



Physical Address: 501 South Main Street

Mailing Address: PO Box 228

Rhome, Texas 76078

Telephone: 817-636-2462

www.cityofrhome.com | citysecretary@cityofrhome.com

Mayor
Patricia Mitchell

City Council

Mayor Pro-Tem,
Place 1
Josh McCabe

Place 2
Michelle Tye

Place 3
Elaine Priest

Place 4
Kathy Konegni

Place 5
Patrick Meehan

Interim City
Administrator
Eric Debus

City Attorney
Carvan Adkins

City Secretary
Shaina Odom

Interim Fire Chief
Michelle Di
Credico

Police Chief
Eric Debus

Public Works
Director

NOTICE OF SPECIAL MEETING OF THE RHOME CITY COUNCIL

Meeting Date: Tuesday, November 01, 2022

Regular Session: 6 pm

Executive Session: Immediately Following Regular Session

Meeting Location: Rhome Community Center, 261 North School Road, Rhome, TX 76078

LIVE Streaming: In an effort to be as accessible as possible, we *may* be

Live Streaming the meeting using GoToMeeting.

Please call 1 (646) 749-3129 Access Code 198-895-253

Toll Free 1-877-309-2073

The Rhome City Council *may* conduct this meeting by videoconference call in accordance with Section 551.127 of the Texas Open Meetings Act. A quorum of the City Council will be physically present at the address listed above and the public may attend the meeting at the same location.

Regular Session: 6 pm

Call to Order and Establish a Quorum –

Invocation – Pastor Heath Van Zandt

Pledge of Allegiance to the American Flag

Pledge of Allegiance to the Texas Flag

Honor the Texas Flag; I pledge allegiance to thee, Texas, One state under God, One and indivisible

Public Comments

1. *The Council is not permitted to take action on or discuss any comments made to the Council at this time concerning an item not listed on the agenda. However, a Council Member or Mayor may make a statement of fact regarding the item, make a statement concerning the policy regarding the item and/or may propose that the item be placed on a future agenda or direct the City Administrator to contact the individual to address. If you are attending the meeting via Live Streaming, and you would like to make a Public Comment, you must email the City Secretary at citysecretary@cityofrhome.com prior to 4 pm on the day of meeting and must identify each subject you plan to present to be recognized.*
2. *If the writer of a Public Comment is unable to read their own comment, it should be given to a friend, family member, or associate, that is able to attend in person and read the statement in their stead.*
3. *Public Comments made in person require the speaker to submit the sign-up form to the City Secretary prior to the meeting, and the form must identify each subject the speaker plans to present.*
4. *A statement of no more than 3 minutes may be made. There will be no yielding of time to another person. Comments should be directed to the entire Council, not individual members. Engaging in verbal attacks, or comments intended to insult, abuse, malign, or slander any individuals shall be cause for termination of time privileges and removal from Council Chambers.*

Announcements from Mayor and Council Members

- None

Regular Agenda – New Business

- A. Discussion and any necessary action regarding amending process for appointing a City Administrator.
- B. Discussion and any necessary action regarding appointment of City Administrator.

Convene into Executive Session –

Pursuant to the following designated section of the Texas Government Code, Annotated, Chapter 551 (Texas Open Meetings Act), the Council may convene into executive session to discuss the following:

- C. Section 551.071 Consultation with Attorney - pending or contemplated litigation, settlement offer or to seek advice from attorney
- D. Section 551.072 Deliberation regarding Real Property - purchase, exchange, lease, or value of real property if deliberation in an open meeting would have detrimental effect on position of the governmental body in negotiations with a third person
- E. Section 551.074 Personnel – discuss appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee, or hear complaint or charge against officer or employee in executive session unless officer or employee requests a public hearing
 - **City Administrator**
- F. Section 551.087 – Deliberations regarding Economic Development Negotiations – to discuss or deliberate regarding commercial or financial information that the City has received from a business prospect that the City seeks to locate, stay or expand in or near the City and with which the City is conducting economic development negotiations

Regular Agenda – New Business

- G. Discussion and any necessary action regarding Executive Session

Future Agenda Items

(Agenda items are due by 5 pm on the Wednesday of the week prior to the council meeting)

Adjourn

A quorum of Planning & Zoning Commissioners may be present at this meeting and its members may participate in the discussions of the items on the agenda over which they have responsibilities or authority.

A quorum of Parks & Recreation Board Members may be present at this meeting and its members may participate in the discussions of the items on the agenda over which they have responsibilities or authority.

