

PUBLIC NOTICE OF MEETING



WOODWAY CITY COUNCIL

APRIL 27, 2020 – 5:30 P.M.

TAKE NOTICE THAT A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF WOODWAY, TEXAS, WILL BE HELD VIA TELEPHONE CONFERENCE, COMMENCING AT 5:30 P.M. ON MONDAY, APRIL 27, 2020, TO CONSIDER AND ACT UPON ANY LAWFUL SUBJECT WHICH MAY COME BEFORE IT INCLUDING, AMONG OTHERS, THE ITEMS LISTED BELOW.

IN ACCORDANCE WITH ORDER OF THE OFFICE OF THE GOVERNOR ISSUED MARCH 16, 2020, THE CITY COUNCIL OF WOODWAY WILL CONDUCT THE MEETING BY TELEPHONE CONFERENCE IN ORDER TO ADVANCE THE PUBLIC HEALTH GOAL OF LIMITING FACE-TO-FACE MEETINGS (ALSO CALLED “SOCIAL DISTANCING”) TO SLOW THE SPREAD OF THE CORONAVIRUS (COVID-19).

THE MEETING AGENDA PACKET IS POSTED ONLINE AT WWW.WOODWAY-TEXAS.COM . THE PUBLIC TOLL-FREE DIAL-IN NUMBER TO PARTICIPATE IN THE TELEPHONIC MEETING IS 1-844-474-0925 WITH PARTICIPANT CODE 13244845.

THE PUBLIC WILL BE PERMITTED TO OFFER PUBLIC COMMENTS TELEPHONICALLY AS PROVIDED BY THE AGENDA AND AS PERMITTED BY THE PRESIDING OFFICER DURING THE MEETING.

ANY CITIZEN WHO WISHES TO ADDRESS THE PUBLIC COMMENTS PORTION OF THE MEETING, PLEASE EMAIL YOUR COMMENT TO PUBLICCOMMENTS@WOODWAYMAIL.ORG NO LATER THAN 3:00 P.M. ON THE DAY OF THE CITY COUNCIL MEETING. UNDER STATE LAW, THE CITY COUNCIL MEMBERS AND STAFF ARE NOT ALLOWED TO DISCUSS YOUR COMMENT BUT CITY STAFF WILL CONTACT YOU REGARDING SPECIFIC ISSUES OR CONCERNS. PLEASE PROVIDE YOUR NAME, ADDRESS AND PHONE NUMBER.

AGENDA

CALL MEETING TO ORDER

INVOCATION

1. Invocation

PRESENTATIONS AND VISITORS

2. Recognition of Mayor Bob Howard and Councilmember Barbara Grandy

WOODWAY CITY COUNCIL AGENDA

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April 27, 2020 - 5:30 P.M.

3. Hear visitors

This is the portion of the meeting where members of the public may be heard by the Council on any matter which is NOT listed as a separate item on the agenda. These comments received at Publiccomments@woodwaymail.org will be read aloud and recorded into the Minutes. If you wish to address an item which is listed on the agenda for this meeting, you will be given an opportunity to speak during consideration of that agenda item

ITEMS FOR INDIVIDUAL DISCUSSION, CONSIDERATION AND/OR ACTION

4. Discussion and consider action on updates and any needed items related to the Coronavirus
5. Discussion and consider action on acceptance of resignation from Councilmember Keven Kehlenbach
6. Discussion and consider action on Resolution R-20-06 providing for additional benefits for employees who are required to be present and operate essential functions during the COVID-19 Public Health Emergency

CONSENT AGENDA

The Consent Agenda consists of non-controversial, routine and budgeted items which require no public hearing. The Consent Agenda is subject to being approved with one single motion; however, the Mayor or any City Councilmember may remove any item from the Consent Agenda for separate discussion and consideration.

7.
 - A. Discussion and consider action on minutes of the regular City Council meeting held April 13, 2020, at 5:30 p.m.
 - B. Discussion and consider action on Resolution R-20-04, finding that Oncor Electric Delivery Company LLC's application for approval to amend its distribution cost recovery factor to increase distribution rates within the city should be denied; authorizing participation with Oncor Cities Steering Committee; authorizing the hiring of legal counsel and consulting services; finding that the City's reasonable rate case expenses shall be reimbursed by the company
 - C. Discussion and consider action on Resolution R-20-05, declaring property excess to the City's needs and authorizing the disposal of same
8. Discussion and consider action on Consent Agenda

CITY MANAGER AND CITY COUNCIL REPORTS

9. City Manager's Report (Briefings or updates may be provided regarding City services, administrative/personnel matters, real estate/development, infrastructure, events, regulations, community and intergovernmental relations issues)

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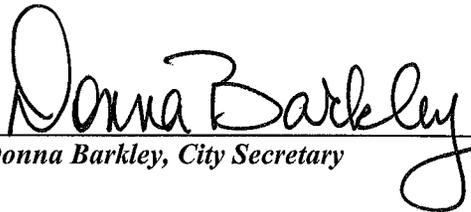
April 27, 2020 - 5:30 P.M.

