

AUGUST 10, 2020

MINUTES OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE
CITY OF OLNEY, TEXAS

6:00 P.M.

The City Council of the City of Olney, Texas, met Monday, August 10, 2020, at 6:00 P.M. Those present were: Mayor Phil Jeske, Mayor Pro-Tem Rue Rogers, Councilmembers Tommy Kimbro, Chuck Stennett, Harrison Wellman, and Terri Wipperman. Absent: None. Staff Present: City Administrator Neal Welch, City Secretary Tim Houston, Chief of Police Dan Birbeck, City Clerk Arpegea Pagsuberon, and Officer Dustin Hudson. All agenda items were subject to action. Meeting was broadcast and recorded online using GoToMeeting.com in accordance with Open Meetings Laws guidance during COVID-19 Pandemic Disaster.

Mayor Jeske called the meeting to order at 6:02 P.M.

CALL TO ORDER

Mr. Welch gave the invocation.

INVOCATION

Charles Brandtley appeared before Council to discuss Lake Road funding for mowing and maintenance, including the boat ramp.

CITIZEN COMMENT PERIOD

Mayor Jeske entertained a motion to adopt the minutes from July 27, 2020 Regular Meeting as written. Mayor Pro-Tem Rogers made said motion, and Councilmember Stennett seconded. Council voted unanimously to approve the minutes.

CONSIDER APPROVAL OF MINUTES FROM PREVIOUS MEETING(S)

Mayor Jeske opened the public hearing on the rezone request at 6:10 P.M. Mr. Houston explained that the hospital was seeking to building a new EMS building on the properties in question. At the moment, the budget was \$1.8 million, but they were trying to trim the budget to reduce costs. Councilmember Wellman asked that Council be informed when initial rezone requests are made in the future. Mr. Houston confirmed nearby property owners had not submitted any objections. No public comments were forthcoming. Mayor Jeske closed the public hearing at 6:14 P.M.

PUBLIC HEARING: REZONING REQUEST 202 S AVENUE M & 204 S AVENUE M FROM RESIDENTIAL (R-1) TO HIGHWAY BUSINESS (B-2)

Mayor Jeske entertained a motion to rezone 202 S Avenue M and 204 S Avenue M from Residential (R-1) to Highway Business (B-2). Councilmember Wipperman made said motion, and Mayor Pro-Tem Rogers seconded. Council voted unanimously to approve the rezone request.

CONSIDER REZONING REQUEST 202 S AVENUE M & 204 S AVENUE M FROM RESIDENTIAL (R-1) TO HIGHWAY BUSINESS (B-2)
CONSIDER AIRPORT FARM LEASE BIDS

Mr. Houston stated the City received two bids on the Airport Farm Lease, which will run for 3 years from July 1, 2020 to June 30, 2023. The City received a bid from Jerry Keeter in the amount of \$19,600 annually, and also received a bid from Chet Creel for \$16,751 annually. Mayor Jeske entertained a motion to accept the high bid of \$19,600 annually from Mr. Keeter. Mayor Pro-Tem Rogers made said motion, and Councilmember Stennett seconded. Council voted unanimously to pass the motion.

Mr. Houston stated the City had received a bid from Ismael Martinez Carrillo and Gloria Elba Jimenez Molina in the amount of \$1,000.00 for 507 N Grand. Mayor Jeske stated that the bid met informal conditions met by Council for sale. It was confirmed that it was an empty lot. Mayor Jeske entertained a motion to accept the bid of \$1,000.00 for 507 N Grand. Councilmember Wellman made said motion, and Councilmember Kimbro seconded. Council voted unanimously to accept the bid.

