

**STATE OF TEXAS
COUNTIES OF KAUFMAN AND HUNT
TOWN OF POETRY, TEXAS**

BE IT REMEMBERED THAT ON THIS DAY OF THE 22nd day of November 2022 at 6:30 pm, the Town Council of Poetry, Texas, held a regular town council meeting and workshop at 11214 FM 1565 Poetry, Texas, 75160 with the following present:

Mayor Tara Senkevech
Councilmember Tom Anderson
Councilmember Mike Jaffe

Councilmember Simeon White
Councilmember Terry Fowler
Councilmember Brian Vinson

Mayor called the meeting to order at 6:30 pm.

Evie Anderson, clerk, confirmed quorum. All council members were present.

Councilmember White led Pledge of Allegiance and Invocation.

g) Regular Agenda

- 1. Executive Session begins at 6:34**
- 3. Regular Session reconvenes at 8:55**

a) Councilmember Jaffe makes motion to have **Councilmember Fowler** and **Councilmember Vinson** construct memo for public about findings from Lawyers about original incorporation. **Citizen Tracie Hibbs** recommends making attorney findings available. **Councilmember Fowler** replies that due to attorney/client privilege, the memo that he and Councilmember Vinson construct will be all the factual information. **Ken'z Salisbury** asks if there will be a vote based on the findings. **Councilmember Anderson** seconds motion. Passes 5:0

b) Mayor Tara Senkevech states attorneys resigned, and that Poetry will be looking for a new law firm.

4. Discuss and consider an Ordinance of the Town Council an Ordinance of the Town Council of the Town of the Town of Poetry, Texas, canvassing and declaring the results of the November 8th, 2022 Special Election held for the purpose of submitting to the qualified voters of the Town the Ballot Proposition of whether to adopt the levy of a sales and use tax for street maintenance at a rate of one and one half percent (1.5%) to provide for maintenance and repair of municipal streets.

Citizen Tracie Hibbs asks about difference the order of taxes keeping in mind the discussion of last session of taxing telecom companies. **Ken'z Salisbury** points out a typo on agenda. **Mayor Tara Senkevech** gives exact numbers to citizens about vote numbers. Councilmember Fowler asks if these are official numbers, with the reply being that they are unofficial. Councilmember Vinson recommends an edit. Councilmember White called Hunt

County about numbers, with their reply being that official numbers would be available at 5pm. **Councilmember Jaffe** makes motion to pass ordinance to officially canvas the most recent election for the sales tax with the edit proposed by Councilmember Vinson to section 3 where the first sentence will read "The town council accepts that only qualified resident voters of the town were allowed to vote at the special election, that the following votes were cast at the special election, and based upon the votes cast proposition A was approved in Hunt County and failed in Kaufman County." and contingent on getting documentation of official count for Hunt County. Motion seconded by **Councilmember Anderson**. **Passed 5:0**

5. Discuss and take action on Ground Lease Agreement with Longhorn Organics, LLC. for parking and driveway access. **Councilmember Fowler** asks about indemnity section of lease agreement. Council discusses legality of indemnity clause. **Councilmember Vinson** says he would be willing to pass this agreement with stipulation that items not enforceable by law be removed. **Citizen Robin Followill** is concerned over whole agreement, and brings the signage portion up as a bad idea. **Citizen Tracie Hibbs** is concerned with the fact that the driveway becomes a public right of way. **Citizen Shelley Smith** brings alternate solutions with parking on the town's property. **Councilmember Fowler** and **Mayor Tara Senkevech** discuss septic options with Shelley's proposed plans. **Citizen Patrick Smith** reads a part of agreement discussing other third parties and makes a point to show that the mayor might benefit from the indemnity clause. **Citizen Dale Bryant** shares research about ADA rules, saying that caliche will not pass muster. He also points out that the bathroom in the town hall will not pass inspection. **Citizen Lisa Hirigoyen** questions why no one wants the town hall. **Citizen Carmen Molina** asks why this agreement has been so difficult. She thanks the council for all of their hard work, and that constant negativity is how Hitler gained power. **Councilmember Fowler** reiterates that if the "as allowed by law" shouldn't be enough. **Councilmember Vinson** reviews the Longhorn agreement vs Union Valleys. Council continues to discuss pros and cons. **Councilmember Anderson** makes motion to accept agreement with edit from Union Valley. Seconded by **Councilmember Vinson**. **Passes 4:1 Councilmember Fowler** negative.

6. Discuss and take action on amended Insurance rates as presented by TML Risk Insurance to meet the lease agreement standards and to provide protection for town's volunteers. **Mayor Tara Senkevech** says she has no new information on this item, so suggests postponement.

7 Discuss and take action on changing the Regular December Meeting to Tuesday, December 13th owing to the Holiday week. **Councilmember Fowler** makes motion to move meeting to Monday or Tuesday, 12th or 13th of December, depending on availability of church. Seconded by Councilmember White. **Passes 5:0**

j) General Comments:

Citizen Dale Bryant says that he does want City Hall. He also points out the difference between negligence as opposed to gross negligence. He shows new flood plain maps. He recommends another inspection take place.

Mayor Tara Senkevech adjourns meeting at 10:17 pm.

Minutes typed by Volunteer Sheri Vinson.