



**REGULAR COUNCIL MEETING
CITY OF PAYNE SPRINGS
MINUTES
6:30 P.M. Tuesday October 18, 2022**

Agenda

1. Mayor Miller called the meeting to order at 6:30pm
2. Pledge of Allegiance led by Councilman Barnett.
3. Roll Call; Mayor Miller, Mayor Pro-Tem Spahlinger, Councilman Barnett, Councilwoman Hanson, Councilman Rottino and Councilman Haag were present. Quorum was established with Mayor Miller presiding.
4. Councilman Rottino made a motion to approve the Minutes for the Regular meeting 9/20/2022, seconded by Councilwoman Hanson. Motion carried 5/0.

Councilwoman Hanson made a motion to approve the Minutes for the Special Called meeting 10/03/2022, seconded by Councilman Rottino. Motion carried 5/0.

5. Mayor Pro-Tem Spahlinger made motion to approve Consent Agenda Items “A” thru “E”; Monthly Activity Reports for August 2022 as presented: (A) Financial and Expenditure; (B) Police; (C) Municipal Court; (D) Streets; (E) Equipment, seconded by Councilwoman Hanson. Motion carried 5/0.
6. Citizen Comments: Citizens wishing to speak must sign up to do so (3 Minute Maximum)
 - Susan Heller – decided not to speak
 - Jessica Heller – Spoke on dogs coming in their yard and killing cats
 - Larry Parker – Spoke on Ad Valorem Tax and roads
 - Daryl Scoggins – Spoke on Citizens, roads, his support of the City Council.
7. Councilman Barnett made a motion to approve Business Permit application for Family Dollar Store at 10875 Tx State Hwy 198, seconded by Councilwoman Hanson. Motion carried 5/0.
8. Councilman Barnett made a motion to approve Ordinance 2022-14 Petition from Family Dollar Tree for Voluntary Annexation into city AB 132 G CHOVANNO SUR TR 13D(RE:TR13), 10875 ST HWY 198 into the City of Payne Springs, seconded by Councilwoman Hanson. Motion carried 5/0.
9. Mayor Miller opened Public hearing on Re-Zoning of property @198 and Clear Creek Rd @ 7:04pm
10. Citizen Comments: Citizens wishing to speak must sign up to do so (3 Minute Maximum)
 - Ronnie Prda – Spoke against Re-Zoning Property @ 198 and Clear Creek Road
 - Wendy Rapp – Spoke against Re-Zoning Property @ 198 and Clear Creek Road
 - Larry Pelham - Spoke against Re-Zoning Property @ 198 and Clear Creek Road

11. Mayor Miller closed The Public Hearing on Re-Zoning of property @198 and Clear Creek Rd @ 7:34pm
12. Councilman Rottino made a motion to approve Ordinance 2022-15 Re-Zoning of property AB 485 I V MICHELLU SUR, TR 38H (PT OF a 7.510), TR38 (PT OF A 7.510) AND TR 38, seconded by Mayor Pro-Tem Ron Spahlinger. Motion passed 3 for and 2 against, Councilman Haag and Councilman Barnett were against.
13. Mayor Pro-Tem Spahlinger made a motion to approve Resolution 2022-13R professional services with contract with Linebarger Goggan Blair and Sampson LLP regarding the collection of delinquent taxes, seconded by Councilman Haag. Motion carried 4/1, Councilman Barnett was against.
14. Mayor Pro-Tem Spahlinger made a motion to approve Resolution 2022-14R Agreement for Tax Collection Services with Linebarger Goggan Blair and Sampson LLP, seconded by Councilwoman Hanson. Motion carried 4/1, Councilman Barnett was against.
15. Councilman Rottino made a motion to approve Ordinance 2022-16 authorizing the sale and issue of City of Payne Springs, Texas Tax note Series 2022, seconded by Councilwoman Hanson. Motion carried 4/1, Councilman Barnett was against.
16. City Manager Austin updated the Council on Fifty Fest.
17. Thanksgiving Luncheon for employees will be held on November 17, 2022 @ 11:00am
18. No action to be taken on Waste Connection rate increase.
19. Mayor Pro-Tem Spahlinger made a motion to approve Premium pay for employees equal to previous premium pay given.

Closing

1. Next Regular Meeting November 15, 2022 @ 6:30pm
2. Adjourned @ 9:30pm

A meeting that is “open to the public”, pursuant to the Open Meetings Act, is one that the public is permitted to attend. The act does not entitle the public to choose the items to be discussed or to speak about items on the agenda. If the City Council, during the course of the meeting covered by this notice, should determine that an executive session is required, then such executive session, as authorized by the Texas Open Meetings Act, Texas Government Code, Section 551.001 et seq., will be held by the Council at the date, hour and place given in this notice, concerning but not limited to the following sections and purposes of the Act: 551.071 Private consultation with the city’s attorney; 551.072 Deliberations about Real Property; or, 551.074 Discussing personnel or to hear complaints against personnel. Should any final action, final decision or final vote be required in the opinion of the City Council with regard to any matter considered in such executive session, then the final action, final decision or final vote shall be in the open meeting covered by this Notice upon the reconvening of the public meeting.

“Pursuant to Texas Government Code section 551.007, members of the public may speak on an agenda item during the citizens comment section of the meeting or at the time the agenda item is called for discussion by the mayor. Speakers must sign up with the City Secretary to speak and shall be given three (3) minutes to speak. A speaker needing a translator and/or interpreter may be given six (6) minutes to speak. Criticism of city employees or staff is prohibited. Those wishing to address the Council regarding an item not on the agenda must be a citizen, property owner or business owner of Payne Springs. Comments on such non-agenda items shall be limited to three minutes. The Council will not comment on items not on the agenda; however, the Council may refer the item to city staff for research, resolution or referral of the matter to the Council as a future agenda item.”

I certify that the above notice of the meeting, a true and correct copy was posted in the screening box in front of the City Hall of Payne Springs prior to the required 72 hours and that the city’s official newspaper was notified.

Attest/S:

Andrea Colizzi Miller –Mayor

Beth Billings - City Secretary.