

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

BE IT REMEMBERED THAT ON THIS DAY OF THE 20th of September 2022 at 6:30 pm, the City Council of Poetry, Texas, held a Special 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 Senkevech called the meeting to order at 6:30pm.
Theresa Scholander, Town of Poetry Secretary, confirmed quorum.
All council members were present.

Pledge of allegiance and Invocation
Paster Sarah Porter led the pledge and invocation.

Receive Reports and discuss the following:
1) Financial Report—August 2022
2) P&Z Committee Report—Katherine Hardwicke

Consent Agenda:

*Items listed on the **consent** agenda allow the Council to approve all items together without discussion or individual motions.*

- 1) Amended Minutes for July 19th, 2021 Regular Town Council Meeting.
- 2) Minutes for the June 21st, 2022 Workshop & Regular Town Council Meeting.
- 3) Minutes for the August 16th, 2022 Regular Town Council Meeting.

Regular Agenda:

1. Discuss and consider a Resolution adopting a policy regarding whom constitutes a Town “resident” for purposes of voting in Town elections, in accordance with state law.

Mayor Tara Senkevech stated that this resolution mirrors state election laws.
Council Member Tom Anderson presented several suggested additions for clarity.
Council Member Brian Vinson Instead of a resolution there needs to be more communication with the voters.

Action: Mayor Tara Senkevech made motion to amend; Seconded by **Council Member Tom Anderson**. 3 opposed 2 for. Motion fails 3:2

2. Discuss and consider paying the remainder of the estimated invoice received from Kaufman County Elections for November 2022 special election services in the amount of \$77.53. [\$500.00 deposit already paid]

Action: Council Member Mike Jaffe Motioned to pay the outstanding bill and seconded by **Council Member Brian Vinson**. Motion passes. All in favor 5:0

3. Discuss and consider Voter Alert information for the upcoming November 2022 special election.

Action: No action was taken

4. Consider and act on selecting a Town Auditor for the 2022-2023 fiscal year, as required by state law. [Murrey Paschall & Caperton, PC, or Brian Thomas, CPA]

Action: Council Member Mike Jaffe Motioned to move to special meeting and seconded by **Council Member Brian Vinson**. Motion passes. All in favor 5:0

5. Discuss and consider insurance coverages and rates for the Town Hall located at 5671 CR 323 Poetry, TX.

Mayor Tara Senkevech Total year cost for TML is \$359.66

Tracie Hibbs Is their Limited Liability Risk Insurance?

Mayor Tara Senkevech Yes, Covered in the total.

Action: Motioned by **Council Member Tom Anderson** and seconded by **Council Member Simeon White**. Motion Passes. All in favor 5:0

6. Discuss and consider quotes to put selected soil over the sandy loam at the Town Hall site for erosion control.

Action: Council Member Mike Jaffe Motioned to move to next meeting and seconded by **Council Member Brian Vinson**. Motion Passes. All in favor 5:0

7. Discuss and consider a Resolution authorizing acceptance of donation of a water meter from the Poetry Water Supply Corporation and designating use.

Council Member Brian Vinson stated very delicately that **Mayor Tara Senkevech & Council Member Terry Fowler** should abstain from conversation, due to Terry Fowler and Kevin Senkevech being on Poetry Water Supply Corp, Inc. board. **Council Member Tom Anderson** if the town ceases to use property for town business, the meter is to be returned to the donor.

Action: Council Member Simeon White Motioned to except resolution for accepting the water meter and seconded by **Council Member Brian Vinson**. Motion Passes. 4:0, 1 abstained

8. Discuss unapproved solid waste vendors operating within the Town.

Council Member Mike Jaffe suggest that we send out updated list to vendors. Violation is not using roads violation is stopping and picking up totes. Lists need to be maintained.

Mayor Tara Senkevech stated that we need photo proof of vendor violations. We want to be fair the solid waste vendors who are doing this correctly. We may need not only cease and desist letter but the town may have to develop a municipal court at some point to take on those cases.

Chad West – Who did the town send cease and desist letters to?

Tara Senkevech – Waste Connection/ Progressive twice.

Tracie Hibbs – Unapproved solid waste vendors picking up on ROW or ETJ? Suggests use of junk removal companies.

Council Member Terry Fowler Yes, franchise agreement would consist of Tracie Hibbs junk pile since agreement is if any area of property touches town.

