

**NOTICE OF THE CITY OF BRECKENRIDGE**  
**SPECIAL MEETING OF THE BRECKENRIDGE CITY**  
**COMMISSION**

July 12, 2022 at 5:30 PM

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**AGENDA**

Notice is hereby given as required by Title 5, Chapter 551.041 of the Government Code that the City Commission will meet in a Special Meeting of the Breckenridge City Commission on July 12, 2022 at 5:30 PM at the Breckenridge City Offices, 105 N. Rose Avenue, Breckenridge, Texas.

**CALL TO ORDER**

**OPEN FORUM**

*This is an opportunity for the public to address the City Commission on any matter of public business, except public hearings. Comments related to public hearings will be heard when the specific hearing begins.*

**WORKSHOP ITEMS**

*(Workshop items are for discussion only. No action may be taken on items listed under this portion of the agenda, other than to provide general direction to staff or to direct staff to place such items on a future agenda for action.)*

1. Discussion on the handling of Executive Sessions moving forward.

**EXECUTIVE SESSION**

*Pursuant to Texas Government Code, Annotated, Chapter 551, Subchapter D, Texas Open Meetings Act (the "Act"), City Commission will recess into Executive Session (closed meeting) to discuss the following:*

**Consultation with Attorney**

*§551.071(1),(2): Consultation with attorney regarding pending or anticipated litigation, or a settlement offer; 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:*

2. Complaint from Breckenridge Texan regarding executive sessions conducted on June 13, 2022, and June 28, 2022 regarding the Interim City Manager.

### Personnel Matters

*§551.074: Personnel matters (to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee):*

3. Interim City Manager
4. City Manager

### RECONVENE INTO OPEN SESSION

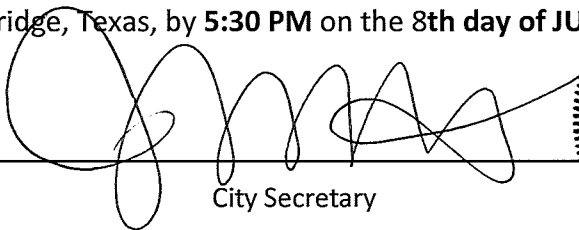
*In accordance with Texas Government Code, Section 551, the City Commission will reconvene into Open Session and consider action, if any, on matters discussed in Executive Session.*

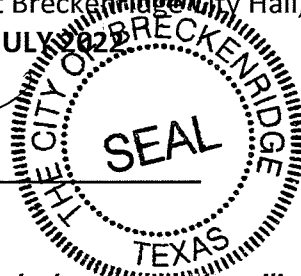
### ADJOURN

**NOTE:** As authorized by Section 551.071 of the Texas Government Code (Consultation with City Attorney), this meeting may be convened into closed Executive Session for the purpose of seeking confidential legal advice from the City Attorney on any agenda item herein.

### CERTIFICATION

I hereby certify that the above notice was posted in the bulletin board at Breckenridge City Hall, 105 North Rose Avenue, Breckenridge, Texas, by **5:30 PM** on the **8th day of JULY 2022**.

  
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City Secretary



***Persons with disabilities who plan to attend this public meeting and who may need auxiliary aid or services are requested to contact the Breckenridge City Hall 48 hours in advance, at 254-559-8287, and reasonable accommodations will be made for assistance.***



# Commission Meeting Agenda Item Memorandum

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**ITEM TYPE**

Workshop Item

**MEETING DATE:**

July 12, 2022

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**PRESENTER:**

Jessica Sutter, City Secretary

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**ITEM DESCRIPTION:**

Discussion on handling of Executive Sessions Moving Forward

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**BACKGROUND INFORMATION:**

On July 5, 2022, The Breckenridge Texan provided The Commissioners, Mayor, and City Secretary with a letter which addressed multiple complaints they have with the handling of Executive Sessions:

1. "In the past, when a closed session was over, someone from within the meeting would open the door to the meeting room and then alert those who had left the room that the meeting was back in open session. That procedure has not been followed at the past 2 meetings. The interior door to the room has been opened, but no one alerted those of us waiting outside that the door was open."
2. "Additionally we'd like the Commission to consider some different options for those waiting. In the past years, the Commissioners left the room for closed sessions, going to the workshop room. In the more recent years, those not included in the closed meeting were invited to wait inside the building, usually in the City Manager's secretary's office area. It's especially relevant during bad weather. Right now, the temperatures are 100 degrees or more at the meeting time. At other times of the year it could be freezing or raining. We would be happy to wait anywhere inside, so long as we are alerted to the meeting being back in open session."

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**FISCAL IMPACT:**

- ☒ Not Applicable
- ☐ Proposed Expenditure:
- ☐ General Ledger Code:
- ☐ Proposed Revenue:
- ☐ Budget Amendment Required:            No

☐ Financial Review Completed by:

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**LEGAL REVIEW:**

Not applicable.

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**ATTACHMENTS:**

None

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**RECOMMENDED MOTION AND/OR ACTION:**

No action , discussion only