

October 11, 2021	MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF OLNEY, TEXAS	6:00 P.M.
<p>The City Council of the City of Olney, Texas, met Monday, October 11, 2021 at 6:00 P.M. Those present were: Mayor Rue Rogers, Mayor Pro-Tem Tom Parker, Councilmembers Brad Simmons, Terri Wipperman, Harrison Wellman and Chuck Stennett. Staff Present: Interim City Administrator Arpegea Pagsuberon, Police Chief Dan Birbeck, Officer Dustin Hudson, City Secretary Tammy Hourigan, Public Works Director K.C. Blassingame, City Attorney Bill Myers and Attorney Daniel Branum. 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.</p>		
Mayor Rogers called the meeting to order at 6:00 P.M.	CALL TO ORDER	
Councilmember Simmons gave the invocation.	INVOCATION	
There were no citizens present during the Citizen Comment Period.	CITIZEN COMMENT PERIOD	
<p>Mayor Rogers entertained a Motion to Approve the Minutes from the August 31, 2021 Council Meeting and the Minutes from the September 13, 2021 Council Meeting. Councilmember Stennett made said Motion. Councilmember Simmons seconded. Council voted unanimously to approve the Motion.</p>	CONSIDER APPROVAL OF MINUTES FROM PREVIOUS MEETING(S)	
<p>Mayor Pro-Tem Parker stated that the Finance Committee had met at 5:00 P.M. Bob McQuerry gave an update as to the different types of funding that had been explored. There had been research, but the options that were available were still being researched. Hilltop Securities had been contacted and had stated they would have information within two weeks. The sub-committee was going to do more research and visit with Dean Hinton of Corlett Probst & Boyd to inquire as to the status of funding that had been explored and if any applications had been made since there was no grant approval. Mayor Pro-Tem Parker stated that there should be recommendations decided upon and ready to be made to the Council at the next Council Meeting.</p>	UPDATE FROM FINANCE COMMITTEE ON WATER TREATMENT PLANT RENOVATION PROJECT	
<p>Mayor Rogers read Proclamation P3-21 Declaring October 16, 2021 Katherine Hamilton Atchely Day in commemoration of her 100th Birthday. Mayor Rogers stated that there was to be a parade and celebration in her honor on the 16th of October. She has been a pillar of the Community for 100 years and it's a pleasure to be able to present her with this Proclamation.</p>	PRESENTATION OF PROCLAMATION P3-21 DECLARING OCTOBER 16 TH , 2021 KATHERINE HAMILTON ATCHLEY DAY	

<p>Mayor Pro-Tem Parker stated that this item needed to be tabled until the franchise agreement with Atmos Energy could be examined. He stated that Attorney Branum would research the agreement and that Officer Hudson, Code Enforcement Officer needed to be included to ensure that all was in order. It was Mayor Pro-Tem Parker feels that everything needed can be accomplished in time to have the item placed on the agenda for the next scheduled Council Meeting.</p>	<p>DISCUSS AND CONSIDER PROPANE USAGE WITHIN THE CITY LIMITS</p>
<p>Mayor Rogers stated that there were three resolutions to consider and that these resolutions had been discussed previously. He asked if there were any questions or additional information that needed to be considered? Mayor Pro-Tem Parker brought up the subject of annexation and asked if any of those requirements had been explored. City Attorney Myers stated that he had not yet looked into the requirements any further. He stated that the City of Olney has been a Home Ruled City since 1979. Prior to that time, annexation was required in order to receive City Services. Attorney Branum stated that he had just read about some of the new laws that had been passed, but had not thoroughly researched. He stated that it was now his understanding that the laws recently passed had done away with “easy annexation”. He stated that cities no longer have the power to annex without the consent of the landowner. Mayor Pro-Tem stated that all the laws needed to be researched, but that landowners outside the City Limits desiring water service needed to seek annexation and that they had been made aware of this previously. Once annexation started on these properties, it would create better opportunities for annexation growth. Councilmember Wellman asked if there were any laws preventing outside utility companies from coming within a specific number of miles from City of Olney services? Several in attendance said that they didn’t think so. Mayor Pro-Tem Parker stated that this was something else that needed to be explored. Ms Pagsuberon reminded everyone that the three individuals that the resolutions pertain to had already been told by Council that water service would be allowed and that the three resolutions being considered on the agenda item were needed to complete that process. Mayor Pro-Tem Parker stated that the annexation laws needed to be researched but that the individuals that service had already been agreed to were told at that time that annexation would eventually be required and that they had agreed. Public Works Director K.C. Blassingame asked if there would be any action taken concerning individuals who currently had service outside the City Limits (existing customers) that had not annexed and it was stated that no existing service addresses would be terminated due to no annexation. Mayor Pro-Tem Parker stated that this was an indication that a plan needed to be explored and put in place to determine where annexation needed to occur and what needed to be included. City Attorney stated that it seems to him that the laws have changed significantly with the Passing of House Bill 347, which Attorney Branum had mentioned previously in the discussion. Mayor Pro-Tem Parker stated that he and Officer Hudson would look into the new rules, devise a plan and then have the attorneys give their advice. Ms. Pagsuberon also stated that House Bill 347 could be explored through the Texas Municipal League. This would not affect the approval process of the three resolutions currently on the agenda. Mayor Rogers entertained a Motion to approve Resolution R8-21 authorizing the City of Olney to sell</p>	<p>CONSIDER RESOLUTION(S) TO PERMIT CITY TO ENTER AGREEMENT(S) TO SELL WATER OUTSIDE CITY LIMITS</p>

