



**CITY OF COLEMAN, TEXAS  
CITY COUNCIL  
Meeting Agenda**

The City Council of the City of Coleman, Texas will meet in session on Thursday, July 7, 2022, at 5:15 p.m. in the Council Chambers of City Hall, 200 West Liveoak, Coleman, Texas. All items on the agenda are for possible discussion and action. Council may vote and/or act upon each of the items listed on this Agenda. One agenda item will be discussed at a time, in the order determined by the Mayor, unless logic and practical considerations allow similar topics to be considered together for purposes of convenience and efficiency. Consent items are considered to be non-controversial and will be voted on in one motion unless a council member asks for separate discussion. The City Council of the City of Coleman, Texas, reserves the right to meet in closed, executive session on any of the items listed below should the need arise and if authorized by Title 5, Chapter 551, of the Texas Government Code. You may watch the meeting from your computer, tablet or smartphone at: <http://cityofcolemantx.us/meetings/> or <https://facebook.com/CityofColemanTX/>.

1. Call to Order, Invocation, and Pledge of Allegiance to the Flags of the United States of America and the State of Texas.
2. Introductions, Announcements, and Recognitions
3. Items to be withdrawn
4. Citizen Presentations: Any citizen who desires to address the City Council on a matter not included on the agenda may do so at this time. The City Council may not deliberate on items presented under this agenda item. Presentations are subject to five (5) minutes for items not on the agenda. If you wish to speak to an item on the agenda, you will be allowed to speak when the council addresses the item. There is a (3) minute time limit for items on the agenda. The presiding officer (with the consent of a majority of the City Council) may grant additional time. To comply with the provisions of the Open Meetings Act, the Council respectfully requests that prior to addressing Council, that each person submit a Speaker Request Form stating your name, address, and topic of presentation. The form is located at the entryway to Council Chambers.
5. Consider and act upon the approval of minutes for the City of Coleman Council Meeting held on June 16, 2022.

6. The Council will participate in a Pre-Budget Workshop to identify goals, objectives, and priorities for the FY 2023 City of Coleman Budget.
7. The City Council may enter Executive Session to discuss the following pursuant to:
  - A. Government Code §551.071 (Consultation with Attorney) deliberation regarding City of Coleman Sidewalk Improvements – TDA Project Number #7220032, to receive an update from City Attorney regarding Notice of Intent to Terminate Construction Contract for Cause with Futra-Vest Construction, LLC.
8. Upon return from Executive Session, the Council may take whatever action they deem necessary on the following items:
  - A. Council may take action to authorize the City Manager to execute modifications to contracts for City of Coleman Sidewalk Improvements – TDA Project Number #7220032.
9. Adjournment

**Certification**

I certify that the above notice of meeting was posted at City Hall, 200 W. Liveoak, Coleman Texas, and on the City of Coleman internet website on Monday, July 4, 2022, at 5:00 p.m. and remained so posted continuously for at least seventy-two (72) hours preceding the scheduled time of said meeting. I further certify that the media was properly notified. A list of those notified will be available upon request.



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**James King**  
ACM / City Secretary

**Special Accommodations**

The City of Coleman is committed to compliance with the Americans with Disabilities Act (ADA). Reasonable accommodations and equal access to communications will be provided to those who provide notice to the City Secretary by calling 325-625-4116 or by going by 200 W. Liveoak, Coleman Texas during normal business hours at least (48) forty-eight hours in advance of the scheduled meeting.

City of Coleman  
City Council  
Agenda Memo



**City Council Meeting Date:** July 7, 2022  
**Department:** Mayor/Council  
**Presented by:**  
**Prepared by:** James King, ACM / City Secretary

**SUBJECT: Agenda Item No. 1**

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**AGENDA ITEM:**

Call to Order, Invocation, and Pledge of Allegiance to the Flags of the United States of America and the State of Texas.

**The Pledge of Allegiance to the Flag of the United States of America:**

"I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all."

*Should be rendered by standing at attention facing the flag with the right hand over the heart. When not in uniform men should remove any non-religious headdress with their right hand and hold it at the left shoulder, the hand being over the heart.*

**The Pledge of Allegiance to the Flag of the State of Texas:**

"Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible."

*The pledge of allegiance to the flag of the United States should be recited before the pledge of allegiance to the state flag if both are recited; should be rendered by standing at attention facing the flag with the right hand over the heart. When not in uniform men should remove any non-religious headdress with their right hand and hold it at the left shoulder, the hand being over the heart.*













**City of Coleman  
City Council  
Agenda Memo**

**City Council Meeting Date:** July 7, 2022  
**Department:** Mayor/Council  
**Presented by:**  
**Prepared by:** James King, ACM / City Secretary

**SUBJECT:** Agenda Item No. 4

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**AGENDA ITEM:**

Citizen Presentations: Any citizen who desires to address the City Council on a matter not included on the agenda may do so at this time. The City Council may not deliberate on items presented under this agenda item. Presentations are subject to five (5) minutes for items not on the agenda. If you wish to speak to an item on the agenda, you will be allowed to speak when the council addresses the item. There is a (3) minute time limit for items on the agenda. The presiding officer (with the consent of a majority of the City Council) may grant additional time.

