



MINUTES
CITY COUNCIL MEETING
SEPTEMBER 4, 2024

CALL TO ORDER – Roll Call and Determination of a Quorum

The Parker City Council met in a special meeting on the above date at Parker City Hall, 5700 E. Parker Road, Parker, Texas, 75002.

Mayor Lee Pettle called the meeting to order at 3:30 p.m. Councilmembers Randy Kercho, Amanda Noe, and Buddy Pilgrim were present. Mayor Pro Tem Jim Reed and Councilmember Todd Fecht were absent. Asst. City Administrator/City Secretary Patti Scott Grey verified a super quorum of council was not present.

After discussion with present councilmembers, Mayor Lee Pettle recessed the meeting at 3:31 p.m. for a brief delay, due to a lack of a super quorum, stating Mayor Pro Tem Jim Reed was on his way.

Mayor Pettle reconvened the meeting at 3:33 p.m. Mayor Pro Tem Jim Reed (arrived at 3:32 p.m.), and Councilmembers Randy Kercho, Amanda Noe, and Buddy Pilgrim were present. Councilmember Todd Fecht was absent.

Staff Present: Asst. City Administrator/City Secretary Patti Scott Grey (left at 3:35 p.m.) and Interim City Attorney Catherine Clifton (Conference Room)

EXECUTIVE SESSION - Pursuant to the provisions of Chapter 551, Texas Government Code, Vernon's Texas Codes Annotated the City Council may hold a closed meeting.

RECESS TO CLOSED EXECUTIVE SESSION PURSUANT TO TEXAS GOVERNMENT CODE SECTION 551.071 TO CONSULT WITH ITS ATTORNEY TO SEEK ADVICE REGARDING PENDING OR CONTEMPLATED LITIGATION OR SETTLEMENT; OR 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 THIS CHAPTER; TO WIT:

1. Ted Lane, et. al. v. City of Parker, Cause No. 401-04251-2024; In the 401st District Court of Collin County, Texas
2. Cheri Ware, et.al. v. City of Parker, Cause No. 296-02421-2024; in the 296th District Court of Collin County, Texas
3. Application for the Creation of Collin County MUD No. 7; Before the State Office of Administrative Hearings and the Texas Commission on Environmental Quality; SOAH Docket No. 582-23-01498 and TCEQ Docket No. 2022-0533-DIS
4. City of Parker v. Texas Commission on Environmental Quality; Cause No. D-1-GN-23-008332; in the 250th District Court of Travis County, Texas

Mayor Lee Pettle recessed the meeting to Executive Session at 3:35 p.m.

RECONVENE MEETING.

Mayor Lee Pettle reconvened the meeting at 7:38 p.m.

ANY APPROPRIATE DELIBERATION AND/OR ACTION ON ANY OF THE EXECUTIVE SESSION SUBJECTS LISTED ABOVE.

MOTION: Mayor Pro Tem Reed moved to approve Resolution No. 2024-810 confirming and ratifying the appointment of counsel to represent the City of Parker in litigation. Councilmember Noe seconded with Councilmembers Kercho, Noe, Pilgrim, and Reed voting for the motion. Motion carried 4-0. [See *Exhibit 1* – Resolution No. 2024-810, dated Wednesday, September 4, 2024.]

ADJOURN

Mayor Lee Pettle adjourned the meeting at 7:40 p.m.



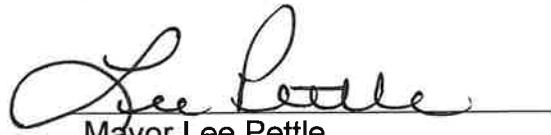
ATTESTED:



Patti Scott Grey

Patti Scott Grey, City Secretary

APPROVED:



Mayor Lee Pettle

Approved on the 17th day
of September, 2024.

RESOLUTION NO. 2024-810

**A RESOLUTION OF THE CITY OF PARKER, COLLIN COUNTY, TEXAS
CONFIRMING AND RATIFYING THE APPOINTMENT OF COUNSEL TO
REPRESENT THE CITY OF PARKER IN LITIGATION.**

WHEREAS, the City of Parker has been sued in *Ted Lane, et. al. v. City of Parker*, Cause No. 401-04251-2024, in the 401st District Court of Collin County, Texas; and

WHEREAS, the City of Parker has been sued in *Cheri Ware, et.al. v. City of Parker*, Cause No. 296-02421-2024, in the 296th District Court of Collin County, Texas; and

WHEREAS, the City of Parker has previously engaged the firm of Messer Fort, PLLC to represent the City's interests;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PARKER, COLLIN COUNTY, TEXAS:

Section 1. That the assignment of Art Rodriguez and his firm, Messer Fort, PLLC to represent the City of Parker in the litigation named in the preamble is confirmed and ratified.

Section 2. **Severability.** Should any part, section, subsection, paragraph, sentence, clause or phrase contained in this resolution be held to be unconstitutional or of no force and effect, such holding shall not affect the validity of the remaining portion of this resolution, but in all respects said remaining portion shall be and remain in full force and effect.

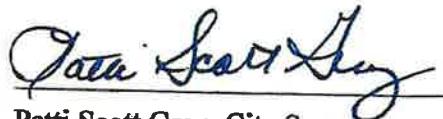
Section 3. This resolution shall become effective immediately from and after its passage.

PASSED AND APPROVED by the City Council of the City of Parker, Texas, this
4th day of September, 2024.



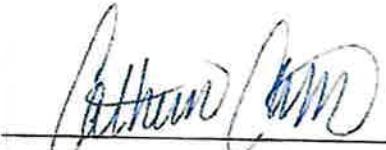
Lee Pettle, Mayor

ATTEST:



Patti Scott Grey, City Secretary

APPROVED AS TO LEGAL FORM:



Catherine Clifton, Interim City Attorney