Council Member Brian Vinson says it's an interesting point to consider what to do for small vendors.

Council Member Mike Jaffee they are passing through Town of Poetry.

Council Member Brian Vinson says it's a valid point regarding what to do for small vendors violations.

Action: No action required

9. Discuss and consider utility installation costs for the new Town Hall site.

Mayor Tara Senkevech Since in light of what council proposed for #6 might council may want to consider moving to next week.

Council Member Mike Jaffe Is this septic?

Mayor Senkevech - Reviews septic quotes and installations re: Clear Stream pump town already has, pulling tank, risk of damage, fiber, internet, all utilities installations. Will add all quotes to next week review.

Shelley Smith Building was moved on August 17,2022. When was the budget for building completed? How long to you anticipate, water, septic and everything.

Mayor Senkevech provides update timeline. 2021 Budget has reserve to spend in 2022-2023 budget.

Shelley Smith asked "What if it takes more than 5 months to get into building. building is not in use". Would hate to see the building sit and not be operational. ADA compliance for building, etc.

Action: Move to next meeting.

10. Discuss and provide direction regarding a proposed template Right of Way (ROW) agreement.

Council Member Brian Vinson awaiting feedback on ROW agreement.

Mayor Senkevech commented that the proposed template is very detailed.

Mayor further states regarding pg. 25 she spoke with commissioner Straight; he stated the preferred location is the far side of the ditch opposite the roadway.

Mayor Senkevech requests Add to (b) on pg. 25, preferred location of the facilities is far side of the ditch. Definition of facilities is on the document at the table.

Tracie Hibbs asked that in future when discussing non-visible items provide more information.

Council Member Mike Jaffe Can we provide link to packets on website

Council Member Terry Fowler Asks why can't we provide.

Mayor Senkevech On pg. 27 it says the town has available mapping that identifies high-risk mains for quick reference, before they are field located. We don't have this. We need to scratch that. On pg. 32 it says Texas Excavation Safety System and gives a number.

Mayor Senkevech introduced **Bruce Seat** who works for Spectrum.

Bruce Seat ROW you need to know how wide your ROW is. He got a list of county roads showing how much ROW is. Town will need to get this information and inform property owners. He provides important ROW knowledge and information to council members and mayor.

Action: Tabled for further review by Bruce Seat. Council Member Vinson will send an electronic file for review. After review will have mayor send to go to legal.

11. Discuss and provide direction regarding a Town Council Code of Ethics.
Action: Tabled (there was no #12 as the agenda was misnumbered)

Public Hearing

13. Conduct a public hearing, discuss and consider an Ordinance adopting the Town budget for the 2022-2023 fiscal year.

Action: Motion Council Member Jaffee 2nd Council Member Anderson
Move to next week All in favor 5:0

General Public Comments: Comments are limited to three (3) minutes. If a translator is needed, the speaker may be granted up to six (6) minutes. Sign-up is required BEFORE the Meeting is called to order. Be aware that the Town Council can only respond with specific factual information or recite existing policy. No action can be taken. The Town Council may consider putting citizen concerns on a future agenda.

Shelley Smith If she chooses to use the part of property in city limits what does that do to her domicile and homestead exemption. **Mayor Senkevech, and Council Members** nothing but suggest ask Appraisal District with the county.

Shelley Smith If legal residence is in the first 311 what does that do to her Ag exemption. **Mayor Senkevech, and Council Members** nothing but suggest asking the county Appraisal District.

Shelley Smith where did the 311 come from? **Mayor Senkevech** Factually a road is typically 22 ft., 311 comes from center of road, ½ way over is 11 feet then 300 back from that to maximize square footage.

Shelley Smith When will ordinances be posted? **Council Member Vinson** the Smiths sent to me; I still do not have admin access from Lauren.

Shelley Smith does the mayor or any member of her family own shares stock including silent partnership ownership or advisory in Longhorn Organics. **Mayor Senkevech** No, none.

Tracie Hibbs Back to the budget you have alarm relay information systems.

Mayor Senkevech confirms General Public Comments section is for items not already covered on the agenda.

Tracie Hibbs Makes comment after reviewing budget for next year there are multiple items under IT that need to be corrected, alarm, back up vault, SIP for phones, looking for ways to save the budget. Wix website is not specific for municipalities.

Adjourn Regular Meeting @ 11:08pm

Minutes by City Secretary, Theresa Scholander.