



THE STATE OF TEXAS §  
COUNTY OF FANNIN §

December 17<sup>th</sup>, 2020

**BE IT REMEMBERED THAT A Special Meeting of the City Council of the City of Leonard, Fannin County, Texas was begun and held in the Council Chambers of City Hall on December 17<sup>th</sup>, 2020 at 7:00 pm.**

**Members Present:** Mayor Michael Pye, Councilmembers Noel Nixon, Peyton Webster, Leonard Phillips Jay Barker and Andrew Shelton.

**Staff Present:** City Administrator Terry McCalpin, City Secretary Leath Robinson, Utility Billing/Court Clerk Melissa Verde, Utility Billing Clerk Kim Davis, Police Chief Brian Meserole, Officer Jimmy Helms, Public Works Director Chris Kitts

**Guests Present:** Karen Murphy, Don Murphy, Theresa Nixon, Betsy Blevins, Kim Reppen, Glenn Griffitt, Margy Hall, Debra Wilcox, Bettye Barker, Janie Ware, Darrell Grintz, Tyler McCarley, Sarah Wilcox, David Wilcox, Russell Wilcox, Gaye Doyle, Ted Barker

### MINUTES OF THE SPECIAL SESSION

1. **Invocation** The invocation was led by Councilman Nixon. **Pledges of Allegiance to the United State and Texas Flags** Mayor Pye led in the Pledge of Allegiance to the United States and Texas Flags. **Call to Order, Proof of Posting of Notice of Meeting and Verification of Quorum** Mayor Pye called the meeting to order at 7:00 pm with a quorum of five councilmembers. Mayor Pye noted the proof of posting of meeting by City Secretary Leath Robinson and noted the quorum of five.
2. **Adjourn into Executive Session under:**
  - *"Texas Government Code Section 551.074 regarding Personnel Matters: Deliberate the employment, evaluation, reassignment of duties, discipline or dismissal of a public officer or employee and to hear a complaint or a charge against an officer or employee.*
    - a) *Councilman Shelton"*
  - *"Texas Government Code Section 551.071 regarding Consultation with Attorney: Receive advice 1) regarding pending or contemplated litigation; and 2) 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."*

Councilman Phillips motioned to adjourn into Executive Session. Second by Councilman Webster.

Mayor Pye called for a vote— 3 FOR 1 AGAINST 1 ABSTAIN. -The motion carried and Council adjourned into Executive Session at 7:06 P.M.

NAME	FOR	AGAINST	ABSTAIN
Mayor Pye	N/A	N/A	N/A
Councilman Barker	X		
Councilman Phillips	X		
Councilman Webster	X		
Councilman Nixon		X	
Councilman Shelton	N/A		

**3. Reconvene into regular session**

Councilman Barker motioned to reconvene into regular session at 8:41 P.M. Second by Councilman Webster. Mayor Pye called for a vote—All were in favor. -The motion carried.

**4. Discussion and action on items discussed in Executive Session “*employment, evaluation, reassignment of duties, discipline or dismissal of a public officer or employee and to hear a complaint or a charge against an officer or employee. Councilman Shelton*”**

Glenn Griffitt spoke, as did Karen Murphy. Councilman Webster motioned to rescind the motion made on December 1<sup>st</sup> per local government code 22.041 to treat Councilman Shelton’s seat as vacant and the position be filled at the next regular Council meeting. Second by Councilman Barker. Mayor Pye called for a vote— 3 FOR 2 AGAINST -The motion carried.

NAME	FOR	AGAINST	ABSTAIN
Mayor Pye	N/A	N/A	N/A
Councilman Barker	X		
Councilman Phillips		X	
Councilman Webster	X		
Councilman Nixon		X	
Councilman Shelton	X		

**5. Public Comment, Discussion and action - Mayor Pro-Tem.**

Discussion ensued in regards to how the Mayor Pro-Tem was voted by council under the assumption that Councilman Barker was unable to serve consecutive terms as Mayor Pro-Tem. Councilman Webster made a motion to rescind the motion relating to the appointment of Councilman Nixon as Mayor Pro-Tem due to

inaccurate information. Second by Councilman Barker. Mayor Pye called for a vote— 3 FOR 2 AGAINST -The motion carried.

