

**City of Archer City**  
**Open Regular Meeting & Budget Workshop Minutes**  
**Thursday, September 20, 2018, 7:00 P.M.**

The Mayor Pro Tem and City Council of the City of Archer City, met for an open regular meeting and budget workshop on Thursday, September 20, 2018 at 7:00 p.m. in the City Council Chambers, 116 S. Sycamore, Archer City, Texas.

**Call to Order**

Mayor Pro Tem Paula Bradley called the meeting to order at 7:00 p.m. Mayor Pro Tem Bradley led the Pledge of Allegiance for the United States and Texas flags. Ben Tucker gave the invocation.

The following Council members were present for roll call:

Mayor	Kelvin Green - absent
Council Members	Paula Bradley
	Zac Beck
	Debra Haehn
	Ben Tucker
	Leslie Hash

Staff present: City Manager – George Huffman, City Secretary - Kim Whitsitt, Ambulance Director – Pat Bryan  
Police Chief – Justin Perron

**Guests Present** – Joe Aulds, Barbara Phillips, Jerry Phillips, LaFonda Huffman, Karen Aulds, Kellie Perron, Patrick Cotton, Sandy Brewer, Mandy Kinnaman, Robin Zdeb, David Levy, Theresa Henry, Mike Aulds

**Public Comments**

Barbara Phillips addressed Council and read a letter she had written to the Archer City Municipal Court on August 22, 2018. The letter addressed an open records request for a Probable Cause Affidavit and concerns that her rights were violated by the City Secretary regarding access to public information.

Jerry Phillips addressed Council and read a statement concerning municipal court and included the following topics; review of the constitution, separation of powers between the executive branch and judicial branch of the City, a dispute over the release of a probable cause affidavit, separation of municipal court records from City records, municipal court funding and a request that City officials cease involvement in judicial matters. \*\*\*

\*\*\* A copy of the complete transcript is on file in City Hall.

**Consent Agenda**

Debra Haehn made the motion to approve the Consent Agenda. Leslie Hash seconded the motion. All members present voted “Aye”.

**Monthly Reports**

City Manager report: Public Works, Ambulance, Police Department – George Huffman

City Secretary report: Financial Report – Kim Whitsitt

ACGDC report – Paula Bradley

**OLD BUSINESS**

**Recreational Vehicle Variance - Extension**

Patrick Cotton addressed Council concerning an extension to a ninety-day variance granted on June 21, 2018 to temporarily reside in a recreational vehicle during the completion of a manufactured housing unit that was installed at 211 N. Ash. Debra Haehn made the motion to approve a thirty-day extension. Zac Beck seconded the motion. All members present voted “Aye”.

## **NEW BUSINESS**

### **Municipal Court**

Joe Aulds addressed Council concerning various aspects of municipal court including magistrates, warrant of arrest authority, court independence, releasing documents of the court, details of holding court once a month, requirements to be a municipal judge, prosecutors, security funds, fine collections, custodian of court records, public trust, Attorney General ruling, email from City Secretary concerning probable cause affidavit, court forms and 3 branches of government. No action taken.

### **Budget Workshop**

Kim Whitsitt led the Council in a workshop concerning the proposed 2018-2019 Fiscal Year Budget. No action taken.

## **NEW BUSINESS CONTINUED**

### **Ratification of Property Tax Increase**

Kim Whitsitt addressed Council concerning the ratification of the property tax increase reflected in the proposed 2018-2019 FY Budget. Debra Haehn made the motion to ratify the property tax increase reflected in the proposed 2018-2019 FY Budget that will raise more total property tax revenue than last year's budget by \$7,952.00 or 1.74%. Zac Beck seconded the motion. Voting as follows: Debra Haehn – Yes, Zac Beck – Yes, Paula Bradley – Yes, Ben Tucker – Yes, Leslie Hash – Yes, Kelvin Green - Absent

### **Ordinance 339 Adopting 2018 - 2019 FY Budget**

Kim Whitsitt addressed Council concerning Ordinance 339 adopting the 2018-2019 FY Budget. Debra Haehn made the motion to approve Ordinance 339. Ben Tucker seconded the motion. Voting as follows: Debra Haehn – Yes, Zac Beck – Yes, Paula Bradley – Yes, Ben Tucker – Yes, Leslie Hash – Yes; Kelvin Green - Absent

### **Ordinance 340 Adopting the 2018 - 2019 Property Tax Rate**

Kim Whitsitt addressed Council concerning Ordinance 340 adopting the 2018 - 2019 property tax rate. Zac Beck made the motion to approve Ordinance 340 adopting the 2018 – 2019 property tax rate and that the property tax rate be increased by the adoption of a tax rate of .755, which is effectively a 1.048% increase in the tax rate. Debra Haehn seconded the motion. Voting as follows: Zac Beck – Yes, Paula Bradley – Yes, Ben Tucker – Yes, Debra Haehn – Yes, Leslie Hash – Yes, Kelvin Green – Absent

### **Ordinance 341 Amending Water Rates and Solid Waste Fees**

Kim Whitsitt addressed Council concerning Ordinance 341 amending the fee schedule of the Code of Ordinances to include revised water rates and solid waste fees effective October 1, 2018. Ben Tucker made the motion to approve Ordinance 341. Debra Haehn seconded the motion. All members present voted “Aye”.

### **Resolution 397 Nortex TXCDBG 2019 2020 Grant**

George Huffman addressed Council concerning Resolution 397 authorizing the filing of a grant application with Nortex for 2019 2020 TXCDBG Block Grant. Leslie Hash made the motion to approve Resolution 397. Ben Tucker seconded the motion. All members present voted “Aye”.

### **Nortex Interlocal Governmental Cooperation Contract**

Kim Whitsitt addressed Council concerning an interlocal governmental cooperation contract with Nortex for application and administration services for the Texas Community Development Program. Debra Haehn made the motion to approve the interlocal contract with Nortex. Zac Beck seconded the motion. All members present voted “Aye”.

### **2017 2018 Budget Amendments**

Kim Whitsitt addressed Council concerning approval of a 2017-2018 budget amendment to increase General Fund Transfer to Ambulance, 01-30-5020 by \$29,774.02 to \$290,000.00. Debra Haehn made the motion to approve the budget amendment. Ben Tucker seconded the motion. All members present voted “Aye”.

**2017 2018 Budget Revisions**

Kim Whitsitt addressed Council concerning approval of the 2017-2018 budget revisions. Zac Beck made the motion to approve the budget revisions. Debra Haehn seconded the motion. All members present voted "Aye".

**Wichita Valley Water Supply Water Purchase Contract Amendment**

George Huffman addressed Council concerning an amendment to the Wichita Valley Water Purchase Contract increasing the water rate to \$7.00 per 1000 gallons effective October 1, 2018. Zac Beck made the motion to approve the amendment. Leslie Hash seconded the motion. All members present voted "Aye".

**Notice of Lawsuit**

George Huffman advised Council a lawsuit had been filed titled "*Angela Remily v. City of Archer City and Justin Perron*, Civil Action No. 7-18-CV-123-O, in the United States District Court for the Northern District of Texas, Wichita Falls Division." No action taken.

**Adjournment**

There being no further business to come before the City Council, Ben Tucker moved to adjourn at 8:39 p.m. Zac Beck seconded the motion. All members present voted "Aye".

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Kim Whitsitt, City Secretary

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Paula Bradley, Mayor Pro Tem