To comply with the provisions of the Open Meetings Act, the Council respectfully requests that prior to addressing Council, that each person submit a Speaker Request Form stating your name, address, and topic of presentation. The form is located at the entryway to Council Chambers.

The following are a few tips designed to help you understand the proceedings of the meeting. 'A citizen who has a request for city services or other items of concern, which cannot be approved or otherwise resolved by the City Manager, may choose to address the council. If you wish to address the City Council, please follow the suggestions listed below:

- Citizens who wish to address the City Council about items on the agenda which are scheduled for Council action will have three (3) minutes to express their position.
- All presentations and discussions should be directed to the City Council and all questions to the Mayor. Any complaints and/or discussion about individuals, personnel, Councilmembers, City staff, or other persons would be out of order and will not be heard by the City Council at this time. Charges or complaints about specific individuals shall be presented in writing to the City Manager. All complaints of this nature must be signed and dated by the individual filing the complaint and will be addressed pursuant to Coleman Personnel Policies.
- In the essence of time, presentations by individuals shall be limited to five (5) minutes for items not on the agenda. If you wish to speak to an item on the agenda, you will be allowed to speak when the Board addresses the item. There is a (3) minute time limit for items on the agenda. The presiding officer may grant additional time, with the consent of the Board.
- The Mayor (presiding officer) will ask for those wishing to address the Council to do so at the appropriate time. Please approach the speaker's stand, state your full name and address when you begin your remarks in order that the official minutes will record your appearance before the City Council, and discuss the topic of interest. If you have written notes you wish to present to the Mayor and Council,





City of Coleman  
City Council  
Agenda Memo



**City Council Meeting Date:** July 7, 2022  
**Department:** Mayor/Council  
**Presented by:** Mayor/Council  
**Prepared by:** James King, ACM / City Secretary

**SUBJECT:** Agenda Item No. 5

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**AGENDA ITEM:**

Consider and act upon the approval of minutes for the City of Coleman Council Meeting held on June 16, 2022.

**RECOMMENDED MOTION:**

Motion to approve the minutes of the City of Coleman Council Meetings held on June 16, 2022 as presented.

**ATTACHMENTS:**

DRAFT Minutes – June 16, 2022

MINUTES  
COUNCIL MEETING  
CITY OF COLEMAN  
CITY HALL  
THURSDAY, June 16, 2022  
5:15 P.M.

Present: *Mayor Tommy Sloan, Mayor Pro Tem Sharlene Taylor Hetzel, Councilmember Tracy Rankin, Councilmember Monte Sides, City Manager Diana Lopez, and Assistant City Manager James King.*

Absent: *None*

1. Call to Order, Invocation and Pledge of Allegiance: *Mayor Tommy Sloan called the meeting to order at 5:15 p.m. and ACM James King gave the invocation. The Pledge of Allegiance to the flags of the United States and State of Texas followed.*
2. Introductions, Announcements, and Recognitions: *None.*
3. Items to be withdrawn: *None.*
4. Citizen Presentations: *Joan Jones addressed the Council about the sidewalk in front of her business in the 300 block of Commercial, stating that she had invested money in sidewalk repairs about 15 years ago and asked that the Council not do anything to change her sidewalk.*
5. Consider, and act upon the approval of minutes for the City of Coleman Council Meeting held on June 2, 2022. *A motion was made by Councilmember Sides to approve the minutes as presented. Councilmember Rankin seconded the motion. The motion carried 4-0.*
6. Hear presentation from Hayden Wise, Coleman County Youth Sports Complex; and discuss, consider, and act upon a request from CCYSC for expansion and improvements to the parking lot in an amount not to exceed \$5,000. *Hayden Wise addressed the Council on plans to expand parking at the sports complex and requested \$5,000 to assist in that expansion. A motion was made by Mayor Pro Tem Hetzel to approve the funding. Councilmember Rankin seconded the motion. The motion carried 4-0.*
7. Hear presentation from Zesch & Pickett Insurance, LLP, regarding the City of Coleman Employee Health Insurance Benefits for Plan Year 2023; and discuss, consider, and act upon authorizing the City Manager to execute all documents related to the award of a contract(s) for Health Insurance Benefits. *A motion was made by Councilmember Sides to renew with TML Health Insurance under TML Option 1 with a budgeted employer contribution of \$722.88 per employee, per month, for an increase of 0.62% from plan year 2022 to 2023, and for renewal with Ameritas for vision insurance, providing for a dual network option with VSP and EyeMed networks, and for renewal of Mutual of Omaha for term life insurance with no changes to benefits or rates. Mayor Pro Tem Hetzel seconded the motion. The motion carried 4-0.*

