



Minutes

November 16, 2023 @ 6:30pm

Regular Council Meeting

Agenda

1. Call to order by Mayor Miller @ 6:40 pm..
2. Pledge of Allegiance led by Mayor Pro-Tem Spahlinger.
3. Roll Call; Mayor Miller, Mayor Pro-Tem Spahlinger, Councilman Haag, Councilman Barnett, Councilwoman Hanson, Councilman Rottino. Councilman Haag & Councilman Barnett not present, term ended.
4. Councilwoman Hanson made a motion to approve Minutes: Regular Meeting 10/17/2023. Seconded by Councilman Rottino. Motion carried 3/0.
5. Councilwoman Hanson made a motion to approve Consent Agenda Items “A” thru “E”; Monthly Activity Reports for October 2023 as presented: (A) Financial and Expenditure; (B) Police; (C) Municipal Court; (D) Streets; (E) Equipment. Seconded by Councilman Rottino. Motion carried 3/0.
6. Fire Department report for October 2023 read by Councilman Rottino.
7. Citizen Comments: Citizens wishing to speak must sign up to do so (3 Minute Maximum);
 - Randolph Rogers** spoke about the treatment of Officer Harmon,
 - Troy Bell** inquired about moneys donated for server, car cams and body cams, spoke about Officers Harmon and Mayor Miller addressed that the matter has been taken care of, also spoke of issue of trash blowing from Shell station onto his property.
 - Herman Custard** showed his support for Officer Harmon.
8. Statement of Officers and Seat Council Members for 2023-2025 Term. New Councilman Daryl Scoggins was sworn in, and Councilwoman Hanson was sworn in.
9. Councilwoman Hanson appointed a Mayor Pro-Tem Spahlinger for a one-year term as Mayor Pro-Tem. Seconded by Councilman Rottino. Motion carried 4/0.
10. Councilwoman Hanson made a motion to Change Signatures at Simmons Bank Ending Acct #1225, removing Leif Haag and adding Russell Rottino. Seconded by Mayor Pro-Tem Spahlinger. Motion carried 4/0.
11. Councilwoman Hanson made a motion to Change Signatures at Simmons Bank Ending Acct #9905, removing Leif Haag and adding Russell Rottino, also adding Jefferey Baldwin. Seconded by Mayor Pro-Tem Spahlinger. Motion carried 4/0.
12. Councilwoman Hanson made a motion to Change Signatures at Simmons Bank Ending Acct #6744, removing Leif Haag and adding Russell Rottino. Seconded by Mayor Pro-Tem Spahlinger. Motion carried 4/0.
13. Councilwoman Hanson made a motion to Change Signatures at Simmons Bank Ending Acct #9689, removing Leif Haag and adding Russell Rottino. Seconded by Mayor Pro-Tem Spahlinger. Motion carried 4/0.
14. Councilwoman Hanson made a motion to approve Variance request for 115 & 138 Barcelona St.. Seconded by Mayor Pro-Tem Spahlinger. Motion carried 3 for, Rottino was against. Look into smaller lots in Delmar Subdivision.
15. Councilwoman Hanson made a motion to approve Variance request for 123 Barcelona St. Seconded by Mayor Pro-Tem Spahlinger. Motion carried 4/0.
16. Councilman Scoggins made a motion to approve Signs for Lighthouse Baptist Church for business purposes. Seconded by Mayor Pro-Tem Spahlinger. Motion carried 4/0.

17. Councilwoman Hanson made motion to approve Interlocal agreement with Henderson County to Chip Seal Frazier and Double Bridge Road. Seconded by Mayor Pro-Tem Spahlinger. Motion carried 4/0.
18. Mayor Pro-Tem Spahlinger made a motion approve Helping with Christmas Event, PSVFD and Delmar POA with a \$1,000.00 budget for food & toys. Seconded by Councilwoman Hanson. Motion carried 4/0.
19. Councilwoman Hanson made a motion to approve Cancellation of Peacemaker contract with a 60 day notice. Seconded by Councilman Scoggins. Motion carried 4/0.
20. Mayor Pro-Tem Spahlinger made a motion to approve Purchase of Body Cams and Car Cams from Axon, #1.-4 car cams with associated equipment & #2.-6 body cams with association equipment budgeted at \$3700.00. Seconded by Mayor Pro-Tem Spahlinger. Motion carried 4/0.

Closing

1. Next Regular Meeting December 19, 2023 @ 6:30pm
2. Adjourn 8:20 pm.

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 Colaizzi Miller –Mayor

Beth Billings - City Secretary.