10. City Council Reports (Briefings or updates may be provided regarding City Council committee and liaison assignments)

CLOSING ITEMS

11. Consider action on the Open Meetings Act Resolution
12. Consider action on adjournment

I certify that the above notice of meeting was posted at Woodway City Hall, 922 Estates Drive, Woodway, Texas, on the 23rd day of April 2020 at 5:00 p.m.



Donna Barkley, City Secretary

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary's Office at (254) 772-4480 or FAX (254) 772-0695 for further information.



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: April 27, 2020

Prepared By: Donna Barkley

Approved By: _____ *P* _____

- Presentation, Report and/or Discussion Only
- Public Hearing/Related Action
- Individual Discussion/Action
- Consent
- Executive Session

Caption:

Discussion and consider action on updates and any needed items related to the Coronavirus

Background Information:

This item is provided so that the City Manager can provide updates regarding the Coronavirus and how it is affecting the City, staff and citizens. This will also provide an item for any discussion and possible action needed related to the Coronavirus.

Financial Impact:

Total of Proposed Expenditure: \$
 Amount Budgeted: \$
 Account No.:
 If not budgeted, other funding options:

Staff Recommendation:

Approve items related to the Coronavirus if needed



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: April 27, 2020

Prepared By: Donna Barkley

Approved By: _____ 

- Presentation, Report and/or Discussion Only
- Public Hearing/Related Action
- Individual Discussion/Action
- Consent
- Executive Session

Caption:

Discussion and consider action on acceptance of resignation from Councilmember Keven Kehlenbach

Background Information:

As per the attached letter, Councilmember Kehlenbach is resigning from the City Council.

Financial Impact:

Total of Proposed Expenditure: \$
 Amount Budgeted: \$
 Account No.:
 If not budgeted, other funding options:

Staff Recommendation:

Accept resignation from Councilmember Kehlenbach.



922 ESTATES DRIVE • WOODWAY, TEXAS 76712-3432 • 254/772-4480 • FAX 254/772-0695

April 22, 2020

To the Mayor and City Council of the City of Woodway:

It is with great regret that I am writing to inform you of my decision to resign from the Woodway City Council as I will no longer be able to fulfill my duties as a councilmember.

I have been given a great opportunity in my professional career which will require my family to move not only out of the City of Woodway, but the State of Texas as well.

Serving on the Woodway City Council has been a great experience and I have enjoyed getting to know all of you. It has been a joy to serve the citizens of Woodway and I know the City will continue to flourish.

I wish you all the best.

Sincerely,

Keven Kehlenbach
Ward II, Place I



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: April 27, 2020

Prepared By: Crystal Stark

Approved By: _____ @ _____

- Presentation, Report and/or Discussion Only
- Public Hearing/Related Action
- Individual Discussion/Action
- Consent
- Executive Session

Caption:

Discussion and consider action on Resolution R-20-06 providing for additional benefits for employees who are required to be present and operate essential functions during the COVID-19 Public Health Emergency

Background Information:

Some work of the City that must continue cannot be accomplished from home. Department Directors, with the City Manager’s approval, have identified essential employees who are expected to continue to provide critical City services in the field or at a work site. To honor this service and to recognize the potential for additional exposure to COVID-19, eligible employees will be provided Employee Disaster Benefits such as Vacation Hours (Administrative Leave).

A. Eligibility Requirements for Receiving Employee Disaster Benefits.

Full-time (both exempt and non-exempt) are eligible for Employee Disaster Benefits if they meet one of the following criteria:

1. Employee is a first responder including Fire, Police, and Emergency Communications.
2. Employee’s work involves solid waste collection, inspections, plant operations, administrative functions, infrastructure maintenance and repairs, assigned maintenance, traffic or signal operations.
3. Employee is not telecommuting but performing essential City work 100% of their scheduled working time, and such work places them in the field or at a work site that involves exposure to the public or working in groups where social distancing is not always possible.
4. Employees who work at least 2 or more days per work week telecommuting, shift work, or working in the field that involves exposure to the public or working in groups where social distancing is not always possible.

