

**REGULAR MEETING OF THE CANTON CITY COUNCIL  
6:00 P.M, JUNE 16, 2020**

Canton City Hall  
201 N. Buffalo, Canton, Texas 75103

**MINUTES**

The Canton City Council met at the above-named date and time in the Canton City Hall. Members present were Mayor Lou Ann Everett and Councilmembers Cindy Malouf, Daniel Deibert, and Randon Sumner. Councilmembers Andrew Vaughn and Nathan Moore were absent.

Also present were City Manager Lonny Cluck, City Secretary Debra Johnson, Finance Director Teri Pruitt, Assistant City Attorney David Ritter, Fire Chief Bud Sanford, Police Chief Brad Allison, First Monday Director Brent Stewart, CEDC Director Julie Seymore, Operations Supervisor Brent Stewart and Municipal Court Judge Lilia Durham.

1. CALL MEETING TO ORDER AND DECLARE A QUORUM PRESENT – Mayor Everett called the meeting to order and declared a quorum present at 6:04 p.m.
2. INVOCATION was led by Mayor Everett.
3. PLEDGE OF ALLEGIANCE was led by Mayor Everett.
4. MAYOR'S WELCOME
5. DECLARATIONS REGARDING CONFLICTS OF INTEREST - None
6. PROCLAMATIONS AND ANNOUNCEMENTS
  - A. PRESENTATION TO RECIPIENTS OF SANITATION SOLUTIONS SCHOLARSHIPS
  - B. PRESENTATION TO RECIPIENTS OF CITY OF CANTON FIRST MONDAY SCHOLARSHIP AND RAYFORD HUTCHERSON MEMORIAL SCHOLARSHIP

Mayor Everett presented scholarship checks to Garrett Wycough and Kara Cleer from Sanitation Solutions.

Mayor Everett presented the First Monday scholarship to Ally Campbell and the Rayford Hutcherson scholarship to Olivia Norrell.

**CITIZENS FORUM**

7. CITIZENS FORUM – CITIZENS ARE INVITED TO SPEAK ON MATTERS RELATING TO CITY GOVERNMENT

**CONSENT AGENDA**

8. CONSIDER APPROVAL OF FINANCIAL REPORTS FOR MARCH AND APRIL , 2020
9. CONSIDER APPROVAL OF MINUTES FOR MAY 13 AND 19, 2020 COUNCIL MEETINGS

10. CONSIDER APPROVAL OF RESOLUTION NO. 2020-22 APPROVING THE APPLICATION TO THE CORONAVIRUS RELIEF FUND FROM THE STATE OF TEXAS DIVISION OF EMERGENCY MANAGEMENT (TDEM)

Councilmember Malouf made a motion to approve Items 8, 9 and 10 of the Consent Agenda. Councilmember Deibert seconded.

Mayor Pro Tem - Nathan Moore: Absent  
Council Member - Cindy Malouf: Approve  
Council Member - Daniel Deibert: Approve  
Council Member - Randon Sumner: Approve  
Council Member - Andrew Vaughn: Absent

#### INDIVIDUAL CONSIDERATION

11. CONSIDER ACCEPTANCE OF 2018-2019 FISCAL YEAR AUDIT - Councilmember Deibert made a motion to accept the 2018-2019 Fiscal Year Audit as presented. Councilmember Sumner seconded.

Mayor Pro Tem - Nathan Moore: Absent  
Council Member - Cindy Malouf: Approve  
Council Member - Daniel Deibert: Approve  
Council Member - Randon Sumner: Approve  
Council Member - Andrew Vaughn: Absent

12. CONSIDER APPROVAL OF ORDINANCE NO. 2020-9 REDUCING THE SPEED LIMIT ON SIDES CIRCLE TO 25 MPH – Councilmember Sumner made a motion to approve Ordinance No. 2020-9. Councilmember Malouf seconded.

