

January 31, 2022	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, January 10, 2022 at 6:00 P.M. Those present were: Mayor Rue Rogers, Mayor Pro-Tem Tom Parker, Councilmembers Brad Simmons, Terri Wipperman and Chuck Stennett. Councilmember Harrison Wellman was absent. Staff Present: Interim City Administrator Arpegea Pagsuberon, Chief Dan Birbeck, Officer Dustin Hudson, City Secretary Tammy Hourigan, Public Works Director K.C. Blassingame, and City Attorney Bill Myers. 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 6:01 P.M.	CALL TO ORDER	
Councilmember Terri Wipperman gave the invocation.	INVOCATION	
There were no citizens present during the Citizen Comment Period.	CITIZEN COMMENT PERIOD	
Mayor Rogers entertained a Motion to accept the Minutes from 12/9/2021, 12/27/2021 and 01/10/2022. Councilmember Simmons made said Motion. Councilmember Stennett seconded. Council voted unanimously to approve the Motion.	CONSIDER APPROVAL OF MINUTES FROM PREVIOUS MEETING(S)	
Ordinance O2-22 was discussed and the following revisions were to be added before the second reading. The fees for different size tires, since that fee is dependent upon what is being dropped off. Mayor Pro-Tem Parker stated that any white bulk items that have ever contained a refrigerant whether it be freon or some other kind, need to be purged and marked as such. That language needed to be added also. Mayor Rogers entertained a Motion to accept the First Reading of Ordinance O2-22 with revisions. Mayor Pro-Tem Parker made said Motion. Councilmember Simmons seconded. Council voted unanimously to approve the Motion.	CONSIDER ON FIRST READING ORDINANCE O2-22 CONVENIENCE STATION RATE CHANGES	
Ordinance O3-22 Water Surcharges was discussed and the following revisions were to be added before the second reading, "each dwelling unit assessed a surcharge". Mayor Pro-Tem Parker stated that this was a surcharge tied to access of water. Mayor Rogers entertained a Motion to accept the First Reading of Ordinance O3-22 with revisions. Councilmember Simmons made said Motion. Councilmember Wipperman seconded. Council voted unanimously to approve the Motion.	DISCUSS AND CONSIDER ON FIRST READING ORIDNANCE O3-22 WATER SURCHARGES	

<p>Interim City Administrator Arpegea Pagsuberon presented Council with copies of the new Lease Agreement and the new Rate Sheet. She stated that it had been a long time since these fees and rules had been discussed and that it was time to review them and increase the rates. It was also discussed that employees of the City of Olney would continue to be able to lease the Civic Center without paying a rental fee, but that they would have to pay the deposit. Once the keys were returned and the Civic Center checklist was finished stating that all requirements related to cleaning up had been met, the deposit would be refunded. It was also discussed that now the rental deposits would be deposited into the Bank. In the past, those checks were just held then returned to the person leasing the Civic Center. Their check will be deposited and once everything is considered satisfactory, a check will be issued to them minus any charges. The rental deposit must be paid in order to secure the reservation. Reserving over the phone and not paying the deposit does not ensure that the time requested is going to be available. Since this was a discussion of the new terms, no action was taken during this Agenda item.</p>	<p>DISCUSS AND CONSIDER CIVIC CENTER CONTRACT AND RATE UPDATE</p>
<p>Mayor Rogers entertained a Motion to approve the First Reading of Ordinance O4-22 Civic Center Rental Changes. Mayor Pro-Tem Parker made said Motion. Councilmember Stennett seconded. Council voted unanimously to approve the Motion.</p>	<p>CONSIDER ON FIRST READING ORDINANCE 04-22 CIVIC CENTER RENTAL CHANGES</p>
<p>Chief Birbeck stated that there were approximately 50 intersections that needed signs. Public Works Director K.C. Blassingame stated that he would get the signs ordered along with pricing poles and concrete. He would coordinate with the Police Department and the intersections of most concern would be the first on the list to be completed. Mayor Rogers entertained a Motion to approve First Reading of Ordinance O5-22 Remedy Uncontrolled Intersections in the City of Olney. Councilmember Stennett made said Motion. Councilmember Wipperman seconded. Council voted unanimously to approve the Motion.</p>	<p>CONSIDER ON FIRST READING ORDINANCE 05-22 REMEDY UNCONTROLLED INTERSECTIONS IN THE CITY OF OLNEY</p>
<p>This Agenda Item was tabled until a later date.</p>	<p>DISCUSS AND CONSIDER ORDINANCE 06-22 REVISION TO RESIDENTIAL ZONING</p>
<p>Chief Birbeck stated that the purpose of this Ordinance was to clear up the loophole for the impounding of various vehicles. This Ordinance would allow for removal of the vehicle immediately, even if the person is not arrested. Mayor Pro-Tem Parker asked if the City of Olney currently had a contract with a towing company? Chief Birbeck stated that currently the City of Olney was using the same one that was contracted by Young County. Mayor Rogers entertained a Motion to approve the First Reading of Ordinance</p>	<p>CONSIDER ON FIRST READING ORDINANCE 07-22 OPERATING UNINSURED VEHICLES AND PROVIDING FOR IMPOUNDMENT/SECUREMENT OF THE MOTOR VEHICLES</p>