CONSIDER TAX RESALE BID(S)

Mr. Welch updated Council on the situation concerning the Bond Supervision Officer, which was occupied by Cliff Blackstock. He detailed the concerns of the City of Graham with the cost-sharing structure, and hosting a position supervised by the 90th Judicial District Judge. The 90th Judicial District was considering hosting the position, with Young and Stephens Counties revising their costs along with Graham, Olney, and Breckenridge. Chief Birbeck reiterated the need for the position and how it was an asset to the town. No action was necessary, but Mr. Welch stated a new interlocal agreement would likely be forthcoming which may reduce the cost to the City of Olney from up to \$5,000 to \$3,500.

DISCUSS AND CONSIDER BOND SUPERVISION OFFICER POSITION AND AGREEMENT

Officer Hudson presented the findings to the Council concerning the dilapidated state of the structures and various code violations. He also stated the property had changed hands and that

COUNCIL ACTING AS BUILDING COMMISSION

the Perry Foundation had purchased the property. The Foundation signed a release so the structure could be removed immediately and stated they would pay for the demolition.

– HEAR REPORT AND RECOMMENDATION FROM CODE ENFORCEMENT OFFICER CONCERNING CODE VIOLATIONS AT 1303 GALLOWAY ST.

Mayor Jeske opened the public hearing at 6:18 P.M. With no comments forthcoming, Mayor Jeske closed the public hearing at 6:19 P.M.

PUBLIC HEARING: CONCERNING CODE VIOLATIONS AT 1303 GALLOWAY ST.

Mayor Jeske entertained a motion to order the code violation abated (order to repair, remove, or demolish) the structures at 1303 Galloway St. Councilmember Wipperman made said motion, and Mayor Pro-Tem Rogers seconded. Council voted unanimously to approve the motion.

COUNCIL ACTION AS BUILDING COMMISSION – CONSIDER ORDER TO ABATE CODE VIOLATIONS AT 1303 GALLOWAY ST.

Chief Birbeck stated that this would allow the police department access to purchase blood draw kits and other investigation related supplies directly for the Texas DPS General Store. Mayor Jeske entertained a motion to authorize the City Administrator to execute the Interlocal Agreement with the Texas DPS. Councilmember Stennett made said motion, and Mayor Pro-Tem Rogers seconded. Council voted unanimously to approve the motion.

CONSIDER AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE INTERLOCAL AGREEMENT WITH THE TEXAS DEPARTMENT OF PUBLIC SAFETY

Mr. Welch explained that it was time to apply for the Texas CDBG grant and that it was beneficial to the City to apply for the grant funding of up to \$275,000. Mr. Houston added that roads and streets were added as a field that could be applied for though it was uncertain if those projects would receive full points. Mayor Jeske entertained a motion to authorize the City Administrator to execute the Interlocal Agreement with Nortex RPC for grant administration services related to the 2021 Texas CDBG Grant. Councilmember Wipperman made said motion, and Mayor Pro-Tem Rogers seconded. Council voted unanimously to approve the motion.

CONSIDER AUTHORIZING CITY ADMINISTRATOR TO EXECUTE INTERLOCAL AGREEMENT WITH NORTEX RPC FOR 2021 TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT ADMINISTRATION SERVICES

Mr. Houston stated this resolution authorized the City's application and directed Nortex RPC to apply on the City's behalf for the 2021 Texas CDBG grant. Mayor Jeske entertained a motion to approve Resolution R10-20 to apply for the 2021 Texas CDBG Grant. Councilmember Kimbro made said motion, and Councilmember Stennett seconded. Council voted unanimously to approve the motion.

CONSIDER RESOLUTION R10-20 CONCERNING APPLICATION FO THE TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT

Mr. Houston stated this resolution would add Chief Birbeck and remove Officer William Achey from the Police Asset Forfeiture, LEOSE Funds, and National Night Out Accounts. Mayor Jeske entertained a motion to approve Resolution R11-20 to revise signatories on the stated accounts. Mayor Pro-Tem Rogers made said motion, and Councilmember Stennett seconded. Council voted unanimously to approve the motion.

