

## **WOODWAY CITY COUNCIL MINUTES**

February 13, 2023

The Woodway City Council met in a regular meeting in the Donald J. Baker Council Chambers at Woodway City Hall, 922 Estates Drive, Woodway, Texas, on Monday, February 13, 2023, at 5:30 p.m. The following individuals were in attendance:

Mayor:	Amine Qourzal
Mayor Pro Tem:	David Mercer
Councilmembers:	David Russell, Storey Cook, Gayle Avant, Janell Gilman, and John Williams
Absent:	None
City Manager:	Shawn Oubre
City Secretary:	Donna Barkley
City Staff:	Lenny Caballero, Brenda Hernandez, Bret Crook and Kahlil El-Halabi
Contract Staff:	David Shaw, City Attorney

### **CALL MEETING TO ORDER**

Mayor Qourzal called the meeting to order at 5:31 p.m.

### **INVOCATION AND PLEDGE**

#### **1. INVOCATION**

Councilmember Williams provided the invocation.

#### **2. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance to the United States Flag was recited in unity

### **PRESENTATIONS**

#### **3. QUARTERLY PRESENTATION – FINANCE DEPARTMENT (REGARDING GENERAL FUND REVENUES AND EXPENSES, UTILITY FUND REVENUES AND EXPENSES, AND TOURISM FUND REVENUES AND EXPENSES THROUGH DECEMBER 31, 2022)**

Director Brenda Hernandez, explained changes that she had made to the report before presenting the quarterly report for the Finance Department. The report covered the first quarter of FY 2022/2023, beginning October 1, 2022 and ending December 31, 2022. Ms. Hernandez discussed general fund revenues and expenditures, utility fund revenues and expenditures, water system revenues and expenditures, sewer system revenues and expenditures, and tourism fund revenues and expenditures. Ms.

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Hernandez answered questions.

4. **RACIAL PROFILING REPORT – PUBLIC SAFETY DEPARTMENT (COMPLETE ANALYSIS OF THE RACIAL PROFILING DATA FOR 2022 AS REQUIRED BY ARTICLE 2.132(7) OF THE TEXAS CODE OF CRIMINAL PROCEDURE)**

Assistant Chief El-Halabi stated that this is the required report of the data collected under Article 2.132(7) of the Texas Code of Criminal Procedure.

Some high points of this analysis are:

- The statistical analysis of the collected data reveals there is no conclusive indication of the occurrence of racial profiling by the department. All traffic stops, arrests, and citations by race and ethnicity are in line with the population make up of McLennan County.
- The Department is in full compliance with state law and how we report annually.
- The Department received one citizen complaint in 2022 alleging racial profiling which was found to be unfounded after internal investigation.

He also provided a breakdown of percentages regarding gender, race or ethnicity, types of stops, etc. We conducted 695 searches and a breakdown of percentages was provided as to whether the searches were by consent, probable cause and reasonable suspicion. Out of those 695 searches, we see that the majority did result in contraband being discovered.

22% of our traffic stops result in citations and the rest result in written warnings. Our main concern is to get people to slow down with 3.6% resulting in arrest, which is a total of 7,021 stops. These arrests were based on primarily the Penal Code violation and outstanding warrants. We had 3 incidents where physical force was used with bodily injury and 7018 where no force was used.

A copy of the report was provided in the agenda packet.

Questions were answered.

5. **COMPREHENSIVE MASTER PLAN – ADMINISTRATION DEPARTMENT (UPDATE ON PROGRESS CONCERNING WORK PERFORMED BY KIMLEY-HORN AND ASSOCIATES, INC. FOR CONSULTING AND URBAN PLANNING OF THE HIGHWAY 84 OVERLAY DISTRICT ALONG WITH UPDATING THE CITY'S COMPREHENSIVE MASTER PLAN)**

Dr. Caballero provided the following update: The City Manager and Dr. Caballero met with Kimley-Horn on January 18<sup>th</sup> to kick the project off. There are eleven tasks that go with this process broken down into two parts. 1) Comprehensive Master Plan over the whole city and 2) Highway 84 Corridor.

In this first meeting, we discussed the Comprehensive Master Plan and having to project a timeline for

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collecting data from January through May. We discussed the project, project scope, consultant communication with us and how to receive data from the City. We also discussed data collection and mapping for the Overlay District. Kimley-Horn will capture a collectively agreed upon vision of framework for the district. The final strategy will include the following segments: the history and background of Highway 84, the public engagement summary, existing conditions analysis, district character, framework, land use, zoning recommendations, policies, implementation strategies and action items.

