed:			
Councilman Molina	☑for	□against	□abstain	□absent
Councilman Garza	☑for	□against	□abstain	□absent
Councilman Keeney	☑for	□against	□abstain	□absent
Mayor Vasquez	☑for	□against	□abstain	□absent
The motion carried				
32. DISCUSS, CONSIDER	AND 1	NECESSAR	Y ACTION	N TO UPDATE SIGNATORIES FOR
PROSPERITY BANK.				TO CLUME STORMS TON
needs to be added as signatori mayor.	es along	with the cit ate the signa	y secretary	e city's bank accounts. The sitting council and Mayor Vasquez needs to be listed as osperity Bank to reflect the most current
The following votes were polle	d:			
Councilman Molina	☑for	□against	□abstain	□absent
Councilman Garza	☑for	□against	□abstain	□absent
Councilman Keeney	☑for	□against	□abstain	□absent
Mayor Vasquez	☑for	□against	□abstain	□absent
The motion carried		J		
EXECUTIVE SESSION				
33. CLOSED SESSION: City	y Counc	il will meet i	n Closed ses	ssion pursuant to the provisions of Chapter

- 551 of the Texas Government Code, in accordance with the authority contained in:
  - > Section 551.074 (Personnel Matters) and Section 551.071 (Advice of Counsel) and Section 1.05 (Texas Disciplinary Rules of Professional Conduct):
    - Discussion with City Attorney concerning legal matter pertaining to personnel matters.

# Moved into Closed session. TIME: 8:17 p.m.

Councilman Molina motioned to moved into closed session, seconded by Councilman Keeney.

# Council reconvened from Executive Session. TIME: 8:55 p.m.

# **OPEN SESSION:**

> Section 551.074 (Personnel Matters) and Section 551.071 (Advice of Counsel) and Section 1.05 (Texas Disciplinary Rules of Professional Conduct):

• Discussion with City Attorney concerning legal matter pertaining to personnel matters.

No action taken on the matter discussed in closed session.

# 34. COUNCIL AND STAFF COMMENTS: COMMENTS MAY BE MADE BY STAFF OR COUNCIL BUT NO ACTION WILL BE TAKEN.

Kandi Hubert, Christmas is coming. There will be a parade and lights. Mariah Moreno informed the council Mr. Issasi would like a photo with the council after the meeting. Mariah also discussed the Christmas festival with a possible toy drive and floats. Date confirmed of December 2<sup>nd</sup> and the festival will be a 1 day event.

# 35. ITEMS TO CONSIDER FOR PLACEMENT ON FUTURE AGENDAS.

Councilman Molina - Possible suggestions on how to keep kids away or out of the Retama bridge to avoid something dangerous happening.

Councilman Garza - none

Councilman Keeney - none

Mayor Vasquez - discussion on the Peacock agreement

#### 36. ANNOUNCEMENTS OF COMMUNITY INTEREST AND/OR UPCOMING EVENTS.

Councilman Garza - none

Councilman Keeney - would like to encourage the entire council to attend the Christmas Festival

Mayor Vasquez - opening ceremonies for the family dollar / dollar tree on 11/18/2023

# 37. ADJOURN.

Councilman Keeney motioned to adjourn the meeting, seconded by Councilman Garza.

The following votes were polled:

Councilman Molina	☑for	□against	□abstain	□absent
Councilman Garza		□against		
Councilman Keeney		□against		
Mayor Vasquez		□against		
The metion service		Ų		

The motion carried

Passed and Approved this 12 day of December, 2023.

Leonard Vasquez - Mayor

Attest

Andrea Gomez - City Secretary