B. Employee Disaster Benefit

1. Employees performing essential city work 100% of their scheduled working time could earn 40 vacation hours (Administrative Leave).
2. Employees who perform city work via shift work, or a combination of telecommuting and in office work at least 2 days of the week could earn 16 vacation hours (Administrative Leave).
3. The use of the vacation hours or as awarded Administrative Leave, shall be added to the employee’s Banked Time. All hours in Banked Time expire 12 months after the accrual date as stated in the City of Woodway Personnel Policy Manual, Policy Number: 105.02.

Financial Impact:

Total of Proposed Expenditure:	\$	
Amount Budgeted:	\$	
Account No.:		N/A
If not budgeted, other funding options:		N/A

Staff Recommendation:

Staff recommends that the Council authorize the City Manager to approve Resolution R-20-06 providing for additional benefits for employees who are required to be present and operate essential functions during the COVID-19 Public Health Emergency.

RESOLUTION NO. R-20-06

**A RESOLUTION OF THE CITY COUNCIL OF WOODWAY, TEXAS
PROVIDING FOR ADDITIONAL BENEFITS FOR EMPLOYEES WHO ARE
REQUIRED TO BE PRESENT AND OPERATE ESSENTIAL FUNCTIONS
DURING THE COVID-19 PUBLIC HEALTH EMERGENCY**

WHEREAS, McLennan County, and the City of Woodway have been operating under a state of disaster and a public health emergency; and

WHEREAS, in accordance with Center for Disease Control. Guidelines, the Declaration of Local Disaster of the City of Woodway, the Order of McLennan County and the Executive Order of Governor Abbott, the City has reduced its workforce to essential personnel and taken other steps, such as alternative scheduling and allowing employees who can work from home to work from home; and

WHEREAS, some of the work of the City cannot be conducted remotely or by telework. The City Manager has identified essential employees who must remain in the work environment or in the field or at a worksite to accomplish the essential functions of the City; and

WHEREAS, these essential employees are subjected to a greater chance of COVID-19 exposure based on serving the essential needs of the City; and

WHEREAS, the City Council believes that it is appropriate to provide special benefits to essential employees who are expected to continue to provide critical City services during the pandemic; and

WHEREAS, the City Manager has placed before the City Council as part of this Resolution a Policy on Disaster Benefits Related to COVID-19 effective on the date of approval by the Council.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WOODWAY, TEXAS that:

1. The foregoing recitals are incorporated herein and made findings of fact.
2. The City Manager is authorized to establish a special vacation leave pool from which the City Manager may grant Disaster Benefits Related to COVID-19 to eligible employees to be added to their vacation bank time.
3. This Policy is in effect for twelve (12) months from time of award of benefits unless extended by the City Council.

PASSED AND APPROVED this the 27th day of April 2020.

CITY OF WOODWAY, TEXAS

Bob Howard, Mayor

ATTEST:

Donna Barkley, City Secretary

WOODWAY CITY COUNCIL MINUTES

April 13, 2020

The Woodway City Council met in a regular meeting by telephone conference, on Monday, April 13, 2020, at 5:30 p.m. In accordance with the Order of the Office of the Governor issued March 16, 2020, the City Council of Woodway conducted the meeting by telephone conference in order to advance the public health goal of limiting face-to-face meetings (also called "social distancing") to slow the spread of the Coronavirus (COVID-19). The following individuals were in attendance either by appearance in the Donald J. Baker Council Chambers at Woodway City Hall, 922 Estates Drive, Woodway, Texas or by calling in:

Mayor:	Bob Howard
Mayor Pro Tem:	Keven Kehlenbach
Councilmembers:	Jane Kittner, Scott Giddings, Barbara Grandy, Vic Sober and Amine Qourzal
City Manager:	Shawn Oubre
City Secretary:	Donna Barkley
City Staff:	Lenny Caballero, William Klump, Bret Crook, Larry Adams and John Norman
Contract Staff:	None
Registered Guests:	None

CALL MEETING TO ORDER

Mayor Howard called the meeting to order at 5:30 p.m. and provided instructions for the conference call.

The Mayor also did a roll call of the councilmembers to know for sure who was in attendance on the call.

INVOCATION

1. INVOCATION

Councilmember Vic Sober provided the invocation.

PRESENTATIONS AND VISITORS

2. HEAR VISITORS

No visitors came forward to speak at this time. There were no public comments received by email.

