

Minutes
Special City Council Meeting
6:00 p.m. Wednesday, April 14, 2021
City Hall, 101 Main Street, Forney, Texas 75126

I. CALL TO ORDER

Mayor Penn called the meeting to order at 6:10 p.m. Present were Mayor Mary Penn and Council Members James Traylor, Robbie Powers, Kevin Moon, Derald Cooper and David Johnson. There is a vacancy in Place 2. Also present was Interim City Manager Karl Zook and City Attorney Jon Thatcher.

II. DISCUSSION / ACTION ITEMS

- 1. Discuss and consider accepting the resignation of Council Member Shaun Myers from Place 2, declaring a vacancy and considering any action pursuant to the authority of the City Council outlined in the City of Forney Home Rule Charter, Section 3.05 to fill a vacancy on the Council.**

City Attorney Jon Thatcher discussed this item. The Charter provides that within thirty days, vacancies in the Council, or the Mayor, shall be filled by a majority vote of the remaining Council members, for the unexpired term only, and provided the successor shall possess all qualifications for the position. If you accept the resignation of Council Member Myers today, the position will have to be filled by May 14, 2021.

Mayor Penn called for a motion. Council Member Moon made a motion to accept the resignation of Council Member Myers and Council Member Cooper seconded the motion. The motion passed by a vote of 6 ayes and 1 [vacancy].

Mayor Penn announced that pursuant to the Open Meetings Act, Chapter 551, Texas Government Code, the City Council would now adjourn into Executive Session and asked for a motion. Council Member Johnson made a motion to adjourn into Executive Session at 6:14 p.m. and Council Member Traylor seconded the motion. The motion passed by a vote of 6 ayes and 1 vacancy.

III. EXECUTIVE SESSION

Pursuant to the Open Meetings Act, Chapter 551, Texas Government Code, the City Council will recess into Executive Session (closed meeting) to discuss the following:

- 1. Discuss or deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee (Texas Gov't Code Section 551.074):**
 - a. City Council, Place 2**

IV. RECONVENE INTO REGULAR SESSION

In Accordance with Texas Government Code, Chapter 551, the City Council will reconvene into Regular Session to consider action, if any, on matters discussed in Executive Session.

54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86
87
88
89
90
91
92
93
94
95
96
97
98
99
100
101
102
103
104
105

Council returned to Chambers at 6:35 p.m. Mayor Penn called for a motion to adjourn out of Executive Session at that time. Council Member Moon made a motion to adjourn out of Executive Session and Council Member Cooper seconded the motion. The motion passed by a vote of 6 ayes and 1 vacancy.

Council took action on the Discussion/Action Items as follows:

- 2. Discuss and consider action on a Resolution appointing a Council Member as Mayor Pro Tem in accordance with Section 3.04 of the City of Forney Home Rule Charter for a term until the City general election in 2022.

No action was taken on this item.

- 3. Discuss and consider action on a Resolution approving an Interim Services Agreement with Strategic Government Resources for Interim City Manager services.

City Attorney Thatcher discussed this item. Thatcher advised that Charles Daniels is available to work as the City's Interim City Manager and can start on April 26, 2021. He has filled that position previously. Mayor Penn called for a motion. Council Member Johnson made a motion to approve the Resolution and Council Member Powers seconded the motion. The motion passed by a vote of 6 ayes and 1 vacancy.

Mayor Penn advised that the Council is going to postpone interviews until after the election. They will also postpone naming a Mayor Pro Tem until after the election and that should the need arise, the most senior tenured Council Member, Robbie Powers will fill the position.

Council Member Traylor thanked everyone for being here tonight and that we will be in touch.

Council Member Powers thanked everyone for their time.

Council Member Moon thanked everyone for applying.

Council Member Johnson stated that he feels it is best to wait until after the election. Whoever is appointed will fill a full term and the new Council should choose who they would like to serve with.

There being no further business to come before the Council, Mayor Penn called for a motion to adjourn. Council Member Powers made a motion to adjourn at 6:42 p.m. and Council Member Cooper seconded the motion. The motion passed by a vote of 6 ayes and 1 vacancy.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FORNEY, TEXAS, this 4 day of May, 2021.

Mary Penn

Mary Penn, Mayor

ATTEST:
Dorothy Brooks
Dorothy Brooks, City Secretary