Mayor Pro Tem - Nathan Moore: Absent  
Council Member - Cindy Malouf: Approve  
Council Member - Daniel Deibert: Approve  
Council Member - Randon Sumner: Approve  
Council Member - Andrew Vaughn: Absent

13. DISCUSSION AND CONSIDERATION OF APPROPRIATE ACTION REGARDING THE CITY OF CANTON'S RESPONSE TO THE URGENT PUBLIC NECESSITY CONCERNING COVID-19, INCLUDING BUT NOT LIMITED TO:

- A. SOCIAL DISTANCING AND NECESSARY PRECAUTIONS RELATED THERETO;
- B. POTENTIAL CANCELLATION / RESCHEDULING OF UPCOMING CITY EVENTS;  
AND
- C. BUDGET ADJUSTMENTS

14. CONSIDER ACCEPTANCE OF PETITION FOR VOLUNTARY ANNEXATION OF APPROXIMATELY 15.0 ACRES OF LAND IN THE DAVID TOWNS SURVEY, A-845, VAN ZANDT COUNTY, TEXAS, OWNED BY THE STATE OF TEXAS (TEXAS DEPARTMENT OF TRANSPORTATION) - Councilmember Malouf made a motion to accept the petition for voluntary annexation from the State of Texas (Texas Department of Transportation). Councilmember Sumner seconded.

Mayor Pro Tem - Nathan Moore: Absent  
Council Member - Cindy Malouf: Approve  
Council Member - Daniel Deibert: Approve  
Council Member - Randon Sumner: Approve  
Council Member - Andrew Vaughn: Absent

Ms. Johnson stated the public hearing would be on July 21, 2020, and the final vote on August 18, 2020.

15. CITY MANAGEMENT REPORTS

- A. FIRST MONDAY – Brent Stewart said June had been a good show, although First Monday was still down compared to last year. Peoples was working on the Wi-Fi for the grounds. Staff had been working on replacing the electrical outlets through the grounds.
- B. MARKETING - Austin Melton said they pulled back on advertising for the June First Monday.
- C. STATUS OF SIDEWALK GRANT AND PECAN STREET GRANT – Mr. Cluck reported the City might still receive funds for the grant for Pecan Street. We have been told more money might be available later in the year.
- D. STATUS OF TX DOT WATER LINE EXTENSION – Mr. Cluck reported a contract had been signed with TxDOT for the extension of the water line to their facility on FM 1255. Exceed Engineering was going out for bids for the project.
- E. CCN – Mr. Cluck said we were probably going to have a hearing in order to extend water to those outside the CCN.
- F. OTHER – Mr. Cluck reported that the City was looking into refinancing the debt we incurred when building the water tower on FM 859. It would save the City approximately \$175,000. Mr. Cluck also reported work had been done at walkway of the two-acre lake where water had come through than anticipated.

Mayor Everett called a brief recess at 6:49 p.m. Council convened into Executive Session at 6:50 p.m.

**EXECUTIVE SESSION**

**In accordance with the authority contained in the Texas Government Code, Chapter 551, including but not limited to, Sections 551.071, 551.072, 551.074 and 551.087. Council will convene in closed or executive session to discuss the following matters.**

- 16. EXECUTIVE SESSION FOR CONSULTATION WITH ATTORNEY REGARDING EXISTING OR POTENTIAL LITIGATION (Section 551.071) REGARDING ONGOING LITIGATION INVOLVING THE REAL PROPERTY LOCATED AT 673 W. COLLEGE (A/K/A 901 OR 707 W. COLLEGE), INCLUDING CAUSE NOS. 6-19-CV-00365-JDK, AND 6-19-CV-00177-JDK, PENDING IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS, AND CAUSE NO. 19-00219, PENDING IN THE 294<sup>TH</sup> DISTRICT COURT OF VAN ZANDT COUNTY

17. EXECUTIVE SESSION FOR CONSULTATION WITH ATTORNEY (Section 551.071)

**RETURN TO OPEN SESSION**

18. RECONVENE TO OPEN SESSION AND CONSIDER ACTION, IF ANY, ON ITEMS DISCUSSED IN EXECUTIVE SESSION – Council reconvened into Open Session at 7:19 p.m. with no action taken.
19. ITEMS FOR FUTURE AGENDAS
20. ADJOURN – There being no further business to discuss, the meeting was adjourned by Mayor Everett at 7:21 p.m.