PUBLIC HEARINGS AND RELATED ACTION

3. A. PUBLIC HEARING ON REQUEST FOR RENEWAL OF SPECIAL USE PERMIT (GENERAL) AT 300 MERRIFIELD DRIVE, WOODWAY, TEXAS, FROM CATHY KURFESS ON BEHALF OF ALLTEL CORPORATION D/B/A VERIZON WIRELESS (OPERATION OF COMMUNICATION TOWER)

WOODWAY CITY COUNCIL MINUTES

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April 13, 2020

Mayor Howard opened the public hearing. No one spoke in favor or in opposition of the renewal of the Special Use Permit at 300 Merrifield Drive.

Mayor Howard closed the public hearing.

B. DISCUSSION AND CONSIDER ACTION ON REQUEST FOR RENEWAL OF SPECIAL USE PERMIT (GENERAL) AT 300 MERRIFIELD DRIVE, WOODWAY, TEXAS, FROM CATHY KURFESS ON BEHALF OF ALLTEL CORPORATION D/B/A VERIZON WIRELESS (OPERATION OF COMMUNICATION TOWER)

Mr. Oubre provided that this is two parts. The first being the Special Use Permit application and then later on the agenda there is a lease agreement to go along with this item. Basically, this is an agreement with the City since 1994 over a cell tower which is owned by Verizon and they lease a space from the City at the City Shop property off of Merrifield. The Planning and Zoning Commission considered this at their meeting on March 24th and approved the permit for your consideration. This permit runs concurrently with the lease agreement and is a five-year extension of the current Special Use Permit.

Although the ground lease agreement is Item #4 on the agenda, Councilmember Kittner asked the City Manager to clarify the County's involvement with the ground lease agreement. Mr. Oubre provided the expiration of the Special Use Permit and ground lease with Verizon was October 31, 2019. The previous city manager and the interim manager had both worked on this lease agreement. Part of the notes in the file indicated there was a desire by council to have a monopole erected in place of the model that is currently in place. This would have come at a cost sharing of \$40,000.00 from the City and we talked about it briefly either through the activity reports or during my manager comments. Everything was tracking to meet that deadline. Mr. Oubre had also contacted some utility attorneys out of Austin on how to discuss raising lease agreements. Right before we were ready to come to terms with Verizon, the County indicated an interest to come on the same property and construct a tower that would benefit the regional radio system and allow Verizon to lease from the county. I then reached out to Verizon and they were agreeable to have a three-way discussion and eventually have a three-way agreement. There was a brief discussion and concerns regarding the buzzards roosting on the tower.

Mayor Pro Tem Kehlenbach moved to approve the request for renewal of Special Use Permit (general) at 300 Merrifield Drive, Woodway, Texas, from Cathy Kurfess on behalf of Alltel Corporation d/b/a Verizon Wireless (operation of communication tower) with an expiration date no later than October 31, 2024. Councilmember Giddings seconded and the motion passed unanimously.

ITEMS FOR INDIVIDUAL DISCUSSION, CONSIDERATION AND/OR ACTION

4. DISCUSSION AND CONSIDER ACTION ON AUTHORIZING THE CITY MANAGER TO EXECUTE THE AMENDED MEMORANDUM OF GROUND LEASE AGREEMENT AND THE SECOND AMENDMENT TO THE GROUND LEASE AGREEMENT WITH ALLTEL CORPORATION D/B/A VERIZON WIRELESS REGARDING EXISTING CELLULAR TOWER AT 300 MERRIFIELD DRIVE, WOODWAY, TEXAS

In addition to the discussion on Item #3, Mr. Oubre provided that the City negotiated a 5% increase to our current lease payment which now brings it to \$18,900.00 annually from Verizon. We will begin receiving this

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payment upon execution of the lease agreement.

Councilmember Giddings moved to authorize the City Manager to execute the Amended memorandum of Ground Lease Agreement and the Second Amendment to the Ground Lease Agreement with Alltel Corporation d/b/a Verizon Wireless regarding existing cellular tower at 300 Merrifield Drive, Woodway, Texas. Councilmember Sober seconded and the motion passed unanimously.

5. DISCUSSION AND CONSIDER ACTION ON UPDATES AND ANY NEEDED ITEM RELATED TO THE CORONAVIRUS

Mr. Oubre explained that this item will be on the upcoming agendas to allow the City Council the ability to review and/or consider action when something comes up related to the Coronavirus.

1. Some of the levels of government are talking about getting into a re-opening mode. Yesterday, the Governor signed a thirty-day extension to his Stay-At-Home order which was originally signed March 13th. This extension should go through May 13, 2020. We are still under a county order which includes the City of Woodway that goes through May 4, 2020. The only thing that has occurred in this last update was how they closed the parks and golf courses to basically mirror what the Governor was asking for.