CONSIDER RESOLUTION R11-20 TO REVISE SIGNATORIES ON POLICE FINANCIAL ACCOUNTS

Mr. Houston stated that Oscar Munoz has successfully petitioned and fulfilled the requirements necessary to force an election on November 3, 2020 concerning the legal sale of all alcoholic beverages including mixed beverages. Mr. Munoz had to collect signatures equivalent to 35% to the number of registered voters who voted in the last voted in the gubernatorial election. With 860 votes cast in 2018, he had to acquire at least 301 signatures, and submitted 331 signatures from qualified voters within the City of Olney. Mr. Houston explained the legalization effort, if successful, would legalize sales at liquor stores and other businesses for on and off premise consumption. Mayor Jeske entertained a motion to adopt Ordinance O9-20 to order an election for the purposes of submitting to the voters of Olney the option to legalize the legal sale of all

CONSIDER ORDINANCE O9-20 TO ORDER LOCAL OPTION ELECTION CONCERNING THE LEGAL SALE OF ALL ALCOHOLIC BEVERAGES INCLUDING MIXED BEVERAGES

alcoholic beverages including mixed beverages. Mayor Pro-Tem Rogers made said motion, and Councilmember Kimbro seconded. Council voted unanimously to approve the motion and pass Ordinance O9-20.

Mr. Houston stated the election costs overall would rise because wages for poll workers rose to attract people to work during the COVID-19 Pandemic. However, since the state, county, and many other entities were participating the overall estimated cost to the City would be driven down to under \$2,000. Mayor Jeske entertained a motion to authorize the City Secretary to execute the contract for election services with Young County. Councilmember Kimbro made said motion, and Councilmember Stennett seconded. Council voted unanimously to approve the motion.

CONSIDER
AUTHORIZING CITY
SECRETARY TO ENTER
INTO CONTRACT WITH
YOUNG COUNTY FOR
ELECTION SERVICES TO
BE CONDUCTED
NOVEMBER 3, 2020

Mr. Houston gave the monthly fiscal report. Chief Birbeck gave his report and update on the Police Department. Other departmental reports were attached for review.

MONTHLY
DEPARTMENTAL
REPORTS

Mayor Jeske announced that pursuant to Section 551.074(a) of the Texas Government Code the City Council would enter Executive Session at 6:35 P.M. to consider hiring a police sergeant and a police recruit. All guests exited the room.

EXECUTIVE SESSION:
CONSIDER HIRING A
POLICE SERGEANT AND
A POLICE RECRUIT

Mayor Jeske announced that the Council would reconvene in regular session at 7:05 P.M.

No action was taken as a result of the executive session.

ANY ACTION(S) AS A
RESULT OF THE
EXECUTIVE SESSION

Councilmember Wellman inquired about various budget line-items, which Mr. Houston and Mr. Welch provided answers to. Mr. Houston stated that after a review they had determined approximately \$222,000 could be freed up to make capital expenditures or be reallocated. Mayor Jeske and Council reviewed the decision packages. Of specific concern was the purchase of police vehicles, which Chief Birbeck suggest a leasing option in order to keep that fleet updated, which would lease two vehicles on a 3-year basis with a buyout option at the end. If the City did not buy the vehicle it could be sold and the proceeds used to purchase new vehicles thereby reducing costs to the City in maintenance. Chief Birbeck also stated the need to purchase Bluetooth connected radios, tasers, and computer replacements. Council explained that the radios and tasers could be purchased in the current budget year. After a first round review, Mayor Jeske suggested Council take the list home think about what they considered as priorities.

FY 2020-2021 BUDGET
WORKSHOP

Mr. Welch stated he was releasing a request for proposal for the airport manager contract.

DISCUSS OTHER
COUNCIL MATTERS –
ITEMS OF CONCERN TO
MEMBERS OF THE CITY
COUNCIL

There being no further business to come before the Council, the Council adjourned by consent at 8:14 P.M.

ADJOURNMENT

ATTEST:

Mayor

City Secretary

Date Approved