

Niederwald City Council
October 2, 2023 Council Meeting Minutes

The following represents the actions taken by the Niederwald City Council in the order they occurred during the City Council meeting.

Mayor Charles Bisson called the meeting to order at 7:00 p.m.

Role was called. Council members in attendance were:

Ken Perry
Diane Shirey
Connie Wood
Dawn Bowen

City Administrator Sara Montgomery, Assistant City Secretary Reynell Smith and City Attorney Luke Cochran were in attendance.

Absent: Jaime Aragon

A moment of silence was observed.

Presentations: None

Public Comment: Rosa Ochoa, spoke about her concerns of needing repairs done on Gini Lane and speeding on Williamson Road. Tina Pearce was also concerned about how we were going to repair Gini Lane. She also wanted us to install sidewalks if possible.

Agenda Item 1. Discussion and possible action to accept the minutes of the August 7, August 17, September 11 and September 28 Council Meetings.

Synopsis: Sara provided the Council with a copy of the minutes. Charles gave correction comments that were grammar related.

Motion: Council Member Bowen motioned to approve the presented minutes with corrections and Council Member Perry seconded the motion.

Vote: Wood – Yes
 Shirey – Yes
 Bowen – Yes
 Aragon – Absent
 Perry - Yes

Motion Passed

Agenda Item 2. Discussion and possible action to accept a bid to relevel City Hall.

Synopsis: Mayor Bisson recommended that the Council table the agenda item until all bids were in properly.

Motion: Council Member Perry motioned to table the item and Council member Bowen seconded the motion.

Vote: Wood –Yes
Shirey – Yes
Bowen – Yes
Aragon – Absent
Perry - Yes

Agenda Item 3. Report on city operations and activities by City Administrator.

Synopsis: Sara informed the Council that she has been working with Brohn homes and Dollar General. She has been working with Ana Posada on the La Quinta Subdivision and Benjamin Gonzales's release from Uhland ETJ. She has also been working with Prairie Lakes building permits and Shaneco for Gini Lane repairs, and Jed on Windridge repairs.

Motion: No action taken.

Agenda Item 4. Discussion and possible action on financial reports for fiscal year to date.

Synopsis: Sara presented the Council with financial statements. There was concern about budget of \$15,000 on Net Ordinary Income on the Profit and Loss Budget vs. Actual report and incorrect spelling of October on the Report.

Motion: Upon recommendation from our Attorney, Council Member Perry motioned to table the item and Council Member Bowen seconded the motion.

Vote: Wood –Yes
Shirey – Yes
Bowen – Yes
Aragon – Absent
Perry - Yes

Agenda Item 5. Discussion and possible action on paying outstanding bills in excess of City Administrator's authorized limits.

Synopsis: Sara presented ATS invoices in the amount of \$9457.50; The Moore Group for \$25.00; The Hays Free Press for \$111.15; and Texas Municipal League for \$632.00.

Motion: Council Member Wood motioned to pay the bills as presented and Council member Perry seconded the motion.

Vote: Wood –Yes
Shirey – Yes
Bowen – Yes
Aragon – Absent
Perry – Yes

The meeting was adjourned to go into executive session at 7:54 pm. to discuss the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee, to wit:

Sara Montgomery, City Administrator/City Secretary
Reynell Smith, Assistant City Secretary

The Executive session was closed at 8:56 p.m. and the regular session of the City Council was brought back to order at 8:56 p.m.

Agenda Item 6. Discussion and possible action regarding the appointment, employment, evaluation, reassignment, duties discipline or dismissal of a public officer or employee to wit:

Sara Montgomery, City Administrator/City Secretary

Reynell Smith, Assistant City Secretary

Synopsis: Upon its return from Executive Session, the Council announced that it had discussed the operation of the City office and its employees in detail.

Motion #1: Based on the discussion during the Executive session, Council Member Bowen made a motion to adopt a Resolution declaring a lack of confidence in the City Administrator/City Secretary Sara Montgomery and immediate removal from office. Council Member Perry seconded the motion.

Vote: Was Unanimous for the removal of Sara Montgomery from office.

Motion #2: Council Member Perry made a motion to promote Reynell Smith to City Secretary with a salary of \$60,000 annually as an exempt employee and Council Member Wood seconded the motion.

Vote:
Wood – Yes
Shirey – Yes
Bowen – Yes
Aragon – Absent
Perry – Yes

Announcements:

Next City Council Meeting is November 6, 2023

The Meeting was adjourned at 9:08 p.m.



Mayor
City of Niederwald



Attest:



City Secretary
City of Niederwald