

# AUBREY

## City Council Special Meeting

Aubrey City Hall  
107 S. Main St  
Aubrey, TX 76227  
January 19, 2022  
6:00 PM



*(Notice of Potential Quorum for Planning & Zoning Commission, Board of Adjustment, Library Board, Municipal Development District, Parks & Recreation Board, and Home Rule Charter Commission - even though a quorum of the member of these boards may or may not be present, no official action will be taken by their members.)*

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### Notice Regarding Public Participation

Individuals may attend the Aubrey City Council meeting in person at the above address, or access the meeting via videoconference, or telephone conference call.

Join the Zoom Meeting by clicking on the following link:

<https://us06web.zoom.us/j/81496900301?pwd=NGRRa3VkdFFXU3Vwa2VqYSs0cjFmdz09>

Meeting ID: 814 9690 0301, Password: 01112022

To request to speak via videoconference, click on "Participants" at the bottom of the screen, and click "Raise Hand." The meeting moderator will acknowledge your request and allow you to speak. If in person, a request to speak shall be indicated by a raised hand. The meeting moderator will acknowledge your request and allow you to speak. When addressing the Council, please state your name and address before beginning your comments. Please limit your comments to three minutes.

To join the meeting by phone, dial 1 (346) 248-7799 and use the Meeting ID and password above.

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### Call to Order - Determine if a Quorum is Present:

**Mayor** - Chris Rich

**Council Place 1** - Jeff Perry (Mayor Pro Tem)

**Council Place 2** - Matt Jones

**Council Place 3** - Erin Allen

**Council Place 4** - Dewayne Brawner

**Council Place 5** - Chuck Fikes (Deputy Mayor Pro Tem)

**Invocation & Pledge of Allegiance:** *Pledge of Allegiance to the Texas Flag - "Honor the Texas flag; I pledge allegiance to thee, Texas, one state, under God, one, and indivisible."*

**Community Announcements:** Items of community interest may include: recognizing Citizens and Staff for outstanding contributions to the community, a reminder about an upcoming event that is organized or sponsored by the governing body, and announcements of an imminent threat to public safety that has arisen after the posting of this agenda.

**Citizen Input:** Any person may address the City Council. If your concern is an agenda item on this agenda, you may wait until the discussion on that item if you wish. Please state your name and address, and you will have three minutes to speak. No discussion or action may be taken at this meeting on any item not listed on the agenda, other than to make statements of factual information or recite existing policy in response to a citizen's inquiry.

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**\*\*\*EXECUTIVE SESSION\*\*\***

*In accordance with Texas Government Code, Section 551.001, et seq., the City Council will recess into Executive Session (closed meeting) to discuss the following:*

**§ 551.071(1) and (2) Consultation with Attorney.** For Council to seek the advice of the City's Attorneys about pending or contemplated litigation or a settlement offer and for Council to consult with the City's Attorneys on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act:

- *Indus Aubrey, LLC v. City of Aubrey, et al.*, Cause No. 22-0178-393, pending in the 393<sup>rd</sup> District Court of Denton County, Texas.

**Section 551.071 (2) and 551.074 Personnel Matters.** Consultation with the City Attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act and Deliberation regarding the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of public officer or employee or to hear a complaint or charge against an officer or employee:

- City Administrator

**Motion to adjourn into Executive Session. Time:** \_\_\_\_\_

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**Reconvene into Open Session: Time:** \_\_\_\_\_ In accordance with Texas Government Code, Chapter 551, the City Council will reconvene into Regular Session to consider and take appropriate action, if any, regarding any items discussed in Executive Session.

## Consider and take appropriate action regarding the City Administrator. ## Consider and take appropriate action regarding *Indus Aubrey, LLC v. City of Aubrey, et al.*, Cause No. 22-0178-393, pending in 393<sup>rd</sup> District Court of Denton County, Texas

**-ADJOURN-**

I, Jenny Huckabee, City Secretary, certify that this Notice of Meeting was posted, per the Open Meetings Act, on the official bulletin board at the City Hall of the City of Aubrey, Texas in accordance with Chapter 551, Texas Government Code, and shall remain posted until the meeting is adjourned.

I certify that the attached notice and agenda of items to be considered by the City Council of the City of Aubrey, Texas was removed by me from the official bulletin board of the City of Aubrey, Texas, 107 South Main St, Aubrey, Texas on the \_\_\_\_\_ day of \_\_\_\_\_, 2022.

*\*\*The City Council reserves the right to adjourn into closed session at any time during the course of this meeting to discuss any of the matters posted on the agenda, as authorized by the Texas Open Meetings Act, Texas Government Code Section 551.071) (Consultation with Attorney) for the purpose of receiving legal advice.*

*This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary's office at (940) 440-9343 for further information.*