Last week was the expiration of the Mayor's emergency leave bank for all the employees. This is broken down to three different types of employees – 1) those working a normal schedule as if the Coronavirus was not happening. Most of those are police/fire, water/sewer and some department heads; 2) transitional group who works some in the office and some remotely. This is mostly maintenance, street repairs, some department heads and court; and 3) remote only, which are employees not working at all (which are very few) or those that can work totally remotely from home. At this time, there is no one employed by the City that is a confirmed case of the Coronavirus.

I would ask you to extend the emergency leave bank the Mayor set up and you concurred with at the prior council meeting until May 4, 2020, which kind of mirrors what the County is doing. We will have another council meeting on April 27, 2020, and I can update you on where we are on that plan.

Councilmember Kittner moved to extend the Mayor's emergency leave bank for city employees, until May 4, 2020. Councilmember Grandy seconded and the motion passed unanimously.

2. Interlocal Agreement between the City of Waco, City of Robinson, City of Hewitt, City of Woodway, City of Lorena, City of Lacy Lakeview and City of Bellmead for law enforcement. We currently have interlocal agreements similar to this but not as inclusive to the entities that have been named. Chief Crook provided the following additional information. As of this afternoon, the City of McGregor was also added. Our current agreements renew annually and we are working off of 2014 agreements. Under the circumstances, there is always concern if a smaller department goes down and needs officers these agreements aren't up to date. Basically, this is renewing one agreement with all the cities to add the exact same language rather than having six, seven or eight different ones.

Councilmember Grandy moved to authorize the signature to enter into the Interlocal Agreement for Law Enforcement between the City of Waco, City of Robinson, City of Hewitt, City of Woodway,

WOODWAY CITY COUNCIL MINUTES

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April 13, 2020

City of Lorena, City of Lacy Lakeview, City of Bellmead and City of McGregor. Councilmember Qourzal seconded and the motion passed unanimously.

6. DISCUSSION AND CONSIDER ACTION ON AUTHORIZING THE CITY MANAGER AND MAYOR TO SIGN THE REQUIRED DOCUMENTS TO TRANSFER THE OWNERSHIP OF THE WACO METROPOLITAN AREA REGIONAL SEWER SYSTEM "WMARSS" TO THE CITY OF WACO

Mr. Oubre provided that last year the City transferred the assets of WMARSS on the sewer side into the City of Waco for them to operate. The reason was to help lower operational costs and lower bonding costs so that only one entity needs to go to the bond market and the payment of the bonds. The item today is basically codifying all the old WMARSS licenses and putting them under one license through TCEQ which is the state agency that manages and inspects the sewer side of the operation. We are asking you to allow the Mayor and myself to finalize executing those documents.

Councilmember Kittner moved to authorize the City Manager and the Mayor to sign the required documents to transfer the ownership of the Waco Metropolitan Area Regional Sewer System "WMARSS" to the City of Waco. Councilmember Giddings seconded and the motion passed unanimously.

7. DISCUSSION AND CONSIDER ACTION ON MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD MARCH 23, 2020, AT 5:30 P.M.

Councilmember Giddings moved to approve the minutes of the regular City Council meeting held March 23, 2020, at 5:30 p.m. Councilmember Kittner seconded and the motion passed unanimously.

CITY MANAGER AND CITY COUNCIL REPORTS

8. CITY MANAGER'S REPORT

Mr. Oubre provided the following comments:

- Thank you for the Council's support during this Coronavirus.
- Update on the work that staff is being able to accomplish during this period.
- The Chief advised him that the State has completely signed off on the cable project on Hwy 84. The barricades have been removed.
- Bike lanes on Estates down to the lake.
- Will need to amend our parking ordinance and prohibit parking by vehicles in the bike lanes. The Chief is working on it already.
- If you feel the bike lanes are a positive addition, we at the staff level have one or two other locations we would like to budget for next year, if even possible, due to the environment we are in right now.
- We are setting up ways to monitor sales tax, and hotel/motel tax. We feel those will be the components most impacted by the virus. We will research historical data on sales tax. We will reach out to hotels and get their occupancy rate.

WOODWAY CITY COUNCIL MINUTES

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April 13, 2020

- The Finance Department is putting together a report on water/sewer accounts regarding terminations by the customer. We are monitoring the commercial accounts.
- For the record, we are still following the Presidential Federal Order of extended Family and Medical Leave (FMLA) under the Families First Coronavirus Response Act. That is basically the 14-day bank that the federal government mandated to establish for people who are employees of any entity, private or public, that can't find child care or become victims of the virus themselves.

