

HONORABLE MAYOR

Anthony David Turner

MAYOR PRO TEM

Louie Alfaro, Place #4

COUNCIL

Alicia Stevens, Place #1

Shawn Weeks, Place #2

Soledad Flores, Place#3

Eduardo Chavez, Place #5



MINUTES

Town of Anthony, Texas

Monday, August 7, 2023
SPECIAL MEETING
at 5:30 p.m.

Anthony Town Hall,
401 Wildcat Drive
Anthony, Texas 79821

Notice is hereby given of a special meeting of the Town of Anthony Council, to be held on Monday, August 7, 2023 at 5:30 p.m., Town Hall, 401 Wildcat Drive, Anthony, Texas 79821, for the purpose of considering the following agenda items. All agenda items are subject to action. The Town of Anthony Council reserves the right to meet in a closed session for consultation with attorney on any agenda item should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.

1.0 CALL TO ORDER- Mayor called meeting to order at 5:39pm

2.0 QUORUM- Councilwoman Stevens arrived at 5:45pm, Councilman Weeks- Yes, Mayor Turner- Yes, Mayor Pro Tem Alfaro- Yes, Councilwoman Flores- Yes, Councilman Chavez-Yes

3.0 PLEDGE OF ALLEGIANCE- Mayor led the Pledge of Allegiance

4.0 PUBLIC COMMENTS AND RECEIPT OF PETITIONS: *[At this time, anyone will be allowed to speak on any matter other than personnel matters or matters under litigation, for length of time not to exceed two minutes. No Council discussion or action may take place on a matter until such matter has been placed on an agenda and posted in accordance with law – GC, 551.042.]*

No public Comment

5.0 EXECUTIVE SESSION- Executive close session at 5:41pm

The town council will go into a closed executive session pursuant to section 551.074 (personnel matters) of the Texas Government Code to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or charge against an officer or employee; the open meeting will be reconvened following the closed session at which time action, if any, will be considered.

5.1 Discussion and evaluation on hiring Isael Alejandro Martinez-Avila as the Public Works Superintendent

6.0 Reconvene into open session and take action if necessary. – Reconvene meeting at 6:20pm

6.1 Discussion, consideration, and action on hiring Isael Alejandro Martinez-Avila as the Public Works Superintendent

Councilwoman Stevens motions to approve on hiring Isael Alejandro Martinez-Avila as the Public Works Superintendent for \$65,000 a year, seconded by Councilman Weeks. Motion passes 5-0.

7.0 REGULAR ITEMS

7.1 Discussion, consideration and action on a contract with INFRAMARK Water & Wastewater Infrastructure Services

Councilman Weeks motioned to table item for Attorney to review the contract for the remaining of the meeting, seconded by Councilwoman Flores. Motion passes 5-0.

Attorney Palomares states that one of the issues he checks is if there is a procurement issue, and looked at the state statute whether this is service that it is required to go out for proposals. There are exceptions in this statute for certain professional services that do not require you to go out for proposals that exceed more than \$50,000. This contract exceeds the \$55,000 mark. It's \$2,000 a week times 52 weeks a total of \$104,000 exceeded \$50,000 threshold. The attorney states that in his opinion this contract falls within exception for the public safety of the residents and to avoid public health catastrophe by losing water operations or having faulty water readings. Councilwoman motions to table 7.1 item for a 15-minute recess, seconded by Mayor Pro Tem Alfaro. Motion passes 5-0.

Going to recess at 7:07pm

Returned from recess at 7:43pm.

The attorney states that the contract looks fine. He pointed out a few revisions needed to be made. The attorney will be giving the revised draft to Mayor to negotiate revisions. Mayor Pro Tem Alfaro motions to proceed with the contract with Inframark Water and Wastewater Infrastructure Services, seconded by Councilwoman Stevens. Motion passes 5-0.

7.2 Discussion, consideration and action on AECOM contract regarding the Construction Resident Project Manager II

Councilman Weeks motions to move forward and provide AECOM with a 30 day notice to cancel services regarding the construction resident project manager II, seconded by Mayor Pro Tem Alfaro. Motion passes 5-0. The notice will be given on August 8th 2023 until September 6th 2023.

7.3 Discussion, consideration and action on a day-to-day contract with Nathaniel Garcia for the provision of oversight services utilizing his ground water treatment operator Class C License

Town Clerk states that she did not receive a contract and Mayor Turner stated that this is the emergency contract for \$100.00 a day for the services of Nathaniel Garcia for the use of his Groundwater Treatment Operator Class C License. Councilman Weeks suggested in waiting on this line item and see if there will be a water license operator with Inframark Water and Infrastructure Services. Councilwoman Stevens mentioned if it could be \$100.00 a day depending on how many days is needed and Mayor Turner responded it would be retroactive pay coming from the line item engineering fees for water and sewer budget. Accounting Manager Jessica stated that it would need to be put into an agenda to be able to transfer money from salaries and wages line item, because he is not an employee. The total days the town used Nathaniel Garcia license was for 7 days. Town Clerk mentioned if there will be an invoice submitted by Nathaniel Garcia in order to process payment and Mayor Turner responded, he will let Nathaniel know so he can submit an invoice. Accounting Manager stated that the services could be paid from line item 6143 licenses and permits from the water & sewer budget. Councilwoman Stevens motions to use line item 6143 for a total of \$700.00 from the water and sewer budget to pay for August 1st thru August 7th for the use of Nathaniel Garcia's Groundwater Treatment Operator Class C License, seconded by Councilwoman Flores. Motion passes 5-0.

After this line item, Council moved forward to 7.1

The next Regular Town Council meeting is scheduled at 5:30 PM on Monday, August 14, 2023.

- I. ADJOURN MEETING – Councilman Weeks motions to adjourn meeting seconded by Mayor Pro Tem Alfaro. Motion passes 5-0. Meeting adjourned at 8:01pm**



MINUTES PASSED AND APPROVED ON AUGUST 28, 2023

**APPROVED BY HONORABLE MAYOR
ANTHONY DAVID TURNER, MPH**

**SUBMITTED BY: TOWN CLERK
VALERIE M. ARMENDARIZ, MPA**