



**CITY OF ITALY
AGENDA
CITY COUNCIL REGULAR MEETING
AUGUST 12, 2019, 6:00 P.M.
ITALY, TEXAS**

Pursuant to the provisions of Chapter 551 VTCA Government Code, notice is hereby given of a Regular Meeting of the Italy City Council to be held August 12, 2019, at 6:00 p.m. in the Boze Community Center, located at 161 W. Main Street, Italy, Texas, 76651. The City Council reserves the right to meet in closed session on any agenda item pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.

Bryant Cockran, Mayor
Randy Boyd, Mayor Pro-Tem

Luin McConnell
Paul Shearin

Raymond Mosley
Elmerine Allen Bell

1. CALL TO ORDER:

Roll Call
Pledge of Allegiance and
Pledge to the Texas Flag: "Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible."
Invocation

2. PUBLIC HEARING:

Public Hearing to receive comments and consider taking action on an Ordinance amending the Zoning Ordinance, Subdivisions Regulation Ordinance and Building Codes to cause said ordinances to be in compliance with House Bill 2439, House Bill 3167 and House Bill 2497, which bills take effect on September 1, 2019.

Public Hearing to receive comments on request for a replat by Paul Shearin for a .3212 acre tract of land situated in the E.D. Harrison Survey, City of Italy, Ellis County, described in Volume 2545, Page 1234, Lot 22 and 23, more commonly known as 505 Farrow Street and a .3215 tract of land situated in the E.D. Harrison Survey, City of Italy, Ellis County, described in Volume 2591, Page 1415, Lot 15,16,45 and 46, more commonly known as Farrow Street.

3. CITIZENS COMMENTS

4. CONSENT ITEMS:

A. APPROVAL OF CITY COUNCIL MINUTES:

1. July 8, 2019 Regular Meeting
2. July 15, 2019 Called Meeting and Budget Work Session
3. August 5, 2019 Called Meeting and Budget Work Session

B. APPROVAL OF PAYMENT OF BILLS:

C. APPROVAL OF EARNED COMPENSATORY TIME:

5. DEPARTMENT REPORTS:

- D. Police Department, Animal Control and Code Enforcement Reports:** Discussion by Scott Peters of the items listed in the report.

- E. Public Works Department: Discussion by Shawn Holden of the items listed in the report.
- F. Municipal Court and Administration: Discussion by Amber Cunningham of the items listed in the report.

6. **REGULAR SESSION:**

- G. Discuss and consider necessary action(s) Government Capital Corp. regarding a loan request from the Water Department.
- H. Discuss and consider necessary action(s) regarding the ditch off of 667. (Marcos & Kimberly Garza)
- I. Discuss and consider necessary action(s) regarding the ditch and water near her home. (Marcy Warren)
- J. Discuss and consider necessary action(s) regarding code enforcement letter and code of ordinances. (Erika Reese)
- K. Discuss and consider necessary action(s) regarding the verbiage on the code enforcement letter. (Elmerine Allen Bell)
- L. Discuss and consider necessary action(s) regarding a request for a replat by Paul Shearin for a .3212 acre tract of land situated in the E.D. Harrison Survey, City of Italy, Ellis County, described in Volume 2545, Page 1234, Lot 22 and 23, more commonly known as 505 Farrow Street and a .3215 tract of land situated in the E.D. Harrison Survey, City of Italy, Ellis County, described in Volume 2591, Page 1415, Lot 15,16,45 and 46, more commonly known as Farrow Street.
- M. Discuss and consider necessary action(s) regarding Ordinance 19-0812-01, an Ordinance of the City of Italy, Texas amending Chapter 4 of the Italy Code of Ordinances entitled "Business Regulations," by adopting article 4.06 to regulate "Commercial Vehicle Towing Businesses"; providing regulations for commercial vehicle towing businesses and vehicle storage facilities; regulating allowable fees charged in connection with nonconsent tows originating within the city; adopting procedures for requesting a towing fee study; repealing all other conflicting ordinances or portions thereof; providing a savings clause; providing a repealer clause; providing a penalty; and providing an effective date.
- N. Discuss and consider necessary action(s) regarding Ordinance 19-0812-02, an Ordinance of the City of Italy, Texas, amending section 12.04.004, parking restrictions on specific streets, of article 12.04, parking, chapter 12, traffic and vehicles; establishing a no parking zone on Riddle Road; removing exceptions and establishing affirmative defenses to prosecution; providing for a penalty; providing for a repealer clause; providing a severability clause; providing for publication; and providing for an effective date.
- O. Discuss and consider necessary action(s) regarding Ordinance 19-0812-03, an Ordinance of the City of Italy, Texas, enacting amendments to the City's zoning ordinance and building code regulations; providing for compliance with new laws affecting materials used in the construction or renovation of residential and commercial buildings, rules and proceedings before the zoning Board of Adjustment; providing for appeals; providing related directives to the city manager; providing a conflict/savings clause; and setting an effective date.
- P. Discuss and consider necessary action(s) regarding Ordinance 19-0812-04, an Ordinance of the City of Italy, Texas, enacting amendments to the City's subdivision ordinance; providing for compliance with new state legislation affecting procedures for approving plats, replats and related

site plans; providing a conflict clause; providing a severance clause; and setting an effective date.

- Q. Discuss and consider necessary action(s) regarding an interlocal agreement to provide school resource officers between Italy Police Department and Italy Independent School District.

7. EXECUTIVE SESSION:

In accordance with Texas Government Code, Section 551.001, et seq., the City Council will recess into Executive Session (closed meeting) to discuss the following:

- a. § 551.071: Consultation with the City Attorney 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 the Texas Open Meetings Act regarding: (i) Police Chief
- b. § 551.074: To deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee, or to hear a complaint or charge against an officer or employee: i.) Police Chief, ii.) Economic Development Director.

8. RECONVENE INTO OPEN SESSION:

In accordance with Texas Government Code, Chapter 551, the City Council will reconvene into Open Session to consider action, if any, on matters discussed in Executive Session.

9. COUNCIL MEMBER COMMENTS:

Council Member comments on any agenda line items.

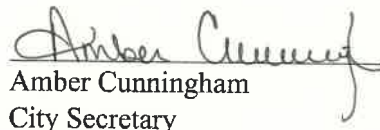
10. MAYOR COMMENTS:

Mayor comments on any agenda line items.

11. ADJOURNMENT:



Bryant Cockran
Mayor



Amber Cunningham
City Secretary

CERTIFICATION

I, Amber Cunningham, certify that the above notice was posted at Boze Community Center, 161 W. Main Street, Italy, Texas, 76651 on or before Friday, August 9, 2019 before 6:00 P. M. in accordance with Chapter 551 of the Texas Government Code.

This facility is wheelchair accessible and accessible parking places are available, requests for reasonable accommodations must be made 48 hours prior to this meeting. Please contact City Hall at 972-483-7329 ext.103.