



City of Pattison

P.O. Box 223

Pattison, TX 77466

281-934-3715

Website: www.pattison.texas.gov

Special City Council Meeting Minutes April 25, 2024

I. Call Meeting to Order

The City Council meeting of the Pattison City Council was called to order by Mayor Joe Garcia at 6:00 p.m. at the City of Pattison City Hall, located at 3410 1st Street, Pattison, Texas 77466.

Members Present:

Mayor Joe Garcia, Councilmembers: Frank Cobio, Ken Coulter, Sandy Buller, Daphney Kirby

Not Present:

Councilmember Wayne Kircher

Also, Present: Tim Kirwin, City Attorney; Lorene Hartfiel, City Secretary; Andrew Vaughn, Attorney for Maple Grove Development; Jennifer Curtis, Meta Planning + Design; Russ Walker, Maple Grove Development; Rick MacDonald, Debra Reyes, Lya Coulter,

II. Pledge of Allegiance

Mayor Garcia led the pledges.

III. Citizens Comments – No action can be taken

Rick MacDonald declared that the troublemaker is back. City Attorney Kirwin advised Mr. MacDonald that if he is going to read a letter that he submitted to the city and if it has anything that deals with Attorney-Client privilege, he cannot divulge that. He cannot waive attorney-client privilege on something that he heard in Executive Session and if he does, it is at his own peril. City Attorney Kirwin stated that he represents the city and the entity itself. He also stated that Mr. MacDonald was in a closed executive session under attorney-client privilege, and he cannot waive that privilege and speak about it in an open session.

Mr. MacDonald continued and said that he is not reading the letter, that he is reading his comments so they do not get misconstrued, and he will provide a copy of his notes to the City Secretary. He stated that we do not have to be defensive and argumentative, and we need to be a little more mature here. City Attorney, Kirwin stated that he is protecting his client and he is protecting Mr. MacDonald as a Planning Commissioner, to ensure that he does not violate and waive the privilege.

1. City censorship. He forwarded a letter to the City Secretary and asked that it be forwarded to the City Council and Planning Commission, and it was not. It would have been helpful, because there was some information in the letter that could have been advantageous, negative, or positive. It would have been helpful if the decision was made to censor it. Hopefully the new mayor will pledge that we will improve our communications.
2. Code of conduct for the City Council. Voting done by City council is important. He requests that before each vote that the question be asked “did you read the material?” Which is different than asking if you have a question. If you did not read the material than you don’t usually have a question. For example, the Nuisance Ordinance is what can go wrong. Last meeting you received a big document that you did not have a chance to read. Mr. Buller made a comment about how big it was and he did not have a chance to read it. He would



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like to recommend that if a council member has not read the material they abstain from voting.

3. Office renovation. The council was in a hurry to approve a new plan. What he saw was the office is still too small. He asks that the council look at the dimensions of the new plan and make sure that is what you guys want. The number looked like 9 feet.
4. Property on 359. He made a citizen comment a couple of months ago regarding the property on 359. The property is being used as a truck storage. We came down hard on the previous owner to a place where he decided to sell and move his business somewhere else. Now the property has more trucks on it now than it did two or three months ago. He asks that the council take a look at that and see if that is really what we want. There is an issue of fairness between how property owners are being treated.

IV. Council to approve agenda.

Mayor Garcia asked for a motion for the Council to approve the agenda as presented. Councilmember Coulter made a motion that the agenda be approved as presented, seconded by Councilmember Buller. The motion passed unanimously.

V. Declare Conflicts of Interest

None declared.

VI. Business

VII. EXECUTIVE SESSION:

The Executive Session of the City Council was called to order by Mayor Garcia at 6:08 p.m.

1. **Texas Government Code, Section 551.071 CONSULTATION WITH ATTORNEY;** The City Council will meet in closed session to seek the advice of its attorney on a matter in which the duty of the attorney to the body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter.

- Maple Park Development Agreement Amendment

The Executive Session was adjourned at 6:34 p.m.

VIII. RECONVENE:

Reconvened into Regular session at 6:34 p.m. to discuss and take possible action on any item discussed in closed, executive session.

IX. Business

1. Council to discuss and take possible action regarding the Maple Park Development Agreement Amendment.



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Councilmember Buller made a motion to approve the Maple Park Development Agreement Amendment. Councilmember Coulter seconded the motion. The motion passed unanimously.

2. Council to discuss and take possible action amending Ordinance 165-2023 regarding Consent Conditions – Waller County MUD No. 43 (Maple Grove).

Councilmember Buller made a motion to approve amending Ordinance 165-2023 regarding Consent Conditions – Waller County MUD No. 43 (Maple Grove). Councilmember Kirby seconded the motion. The motion passed unanimously.

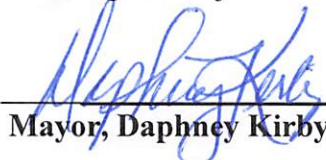
3. Council to discuss and take possible action amending Ordinance 166-2023 regarding Consent Conditions for Waller County MUD No. 54 (Maple Park).

Councilmember Coulter made a motion to approve amending Ordinance 166-2023 regarding Consent Conditions for Waller County MUD No. 54 (Maple Park). Councilmember Buller seconded the motion. The motion passed unanimously.

4. Request from council for future agenda items, announcements, comments.

X. Adjourn meeting.

The meeting was adjourned at 6:35 p.m.



Mayor, Daphney Kirby

Attest:


City Secretary, Lorene Hartfiel