9. CITY COUNCIL REPORTS

The Mayor thanked everyone for their patience on these phone calls. Hats off to our staff for keeping the wheels turning at a very difficult time and hopes everyone is healthy and stays safe.

CLOSING ITEMS

10. CONSIDER ACTION ON THE OPEN MEETINGS ACT RESOLUTION

Councilmember Kittner moved to approve the Open Meetings Act Resolution. Councilmember Sober seconded the motion, and the motion passed unanimously.

11. CONSIDER ACTION ON ADJOURNMENT

Councilmember Giddings moved to adjourn the meeting. Councilmember Kittner seconded the motion, and the motion passed unanimously. The meeting adjourned at 6:12 p.m.

Donna Barkley, City Secretary

Bob Howard, Mayor

RESOLUTION R-20-04

A RESOLUTION OF THE CITY OF WOODWAY, TEXAS FINDING THAT ONCOR ELECTRIC DELIVERY COMPANY LLC'S APPLICATION FOR APPROVAL TO AMEND ITS DISTRIBUTION COST RECOVERY FACTOR TO INCREASE DISTRIBUTION RATES WITHIN THE CITY SHOULD BE DENIED; AUTHORIZING PARTICIPATION WITH ONCOR CITIES STEERING COMMITTEE; AUTHORIZING THE HIRING OF LEGAL COUNSEL AND CONSULTING SERVICES; FINDING THAT THE CITY'S REASONABLE RATE CASE EXPENSES SHALL BE REIMBURSED BY THE COMPANY; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL.

WHEREAS, the City of Woodway, Texas ("City") is an electric utility customer of Oncor Electric Delivery Company LLC ("Oncor" or "Company"), and a regulatory authority with an interest in the rates and charges of Oncor; and

WHEREAS, the Oncor Cities Steering Committee ("OCSC") is a coalition of similarly situated cities served by Oncor that have joined together to efficiently and cost effectively review and respond to electric issues affecting rates charged in Oncor's service area in matters before the Public Utility Commission ("Commission") and the courts; and

WHEREAS, on or about April 3, 2020, Oncor filed with the Commission an Application to Amend its Distribution Cost Recovery Factor ("DCRF"), Commission Docket No. 50734, seeking to increase distribution rates by \$75.9 million annually (an approximately \$0.88 increase to the average residential customer's bill); and

WHEREAS, the City of Woodway will cooperate with OCSC in coordinating their review of Oncor's DCRF filing with designated attorneys and consultants, prepare a common response, negotiate with the Company, and direct any necessary litigation, to resolve issues in the Company's filing; and

WHEREAS, all electric utility customers residing in the City will be impacted by this ratemaking proceeding if it is granted; and

WHEREAS, working with the OCSC to review the rates charged by Oncor allows members to accomplish more collectively than each city could do acting alone; and

WHEREAS, OCSC's members and attorneys recommend that members deny Oncor's DCRF.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WOODWAY, TEXAS:

SECTION 1. That the City is authorized to participate with OCSC in Commission Docket No. 50734.

SECTION 2. That, subject to the right to terminate employment at any time, the City of Woodway hereby authorizes the hiring of the law firm of Lloyd Gosselink Rochelle & Townsend, P.C. and consultants to negotiate with the Company, make recommendations to the City regarding reasonable rates, and to direct any necessary administrative proceedings or court litigation associated with an appeal Oncor's DCRF application.

SECTION 3. That the rates proposed by Oncor to be recovered through its DCRF charged to customers located within the City limits, are hereby found to be unreasonable and shall be denied.

SECTION 4. That the Company shall continue to charge its existing rates to customers within the City.

SECTION 5. That the City's reasonable rate case expenses shall be reimbursed in full by Oncor within 30 days of the adoption of this Resolution.

SECTION 6. That it is hereby officially found and determined that the meeting at which this Resolution is passed is open to the public as required by law and the public notice of the time, place, and purpose of said meeting was given as required.

SECTION 7. That a copy of this Resolution shall be sent to Tab Urbantke, Attorney for Oncor, at Hunton Andrews Kurth LLP, 1445 Ross Avenue, Suite 3700, Dallas, Texas 75202, and to Thomas Brocato, General Counsel to OCSC, at Lloyd Gosselink Rochelle & Townsend, P.C., P.O. Box 1725, Austin, TX 78767-1725, or tbrocato@lglawfirm.com.

PASSED AND APPROVED this 27th day of April, 2020.