NAME	FOR	AGAINST	ABSTAIN
Mayor Pye	N/A	N/A	N/A
Councilman Barker	X		
Councilman Phillips		X	
Councilman Webster	X		
Councilman Nixon		X	
Councilman Shelton	X		

Councilman Barker made a motion to nominate Councilman Webster as Mayor Pro-Tem. Second by Councilman Shelton. Mayor Pye called for a vote— 2 FOR 2 AGAINST 1 ABSTAIN, Mayor Pye then voted FOR to break the tie. 3 FOR 2 AGAINST 1 ABSTAIN -The motion carried.

NAME	FOR	AGAINST	ABSTAIN
Mayor Pye	X		
Councilman Barker	X		
Councilman Phillips		X	
Councilman Webster			X
Councilman Nixon		X	
Councilman Shelton	X		

- 6. **Citizens Forum:**  
Debra Wilcox spoke. Glenn Griffitt spoke.

**Reports from Staff and Others:**

- 7. **Report from City Administrator and Department Heads**
  - a. Police Department Report – Chief Meserole gave his report to Council.
  - b. Fire Department Report – Tyler McCarley gave his report for the Fire Department.
  - c. Department of Public Works Report – Public Works Director Chris Kitts gave his report to Council.
  - d. City Administrator Report – City Administrator Terry McCalpin gave his report to Council.

**Consent Items:**

- 8. **Approval of November 2020 Minutes**
- 9. **Financials**

Councilman Phillips motioned to table items 8 and 9. Seconded by Councilman Barker. Mayor Pye called for a vote—All were in favor and the motion carried.

**Ordinance / Resolution / Other Action Items:**

- 10. Public Comment, Discussion and action on Ordinance 11102020-1 Water and Sewer Rates**  
Councilman Barker motioned to approve Ordinance 11102020-1 Water and Sewer Rates. Seconded by Councilman Shelton. Mayor Pye called for a vote—All were in favor and the motion carried.
- 11. Public Comment, Discussion and action on Ordinance 11102020-2 Solid Waste/Trash Rates**  
Councilman Phillips motioned to approve Ordinance 11102020-2 Solid Waste/Trash Rates. Seconded by Councilman Shelton. Mayor Pye called for a vote—All were in favor and the motion carried.
- 12. Public Comment, Discussion and action on Grant Writer Administrator**  
Councilman Webster motioned to approve the resolution for Grant Works Grant writer administration for the 2021-2022 City of Leonard Texas Development Block Grant for Grant administration services. Seconded by Councilman Shelton. Mayor Pye called for a vote—All were in favor and the motion carried.
- 13. Public Comment, Discussion and action on Ordinance 12082020A - Official meeting time for the City of Leonard City Council meetings.** --Tabled by Mayor Pye
- 14. Public Comment, Discussion and action on Time and Attendance – Councilman Phillips**  
Tabled by Mayor Pye
- 15. Public Comment, Discussion and action on Ordinance 12172020-A Acknowledging Crossroads Street (Private Street)**  
Councilman Phillips motioned to approve Ordinance 12172020-A Acknowledging Crossroads Street (Private Street) Seconded by Councilman Barker. Mayor Pye called for a vote—All were in favor and the motion carried.

**Announcements and Adjournment:**

- 16. Announcements**  
Councilman Nixon said that the Christmas parade was great and thanked the Chamber of Commerce and everyone who put together the Parade.
- 17. Adjournment** – Councilman Nixon motioned to adjourn at 10:34 P.M.

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**THE CITY OF LEONARD, TEXAS**

**By:** \_\_\_\_\_  
**Michael Pye, Mayor**

**ATTEST:**

**By:** \_\_\_\_\_  
**Leath Robinson, City Secretary**