8. Discuss, consider, and act upon a entering into a Municipal Depository Agreement for the remainder of the calendar year of 2022 through May 31, 2024, with three optional one-year extensions. *City Manager Lopez advised Council on that only one bid was received for Municipal Depository Services, which was from Coleman County State Bank. Councilmember Sides made a motion to approve the Municipal Depository Agreement with Coleman County State Bank and authorize the City Manager to execute the agreement for a two year term. Mayor Pro Tem Hetzel seconded the motion. The motion carried 4-0.*
9. Hear status report from the City Manager regarding City Operations including: A) Receive update of Financial Audit for the Fiscal Year Ending September, 30, 2021; and B) Hear status report on May 2022 Month End Financial Statements and Summary of Funds and delivery of Check Registers. *City Manager Lopez presented an update for timeline of the audit for the year ending September 30, 2021, and presented updated financials for FY2022 for the period ending May 31, 2022.*
10. The City Council may enter Executive Session to discuss the following pursuant to:
  - a. Government Code §551.071 (Consultation with Attorney) and §551.087 (Deliberations regarding Economic Development Negotiations) to discuss engaging outside counsel regarding a contract with ReSolved Energy.
  - b. Government Code §551.071 (Consultation with Attorney) deliberation regarding City of Coleman Sidewalk Improvements – TDA Project Number #7220032.

*The Council entered Executive Session at 6:14 p.m. City Attorney Pat Chesser joined the meeting by telephone.*

11. Upon returning to open session, the City Council may take whatever actions as they may deem appropriate regarding items discussed in Executive Session including:
  - a. Council may take action to enter into a contract with ReSolved Energy to provide professional services. *A motion was made by Mayor Pro Tem Hetzel to approve a contract with ReSolved Energy for consulting services. Councilmember Sides seconded the motion. The motion carried 4-0.*
  - b. Council may take action to authorize the City Manager to execute modifications to City of Coleman Sidewalk Improvements – TDA Project Number #7220032. *A motion was made by Councilmember Rankin to authorize the City Manager to negotiate and sign a contract change order to extend the timeline to complete the contract on TDA Project #7220032. Mayor Pro Tem Hetzel seconded the motion. The motion carried 4-0.*
12. Adjournment *A motion was made by Councilmember Sides to adjourn the meeting at 7:21 p.m. Councilmember Rankin seconded the motion. The motion carried 4-0.*

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MAYOR

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CITY SECRETARY



**City of Coleman  
City Council  
Agenda Memo**



**City Council Meeting Date:** July 7, 2022  
**Department:** Mayor/Council  
**Presented by:** Diana Lopez, City Manager  
**Prepared by:** James King, ACM/Assistance City Secretary

**SUBJECT:** Agenda Item No. 6

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**AGENDA ITEM:**

The Council will participate in a Pre-Budget Workshop to identify goals, objectives, and priorities for the FY 2023 City of Coleman Budget.





**City of Coleman  
City Council  
Agenda Memo**



**City Council Meeting Date:** July 7, 2022  
**Department:** Mayor & Council  
**Presented by:** Pat Chesser, City Attorney  
**Prepared by:** James King, ACM / City Secretary

**SUBJECT: Agenda Item No. 7**

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**AGENDA ITEM:**

The City Council may enter Executive Session to discuss the following pursuant to:

- A. Government Code §551.071 (Consultation with Attorney) deliberation regarding City of Coleman Sidewalk Improvements – TDA Project Number #7220032, to receive an update from City Attorney regarding Notice of Intent to Terminate Construction Contract for Cause with Futra-Vest Construction, LLC.



**City of Coleman  
City Council  
Agenda Memo**



**City Council Meeting Date:** July 7, 2022  
**Department:** Mayor & Council  
**Presented by:** Diana Lopez, City Manager  
**Prepared by:** James King, ACM / City Secretary

**SUBJECT:** Agenda Item No. 8

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**AGENDA ITEM:**

Upon return from Executive Session, the Council may take whatever action they deem necessary on the following items:

- A. Council may take action to authorize the City Manager to execute modifications to contracts for City of Coleman Sidewalk Improvements – TDA Project Number #7220032.



**City of Coleman  
City Council  
Agenda Memo**



**City Council Meeting Date: July 7, 2022**  
**Department: Mayor/Council**  
**Presented by: Mayor/Council**  
**Prepared by: James King, ACM / City Secretary**

**SUBJECT: Agenda Item No. 9**

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**AGENDA ITEM:**

Adjournment