Bob Howard, Mayor

ATTEST:

Donna Barkley, City Secretary



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: April 27, 2020

Prepared By: Donna Barkley

Approved By: _____ *DB*

- Presentation, Report and/or Discussion Only
- Public Hearing/Related Action
- Individual Discussion/Action
- Consent
- Executive Session

Caption:

Discussion and consider action on Resolution R-20-05, declaring property excess to the City's needs and authorizing the disposal of same.

Background Information:

The City has the following items to be declared excess property:

Community Services and Development Department – Old playground equipment, dugout from Woodway Family Center, miscellaneous scrap iron, pipe, wheels and lawnmower blades. One portable compressor and two generators.

Public Safety Department – Scrap metal removed from old public safety vehicles including cages, push bumpers and old animal control cage (broken). One 2008 Ford F150 VIN # 1FTVF12518KC42878, that was old animal control truck still being used by the department; however, a newer vehicle was transferred from community services, so this one is no longer needed. One 2008 Chevrolet Suburban VIN #1GNC160X8R210134, that department was still using for emergency re-hab unit; however, this is no longer necessary and repair and maintenance will exceed the value of the vehicle.

Finance Department - 2010 Ford Ranger VIN # 1FTKR1AEXAPA39119.

Carleen Bright Arboretum – Panasonic projector (serial #SHZ126022), Royal shredder, HP fax machine (serial #CN21V4NOYT) and old printer (serial #CNSB1B09072).

Woodway Family Center – Miscellaneous PVC pipe, blue netting, chicken wire, fencing, signs, box of assorted metal parts, plywood, 2x4s and two sand volleyball nets. Three old LCD televisions, three printers, one fax machine, and miscellaneous computer/electronic parts.

In addition, the Woodway Family Center was donated an old sound system with multiple speakers. We would like to donate this item to the Salvation Army or Goodwill.

Resolution R-20-05 declares the above described property as excess to the City's needs, and directs that the property be disposed of as the department deems appropriate and in the best interest of the City.

Financial Impact:

Total of proposed expenditure: N/A
Amount budgeted:
Account number:
If not budgeted, other funding options:

Staff Recommendation:

Adopt Resolution R-20-05, declaring property excess to the City's needs and authorizing the disposal of same in the best interest of the City of Woodway.

RESOLUTION R-20-05

WHEREAS, certain property has become excess to the City's needs.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WOODWAY, TEXAS:

That the property listed below is declared excess to the City's needs.

The Community Services and Development Department has the following items:

Old playground equipment, dugout from Woodway Family Center, miscellaneous scrap iron, pipe, wheels and lawnmower blades. One portable compressor and two generators.

The Public Safety Department has the following items:

Scrap metal removed from old public safety vehicles including cages, push bumpers, and old animal control cage (broken). One 2008 Ford F150 VIN #1FTVF12518KC42878 that was old animal control truck still being used by the department; however, a newer vehicle was transferred from community services, so this one is no longer needed. One 2008 Chevrolet Suburban VIN #1GNC160X8R210134 that department was still using for emergency re-hab unit; however, this is no longer necessary and repair and maintenance will exceed the value of the vehicle

The Finance Department has the following items:

2010 Ford Ranger VIN # 1FTKR1AEXAPA39119

The Carleen Bright Arboretum has the following items:

Panasonic projector (serial #SHZ126022), Royal shredder, HP fax machine (serial #CN21V4NOYT) and old printer (serial #CNSB1B09072).

The Woodway Family Center items:

Miscellaneous PVC pipe, blue netting, chicken wire, fencing, signs, box of assorted metal parts, plywood, 2x4s and two sand volleyball nets. Three old LCD televisions, three printers, one fax machine, and miscellaneous computer/electronic parts.

In addition, the Woodway Family Center was donated an old sound system with multiple speakers. We would like to donate this item to the Salvation Army or Goodwill

That the City staff is hereby directed to dispose of the property as deemed appropriate and in the best interest of the City of Woodway.

That it is hereby officially found and determined that the meeting at which this Resolution is adopted was noticed and has been open to the public as required by law.

PASSED AND APPROVED this the 27th day of April 2020.