Finally, it is very important to have community engagement. We talked about providing a map of dates, in-person meetings, and on-line presence on their website to collect information and provide input.

### **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.*

6.       A.       DISCUSSION AND CONSIDER ACTION ON MINUTES OF THE REGULAR CITY COUNCIL MEETING HELD JANUARY 23, 2023, AT 5:30 P.M.
- B.       DISCUSSION AND CONSIDER ACTION ON RESOLUTION R-23-03, ORDERING A GENERAL CITY ELECTION IN THE CITY OF WOODWAY ON SATURDAY, MAY 6, 2023; DESIGNATING THE POLLING PLACES; AND PROVIDING OTHER MATTERS RELATING TO THE ELECTION (*DISCUTA Y CONSIDERE ACCIÓN EN RESOLUCIÓN R-23-03, ORDENANDO QUE SE LLEVEN A CABO ELECCION GENERALES EN LA CIUDAD DE WOODWAY EL SÁBADO, 6 DE MAYO DE 2022; DESIGNACIÓN LOS LUGARES DE VOTACIÓN; Y ESPECIFICACIÓN DE OTROS ASUNTOS RELACIONADOS CON LAS ELECCION*)
- C.       DISCUSSION AND CONSIDER ACTION ON RESOLUTION R-23-04, DECLARING EXCESS CITY PROPERTY THAT IS OBSOLETE, UNREPAIRABLE, OR AT THE END OF ITS USEFUL PURPOSE AND AUTHORIZING THE DISPOSAL OF SAME
7.       DISCUSSION AND CONSIDER ACTION ON CONSENT AGENDA

Dr. Oubre provided information on Items B and C. No items were removed for individual discussion.

Councilmember Cook moved that the Consent Agenda be approved as follows:

- A.       Approve the minutes of the regular City Council meeting held January 23, 2023, at 5:30 p.m.

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- B. Adopt Resolution R-23-03, ordering a general city election to be held as a joint election with McLennan County for the City of Woodway, Texas, to be held on Saturday, May 5, 2023, designating the polling places, and providing other matters relating to the election
- C. Adopt Resolution R-23-04, declaring property excess to the City's needs and authorizing the disposal of same in the best interest of the City of Woodway

Councilmember Williams seconded, and the motion passed unanimously.

### **VISITORS**

#### 8. HEAR VISITORS

- Susan Widaski, Woodway resident, concerns regarding the Woodway Park trails
- Richard Maker, Woodway resident, commented on the following:
  - Liberty Hill cemetery
  - Citizens having to provide their address
  - Sewer maintenance
  - TCEQ having no record of complaint on Western Star Ridge
- Nancy Goebel, Woodway resident, thanked the Council for including the Pledge of Allegiance

Mayor Qourzal provided the following factual statements:

- Waco Bike Club has been authorized by the City to make trails under the supervision of the Assistant City Manager
- Addresses are requested for a means to contact you for any follow-up

### **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)

Dr. Oubre provided that some people may not be receiving mail as normal because the Postal Service has reworked their routes in the City of Woodway. By the time they get to us, it is after 5 p.m. and our offices are closed. They have not assigned a carrier for our route yet, although we have filed a formal complaint with the postal service. To address this short term, we will ask a Public Safety Officer to make a daily pick up for our buildings.

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### 10. CITY COUNCIL REPORTS

Councilmember Cook provided that the Parks and Recreation Commission is hosting in conjunction with the Public Safety Department and the Woodway Family Center and Easter Egg-Stravaganza (drive-thru) on April 6 from 4:30 – 6:00 p.m. at Activity Park One. Next year, they hope to do a true Easter Egg Hunt on the grounds of the Arboretum.

Mayor Qourzal complimented the City Staff for putting on such a wonderful Father Daughter Dance on Saturday.

### **CLOSING ITEMS**

### 11. CONSIDER ACTION ON ADJOURNMENT

Councilmember Russell moved to adjourn the meeting. Councilmember Avant seconded the motion, and the motion passed unanimously. The meeting adjourned at 6:10 p.m.

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Donna Barkley, City Secretary

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Amine Qourzal, Mayor