**Pursuant to the Open Meetings Act, Chapter 551, Section 551.071 of the Texas Government Code, the Council may convene into executive session at any time during the meeting if a need rises for the City Council to seek advice from the City Attorney concerning any item on this agenda, to discuss pending and contemplated litigation, or a settlement offer, or to discuss a matter in which the duty of the attorney to the City Council under the Texas Disciplinary Rules of Professional Conduct of the State Board of Texas clearly conflicts with Chapter 551.*

The Council may vote and / or act upon each of the items listed in this Agenda. Except for Public Presentation and Input and items in the agenda designated as public hearing or otherwise designated for public input, there will be no public input during the course of this meeting without express authorization from the presiding officer.

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to the meeting. Please contact City Hall at 817-636-2462 for further information.

CERTIFICATION: I do hereby certify that the above City Council Agenda was posted on the designated bulletin board located at City Hall, 501 South Main Street, Rhome, Texas by 6pm on October 28, 2022.



Eric Debus, Interim City Administrator

I certify that the attached notice and agenda of items to be considered by the Rhome City Council was removed by me from the designated bulletin board located at City Hall, 501 South Main Street, Rhome, Texas, on the ____ day of _____, 2022.

_____, Title: _____



Agenda Commentary

Meeting Date: 11/01/2022

Department: Administration

Contact: Interim City Administrator

Agenda Item: A. Discussion and any necessary action regarding amending process for appointing a City Administrator.

Type of Item: Ordinance Resolution Contract/Agreement Public Hearing
 Plat Discussion & Direction Other

Summary-Background:

X Amendment to Code section 1.06.031 with copy of revision attached.

Funding Expected: Revenue Expenditure N/A

Budgeted Item: Yes No N/A

GL Account: _____ **Amount:** _____

Legal Review Required: Yes No **Date Completed:** 10/28/2022

Engineering Review: **FD Review:** **PD Review:** **PW Review:**

Supporting Documents Attached: Yes

x

Recommendation: Approval of amendment to Code 1.06.031.

x

CITY OF RHOME ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 1.06.031 OF THE RHOME CITY CODE TO AMEND THE PROCESS FOR APPOINTING A CITY ADMINISTRATOR; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Rhome, Texas is a Type A General Law Municipality located in Wise County, created in accordance with the provisions of Chapter 6 of the Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

WHEREAS, Section 1.06.031 of the City Code, entitled "Position Created: Appointment and Removal," provides a process for the appointment of a city administrator using the process described in Texas Local Government Code, section 22.010(e); and

WHEREAS, the City Council has determined that the process described by Texas Local Government Code Section 22.010(e) no longer provides an efficient process for appointing a city administrator for the City of Rhome and has resulted in an administrative deadlock that is not in the best interests of the City of Rhome; and

WHEREAS, the City Council has determined that it is in the best interest of the City of Rhome to amend the process for appointing a City Administrator for the City of Rhome by vesting such authority solely in the City Council as authorized by Texas Local Government Code Section 22.071;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RHOME, TEXAS:

SECTION 1
AMENDMENT OF SECTION 1.03.002

Section 1.06.031 of Article 1.06 of Chapter 1 of the Rhome City Code of the City Code, entitled "Position Created: Appointment And Removal," is hereby amended to provide as follows:

The position of City Administrator is hereby created. Such city administrator shall be appointed by the majority vote of the City Council. Such city administrator shall be removed as set forth in V.T.C.A., Local Government Code, section 22.077.

SECTION 2
ORDINANCE CUMULATIVE

This ordinance shall be cumulative of all provisions of ordinances of the City of Rhome, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

SECTION 3
SEVERABILITY

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

**SECTION 4
EFFECTIVE DATE**

This ordinance shall be in full force and effect from and after its passage.

CITY OF RHOME

By: _____
Patricia Mitchell, Mayor

ATTEST:

Shaina Odom, City Secretary

Approved as to form:

Carvan E. Adkins, City Attorney



Agenda Commentary

Meeting Date: 11/01/2022

Department: Administration

Contact: Interim City Administrator

Agenda Item: B. Discussion and any necessary action regarding appointment of City Administrator.

Type of Item: Ordinance Resolution Contract/Agreement Public Hearing
 Plat Discussion & Direction Other

Summary-Background: At direction of council an appointment of a new City Administrator.

Funding Expected: Revenue Expenditure N/A

Budgeted Item: Yes No N/A

GL Account: _____ Amount: _____

Legal Review Required: Yes No Date Completed: 10/28/2022

Engineering Review: FD Review: PD Review: PW Review:

Supporting Documents Attached:

x

Recommendation:

x Roll call vote on appointment of City Administrator and authorizing the Interim City Administrator to enter into negotiations for an employment contract for new City Administrator.