CITY OF WOODWAY, TEXAS

Bob Howard, Mayor

ATTEST:

Donna Barkley, City Secretary



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: April 27, 2020

Prepared By: Donna Barkley

Approved By: _____ *(Signature)*

- Presentation, Report and/or Discussion Only
- Public Hearing/Related Action
- Individual Discussion/Action
- Consent
- Executive Session

Caption: Discussion and consider action on consent agenda

Background Information:

The following items are included on the consent agenda:

- A. Discussion and consider action on minutes of the regular City Council meeting held April 13, 2020, at 5:30 p.m.
- B. Discussion and consider action on Resolution R-20-04, finding that Oncor Electric Delivery Company LLC's application for approval to amend its distribution cost recovery factor to increase distribution rates within the city should be denied; authorizing participation with Oncor Cities Steering Committee; authorizing the hiring of legal counsel and consulting services; finding that the City's reasonable rate case expenses shall be reimbursed by the company
- C. Discussion and consider action on Resolution R-20-05, declaring property excess to the City's needs and authorizing the disposal of same

Financial Impact: Please see individual items on consent agenda.

Staff Recommendation: Approve all items on the consent agenda, as presented.



CITY COUNCIL AGENDA ITEM FORM

Meeting Date: April 27, 2020

Prepared By: Donna Barkley

Approved By: *[Signature]*

- Presentation, Report and/or Discussion Only
- Public Hearing/Related Action
- Individual Discussion/Action
- Consent
- Executive Session

Caption:

Consider action on the Open Meetings Act Resolution

Background Information:

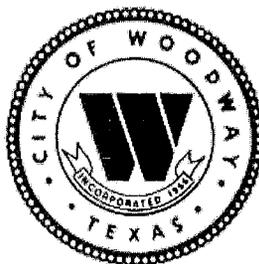
Attached is the Open Meetings Act Resolution. City Attorney David Cherry recommends that this item be placed on each meeting agenda and that it be adopted at each meeting.

Financial Impact:

Total of Proposed Expenditure: \$
 Amount Budgeted: \$
 Account No.: #
 If not budgeted, other funding options:

Staff Recommendation:

Adopt the Open Meetings Act Resolution.



OPEN MEETINGS ACT RESOLUTION

RESOLVED, that it is hereby officially found and determined that the meeting at which this resolution is adopted was noticed and has been open to the public as required by law.

PASSED AND APPROVED this the 27th day of April 2020.

THE CITY OF WOODWAY, TEXAS

By _____
MAYOR

ATTEST:

CITY SECRETARY



MISCELLANEOUS ITEMS FOR COUNCIL

Distributed with April 27, 2020 City Council Meeting Packet

- Tentative list of agenda items for future meetings

Upcoming Calendar Items of Interest

- | | |
|--------------------|---|
| - Monday, April 27 | Regular City Council meeting VIA teleconference – 5:30 p.m.
– Donald J. Baker Council Chambers |
| - Monday, May 11 | Regular City Council meeting – 5:30 p.m. – Donald J. Baker
Council Chambers |
| - Monday, May 18 | Regular City Council meeting – 5:30 p.m. – Donald J. Baker
Council Chambers |
| - Monday, May 25 | Memorial Day holiday for City employees |

PENDING AGENDA ITEMS

WOODWAY CITY COUNCIL AND PLANNING/ZONING COMMISSION

(Updated 04/22/20)

This is a tentative planning calendar utilized to assist the City Secretary to compile draft meeting agendas.

DATE	CITY COUNCIL ITEMS	DATE	PLANNING & ZONING ITEMS
05/11/20	<ul style="list-style-type: none"> - Oath of Office newly elected councilmembers - Appointment of Mayor - Appointment of Mayor Pro Tem - D & CA on Council's rules of procedure - Recognition of YC members & graduating seniors - D & CA on annual appts & reappts to Woodway Boards and Commissions - Award of Bid #20-02 Street and Utility Project - Updates, D & CA on any needed items regarding COVID-19 - 	05/12/20	- Staff update
05/18/20	<ul style="list-style-type: none"> - Quarterly Presentation – Public Safety - Quarterly Presentation – Community Services - Quarterly Presentation – Finance Department - Award of Bid #20-03 Microseal 	05/26/20	- Staff update
06/08/20	- Award of Bid for Community Services Bldg remodel	06/09/20	- Staff update

RECURRING COUNCIL ITEMS:

- January/April/July/October (first meeting of the month) - Quarterly presentations - Public Safety and Community Services
- January/April/July/October (second meeting of the month) - Quarterly presentation - Finance
- January/July (second Council meeting of the month) - Semi-annual presentations - Carleen Bright Arboretum and Woodway Family Center
- PH, D&CA on continuation of youth curfew - Mandatory every three years - Requires ordinance (Next - 09/2022)
- Woodway Public Safety Association Day proclamation - Annually at the meeting prior to the annual barbecue
- Appointment of Judges to Municipal Court of Record every two years (Next – 09/2020)

RECURRING P&Z ITEMS:- Every six months - Update to P&Z from Building Official regarding current PUD projects (Next 8/2020)