

BE IT REMEMBERED that on Tuesday, **JUNE 13<sup>TH</sup>, 2023**, the Riesel City Council met in a REGULAR called meeting, at 6:30 p.m. in the Riesel City Hall Meeting Room, at 104 Hwy. 6 North in Riesel, Texas, with notice of said meeting having been posted at least 72 hours in advance in accordance with Section 551, Texas Government Code.

**Call to Order:** Mayor, Marshall Shaw, called the meeting to order at 6:30 PM

**Council Members Present:** Jennifer Hogg, Jeanne Lehrmann Dustin Keller, Kooper Sjolander & Roger Fitzpatrick

**Employees Present:** Alisha Flanary, Matt Cospser, Walter Lloyd & Ryan Dieterich

**Visitors Present:** Mike Dixon, Cindy Daniels, Paul Fields, Lee Fields, Gail Grote, Stephanie Mims, Rosalee Schraeder, Paul Winkle, Katherine Bode, Billy Heaton. Josh Havens & Tom Flanary Jr.

**Consent Items:** Jeanne Lehrmann made a motion to approve the consent items: Minutes from 5/9/23 & 6/6/23 and the payment of bills. With a second by Roger Fitzpatrick, the motion carried unanimously.

**Visitor's Comments:** Billy Heaton spoke regarding the subdivision ordinance and voiced his concerns about a possible business locating on Post Oak Lane. He stated that Post Oak was a private road and that the homeowners on that road pay for the maintenance and upkeep for it themselves and that additional traffic from a business would greatly affect the condition of the road, increasing their costs; and he objected to the notion of an RV park being allowed to be built there. Stephanie Mims spoke up to ask the Council about being required to file a plat for the property she bought from her neighbor on Post Oak. She asked for an exemption for platting the entire parent property and to be allowed to just plat the 2 acres divided out of it. City Attorney Mike Dixon addressed her, saying that he would look into the situation.

**Public Hearing:** Mike Dixon stated that the amended Subdivision Ordinance was not ready and a hearing would be premature this point

**Subdivision Ordinance:** Jeanne Lehrmann moved to table discussion and action regarding the Subdivision Ordinance until a later date to allow time for the city attorney to completely review and implement the legislative changes that recently occurred. Dustin Keller seconded the motion, which carried unanimously.

**Development Inquiry Fees:** Roger Fitzpatrick made a motion to adopt Ordinance No. 2023-01, requiring a deposit and payment of professional fees incurred by the City for development assistance; plat and subdivision regulations, reviews and commercial construction plans. Dustin Keller seconded the motion and it carried unanimously.

**Audit:** Jeanne Lehrmann made a motion to accept the September 30, 2022 financial audit prepared by Paul Christensen & Associates LLC, presented by Cindy Daniels. Roger Fitzpatrick seconded the motion, which carried unanimously.

**LCRR Inventory:** Roger Fitzpatrick made a motion to ratify the application submitted by STV Inc. for a project mandated by TCEQ to conduct a complete water line inventory project, which will identify lead, copper, galvanized and all types of water lines, valves, & fittings in compliance with the Lead Copper Rule Revision. Kooper Sjolander seconded the motion and it carried unanimously.

**Main Street Plat:** Jeanne Lehrmann made a motion to approve a plat on Main Street, submitted by Julio Garcia. Jennifer Hogg seconded that motion, which passed unanimously.

**Setback Variance:** Jeanne Lehrmann moved to approve a request for a setback variance for Julio Lopez for his shop on Main Street. Jennifer Hogg seconded the motion, which carried unanimously.

**Well Project:** Terry Winn emailed Secretary Flanary regarding the fence installation, which was to be complete this week. Drillers may be onsite next week.

**AT&T:** Roger Fitzpatrick made a motion to switch from Verizon to AT&T FirstNet, which prioritizes emergency response phone and internet services. Jennifer Hogg seconded the motion, which passed unanimously.

**Health District:** Jeanne Lehrmann moved to approve the renewal agreement with Waco-McLennan County Public Health District. Roger Fitzpatrick seconded the motion, which carried unanimously.

**Park Improvements:** Jeanne Lehrmann made a motion to approve a proposal from Jeff Goodman at Kraftsman for playground improvements, and to add 2 or 3 benches to the proposal. Jennifer Hogg seconded the motion and it passed unanimously.

**Health Insurance:** Jennifer Hogg moved to renew the same health plan that was currently in place. Jeanne Lehrmann seconded that motion, which carried unanimously.

**Executive Session:** A closed executive session was set to be held pursuant to Section 551.074 of the Government Code (V.C.T.A.) so that the Council could deliberate the employment, evaluation, duties, assignments and/or discipline of the position of Police Sergeant. However, Sergeant Ryan Dieterich requested that the discussion be held in open session, so the discussion was held publicly. Chief Cosper started by stating that he had met with Sergeant Dieterich regarding the Personal Improvement Plan that he was placed on and that Dieterich had met all his marks. But he also continued on to say that since that meeting, there was a lack of communication, specifically regarding scheduling. Chief Cosper said that his recommendation to demote Sgt. Dieterich still stands. Sergeant Dieterich tried to argue that the Chief wasn't being truthful. City Attorney Mike Dixon quickly interjected, saying that Dieterich was being insubordinate in his comments to the Chief. Kooper Sjolander addressed Chief Cosper directly and said that he would stand with him in support and then made a motion to demote Ryan Dieterich from Sergeant to Officer, per the Chief's recommendation. Dustin Keller seconded his motion and the motion passed with four (4) Ayes and one (1) Nay from Jennifer Hogg. After further discussion, Kooper made a motion to reduce Officer Dieterich's pay to \$56,773.60. Dustin Keller seconded that motion and it carried with four (4) Ayes and one (1) Nay from Jennifer Hogg.

**Monthly Reports** were submitted to council by the Police Chief, Utility Superintendent & the City Secretary.

**ADJOURNMENT:** With no further business, Mayor Shaw adjourned the meeting at 8:39 PM

  
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Mayor, Marshall Shaw

  
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Attest: Alisha Flanary, City Secretary