<p>treated water to an individual living outside the City Limits. Mayor Pro-Tem Parker made said Motion. Councilmember Wipperman seconded. Council voted unanimously to approve the Motion. Mayor Rogers entertained a Motion to approve Resolution R9-21 authorizing the City of Olney to sell treated water to an individual living outside the City Limits. Mayor Pro-Tem Parker made said Motion. Councilmember Simmons seconded. Council voted unanimously to approve the Motion. Mayor Rogers entertained a Motion to approve Resolution R10-21 authorizing the City of Olney to sell treated water to an individual living outside the City Limits. Councilmember Simmons made said Motion. Mayor Pro-Tem Parker seconded. Council voted unanimously to approve the Motion.</p>	
<p>Chief Birbeck stated that the Police Department issued 69 tickets, 221 warnings and 14 arrests of which the majority were narcotics related. Code Enforcement has a new inspector in place through Texas Communities Group (TCG) and more activity is expected. Animal Control had a total of 90 pickups. 66 of those were cats, 6 were dogs. The cost for the month of September paid to Graham shelter will approximately double. EMS had 60 calls. Fire Department had 19 calls. The K-9 was utilized 8 different times. All but one indicated the possible presence of narcotics and resulted in a consent to search. Chief Birbeck stated that three of the ordered vehicles were delivered to the facility to have the equipment installed. Public Works Director K.C. Blassingame noted the discrepancy of 5 million gallons for the month of September. He stated that there is always a discrepancy, but that amount is more than usual. He stated that there were no major leaks during the month but there was a large amount of usage which is normal for the time of the year. Ms. Hourigan asked the Council if they had all received their copy of the Statement of Income and Expense? It had been reviewed and there were no questions. Mayor Pro-Tem Parker stated that it was evident entries were being made current and that the numbers reflected in the reports were a current indicator of finances. Ms. Pagsuberon brought it to the attention of the Council that the numbers reflected the purchase of the Public Works pickup that had been ordered. It was delivered, picked up and paid for before the end of the 2020-2021 FY. It was also mentioned that there were some issues with the collection of Airport T Hanger Dues being collected. One in particular is almost 1 year and half behind on payments. It was mentioned that the first installment of the American Recovery Funds proceeds was received. Another payment will be received next year. It seems that these funds can be used for anything related to water or water infrastructure. This will be researched with a full reporting to Council as to how the money can be used.</p>	<p>MONTHLY DEPARTMENTAL REPORTS</p>
<p>Mayor Rogers gave an update on the search for a new City Administrator. He stated that there had been two interviews performed the previous week by himself, Councilmembers Wipperman and Simmons and that resumes were still being submitted. He was hoping to have more interviews in the coming week. He wanted to let everyone know that the process was continuing and that they were trying to find the best candidates to bring before the Council to interview.</p>	<p>DISCUSS OTHER COUNCIL MATTERS - ITEMS OF CONCERN TO MEMBERS OF THE CITY COUNCIL</p>

<p>Ms. Pagsuberon gave an update on the TML Conference. It was attended by both herself Ms. Hourigan. The Conference was very informative and they both felt that they took away good information. They both mentioned that they saw a demonstration for a machine that repairs roads and they wanted to get the information together for the Council to be able to review. Attorney Branum mentioned that there is an area near to the lake that has recently been sold and is going to re-developed into 27 separate tracts. This development will be serviced by Baylor Water. A few have already been sold, but it's all relatively new. Officer Hudson stated that he has already been contacted by some of the interested parties pertaining to constructing piers, docks, etc. at the lake. Councilmember Wellman asked where the property owned by the City of Olney was located in relation to the property that would be included in the new sub-division? Attorney Branum stated that he did not believe construction of piers, docks, etc. would be available to those new landowners. All that will have to be researched.</p>	
<p>There being no further business to come before the Council, the Council adjourned by consent at 6:45.</p>	<p>ADJOURNMENT</p>
<p>ATTEST:</p> <p>_____</p> <p>Tammy Hourigan, City Secretary</p>	