



**CITY OF GREGORY  
REGULAR CITY COUNCIL MEETING  
GREGORY MUNICIPAL COMPLEX  
COUNCIL CHAMBERS  
310 AYERS ST.  
FEBRUARY 6, 2023 @ 6:30 P.M.**

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Notice is hereby given that the governing Body of the City of Gregory, Texas will hold a Regular Meeting in the 6th day of February 2023, at 6:30 p.m. in the Council Chambers of the Gregory City Hall located at 310 Ayers St., Gregory, Texas.

The public will be permitted to offer public comments as provided by the agenda and as permitted by the presiding officer during the meeting. Should there be more than five (5) persons to speak on a particular issue, they need to select one (1) representative to speak. Your presentation will be limited to three (3) minutes. Written comments may be submitted to City Secretary [norma.garcia@gregorytx.com](mailto:norma.garcia@gregorytx.com) up to two hours before the meeting. An audio recording of meeting will be made and will be available to the public in accordance with the Texas Public Information Act upon written request.

Please be advised that the open meetings act prohibits the city council from responding and discussing your comments at length. The law only authorizes them to do the following:

- Make a statement of factual information.
- Recite an existing policy in response to the inquiry.
- Advise the citizen that this subject will be placed on an agenda at a later date.

No council member, staff person, or members of the audience shall berate, embarrass, accuse, or show any personal disrespect for any member of the staff, council members, or the public at any council meeting. This policy is not meant to restrain a citizen's first amendment rights.

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**AGENDA**

- I. CALL MEETING TO ORDER and ESTABLISH QUORUM
- II. MOMENT OF SILENCE AND PLEDGE ALLEGIANCE
- III. PUBLIC COMMENTS FROM AUDIENCE
- IV. PUBLIC HEARINGS - None
- V. PRESENTATIONS – None
- VI. CONSENT AGENDA – (All of the following items are considered to be self-explanatory by the City Council and will enacted with one motion; there will be no separate discussion of these items unless a Council Member requests)
  - a) Minutes January 16, 2023

- VII. ACTION ITEMS: -
- a) Consideration with possible action to approve an increase of wage for City Attorney Donald Kubicek
  - b) Consideration with possible action to approve Contract renewal with City Administrator Juan “Tony” Cano.
  - c) Consideration with possible action to approve Resolution 2023-02-01 to award bid for qualifications for engineering services for the General Land Office “GLO” COG-MOD Program.
  - d) Consideration with possible action to adopt Ordinance 2023-02-02 AN ORDINANCE OF THE CITY OF GREGORY, TEXAS ADOPTING STORMWATER POLLUTION CONTROL, REGULATING THE DISCHARGE OF POLLUTANTS INTO THE MUNICIPAL SEPARATE STORM WATER SYSTEM (MS4); PROVIDING FOR A PENALTY; PROVIDING FOR REPEALING, SAVINGS AND SEVERABILITY CLAUSES; AND PROVIDING FOR AN EFFECTIVE DATE.
- III. OLD BUSINESS – Consideration with possible action to approve Resolution 2023-01-03 A RESOLUTION OF THE CITY OF GREGORY, TEXAS AMENDING RESOLUTION 2016-06-04, SECTION 1, CHANGING THE DATES FOR THE REGULAR CITY COUNCIL MEETINGS; SECTION 3, CHANGING THE REGULAR CITY COUNCIL MEETING VENUE AND SECTION 4, CHANGING THE SPECIAL CALLED MEETING VENUE AND PROVIDING AN EFFECTIVE DATE.
- IX. CLOSED SESSION: CLOSED SESSION: City Council will recess its open meeting and reconvene in Closed Session:
- a) Pursuant to Texas Government Code Section 551.071 – for consultation with the City Attorney and Special Counsel, to receive legal advice regarding 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 Chapter 551 of the Government Code and 551.074 – Personnel Matter to deliberate the appointment, employment, evaluation, duties, discipline of a public officer or employee:
- X. OPEN SESSION: The City Council will reconvene into Regular Session upon conclusion of the closed session and may recall any item posted for Closed Session for action, as necessary.
- XI. OTHER
- REPORTS: The following items are for discussion, consideration, and action. A separate discussion or action on items listed below will be held if requested by a council member.
- 1. City Staff
  - 2. Volunteer Fire Dept.
  - 3. Mayor and Council Members
  - 4. City Boards and Commissions (based on availability)
- A. Request from Council Members for Future Agenda Items.

## XI. ADJOURNMENT

### NOTICE:

I hereby certify that this public meeting agenda was posted in a public place at City Hall in the City of Gregory, Texas, in compliance with the requirements of public law for posting an agenda of all non-emergency meeting at least 72 hours prior to the call to order of said meeting.

**POSTED: At 5:00 p.m. February 2, 2023**

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Norma S. Garcia, City Secretary

### AGENDA NOTICES:

**Decorum Required:** Any disruptive behavior, including shouting or derogatory statements or comments may be ruled out of order by the Presiding Officer. Continuation of this type of behavior could result in a request by the Presiding Officer that the individual leave the meeting, and if refused, an order of removal.

**Action by Council Authorized:** The Council may vote or act upon any item within this Agenda. The Council reserves the right to adjourn into closed session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by the Texas Open Meeting Act.

**Closed Sessions Authorized:** This agenda has been reviewed and approved by the City's legal counsel and the presence of any subject in any Closed Session portion of the agenda constitutes a written interpretation of Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.144(c) and the meeting is conducted by all participants in reliance on this opinion

**Attendance by Other Elected or Appointed Officials:** It is anticipated that members of the other city boards, commissions and/or committees may attend the meeting in numbers that may constitute a quorum of the other city boards, commissions and/or committees. Notice is hereby given that the meeting, to the extent required by law, is also noticed as a meeting of the City Council, other boards, commissions and/or committees of the City, whose members may be in attendance. The members of the boards, commissions and/or committees may participate in discussions on the same items listed on the agenda, which occur at the meeting, but no action will be taken by such in attendance unless such item and action are specifically provided for on an agenda for that board, commission or committee subject to the Texas Open Meetings Act.