

**MINUTES****LANCASTER CITY COUNCIL MEETING OF JULY 9, 2012**

The City Council of the City of Lancaster, Texas, met in Regular session in the Council Chambers of City Hall on July 9, 2012 at 7:00 p.m. with a quorum present to-wit:

**Councilmembers Present:**

Mayor Marcus E. Knight  
Walter Weaver  
Stanley Jaglowski  
Mayor Pro Tem Marco Mejia  
LaShonjia Harris  
Nina Morris

**Councilmembers Absent:**

Deputy Mayor Pro Tem James Daniels

**City Staff Present:**

Opal Mauldin Robertson, City Manager  
Breanna Colvin, Community Relations Coordinator  
Sean Johnson, Parks and Recreation Director  
Dori Lee, Human Resources Director  
Rona Stringfellow Govan, Managing Director Public Works / Development Services  
Jim Brewer, Assistant Director Public Works / Development Services  
Donald McKinney, Water/Waste Water Superintendent  
Shwetha Pandurangi, City Engineer  
Dolle Downe, City Secretary  
Robert E. Hager, City Attorney

**Call to Order:**

Mayor Knight called the meeting to order at 7:00 p.m. on July 9, 2012.

**Invocation:**

Parks and Recreation Director Sean Johnson gave the invocation.

**Pledge of Allegiance:**

Mayor Knight led the pledge of allegiance.

**Citizens Comments:**

Joe Smith, 2609 Princeton, congratulated Mayor on re-election; offered a suggestion that the City place a locked suggestion box near the Utility Billing Department so that citizens can provide input.

James Lewis, 818 Katy Street, commented that when he ran for mayor he learned a lot regarding the election process; commented that 25 signatures are required on a petition form to be placed on the ballot in Lancaster, saying that discriminates against individuals with reading difficulties; stated he has talked to the state about this process and how it relates to those that cannot read and those with other disabilities; stated he promised some things when running for mayor and he intends to achieve those goals without being elected; stated some things should be changed in the City Charter.

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Bill Mahone, 1026 Tracy Lane, stated he had received a check from the Recycle Bank program commenting that the program was sold to the City based on the Recycle Bank program in Carrollton; stated that he had reviewed the audio tape from that meeting and the program may sound great, but if participation is low then the rebate is low; commented that the City Manager could request information on the participation rate; asked Council to carefully review future contracts, stating that a check for \$10 over two years was not sufficient when compared to the increase in costs.

**Consent Agenda:**

City Secretary Downe read the consent agenda.

- 1C. **Consider approval of minutes from the City Council Special Meeting held June 22 & 23, 2012 and Regular Meeting held June 25, 2012.**
- 2C. **Consider Resolution 2012-07-49 adopting the Lancaster City Council Rules and Procedures, as amended.**
- 3C. **Consider Resolution 2012-07-50 authorizing the filing and agreement to accept the terms and conditions of a grant with the United States Department of Commerce, Economic Development Administration for investment assistance under the Economic Development Assistance Program Grant; authorizing the City Manager to act on behalf of the City of Lancaster in all matters related thereto; and agreeing the City of Lancaster will comply with the grant requirements of the United States Department of Commerce, Economic Development Administration, the Texas Commission on Environmental Quality, and the State of Texas.**

**MOTION:** Councilmember Morris made a motion, seconded by Mayor Pro Tem Mejia, to approve consent items 1C - 3C. The vote was cast 6 for, 0 against [Daniels absent].

Councilmember Morris thanked Parks and Recreation Director Sean Johnson for the outstanding 4<sup>th</sup> of July event, commenting that it was an excellent celebration and commending Director Johnson for his and his staff's hard work.

At 7:10 p.m. Council recessed to go into Executive Session. At 7:14 p.m. the City Council convened into closed Executive Session pursuant to:

**EXECUTIVE SESSION:**

4. **The City Council shall convene into closed executive session pursuant to:**
  - (A) **Section § 551.071 (2) of the TEXAS GOVERNMENT CODE to seek legal advice from the City Attorney and deliberate whether to retain special legal counsel concerning proposed Permit No. 42D, Texas Commission on Environmental Quality, Skyline Landfill, Ferris, Texas, expansion request; and**
  - (B) **Section § 551.071 (1) of the TEXAS GOVERNMENT CODE to consult with the City Attorney concerning Cause Number 3:12-cv-00064-B, styled J.S. Haren Company v. City of Lancaster.**

**5. Reconvene into open session. Consider and take appropriate action(s), if any, on closed/executive session matters.**

The City Council recessed from Executive Session at 7:35 p.m. and reconvened into open session at 7:37 p.m.

With regard to Executive Session item 4(A):

**MOTION:** Mayor Pro Tem Mejia made a motion, seconded by Councilmember Harris, to authorize the City Manager to enter into a legal representation agreement with Lloyd Gosselink Rochelle & Townsend, PC in reference to expansion of Skyline Landfill located in Ferris, Texas, Permit MSW 42-D; and, to seek party status as read into the record by the City Attorney. The vote was cast 6 for, 0 against [Daniels absent].

With regard to Executive Session item 4(B):

**MOTION:** Councilmember Weaver made a motion, seconded by Councilmember Jaglowski, to authorize the City Manager to enter into a legal representation agreement with Fee, Smith, Sharp & Vitullo, LLP in Cause Number 3:12-cv-00064-B, J.S. Haren Company v. City of Lancaster, as read into the record by the City Attorney. The vote was cast 6 for, 0 against [Daniels absent].

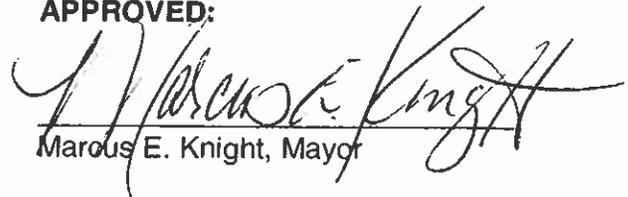
**MOTION:** Councilmember Morris made a motion, seconded by Mayor Pro Tem Mejia, to adjourn. The vote was cast 6 for, 0 against [Daniels absent].

The meeting was adjourned at 7:39 p.m.

**ATTEST:**

  
Dolle K. Downe, City Secretary

**APPROVED:**

  
Marcus E. Knight, Mayor