<p>07-22 Operating Uninsured Vehicles and Providing for Impoundment/Securement of the Motor Vehicles. Councilmember Simmons made said Motion. Mayor Pro-Tem Parker seconded. Council voted unanimously to approve the Motion.</p>	
<p>Chief Birbeck stated that the total amount is \$4,000.00. This amount is the same as in prior years. Chief Birbeck stated that this aids the Police Department when individuals are out on Bond. Mayor Rogers entertained a Motion to approve the Interlocal Agreement for Bond Supervision Officer. Councilmember Stennett made said Motion. Mayor Pro-Tem Parker seconded. Council voted unanimously to approve the Motion.</p>	<p>CONSIDER INTERLOCAL AGREEMENT FOR BOND SUPERVISION OFFICER</p>
<p>Wiley Hughey was present from the O.I.D.C. He stated that this was the building located on Elm Street that Air Tractor had been leasing. He stated that initially it was a two year lease with a two year option. Air Tractor is not seeking lease that is permanent. Attorney Dan Branum has amended the lease to be a Texas Capital Fund Lease, which results in ownership once the lease is completed, dependent upon the terms outlined in the Lease. Mayor Rogers entertained a Motion to approve the amended and restated Commercial Lease with Air Tractor, Inc. Mayor Pro-Tem Parker made said Motion. Councilmember Wipperman seconded. Council voted unanimously to approve the Motion.</p>	<p>DISCUSS AND CONSIDER AMENDED AND RESTATED COMMERCIAL LEASE WITH AIR TRACTOR, INC.</p>
<p>Council was presented with an itemized quote as was requested at the last Council Meeting. Ms. Pagsuberon stated that the costs would be covered by insurance due to the damage that was claimed on the roof. The contractor has requested half of the payment upfront, in order to purchase supplies. The supplies will be stored in the building. The remainder of the invoice will be paid upon completion. Mayor Rogers entertained a Motion to refurbish/remodel the back half of the Airport Lounge. Councilmember Stennett made said Motion. Mayor Pro-Tem Parker seconded. Council voted unanimously to approve the Motion.</p>	<p>DISCUSS AND CONSIDER REFURBISHING/REMODELING THE BACK HALF OF THE AIRPORT LOOUNGE</p>
<p>Mr. Hughey stated that he had on offer of \$5,135.00 with a 15 year warranty. The RAMP Grant would cover half of the expense and the City of Olney would cover the remaining balance. Mayor Pro-Tem Parker asked if this had to go out for bids? City Attorney Myers stated that it did not, due to the amount being less than \$75,000.00. Mayor Rogers entertained a Motion to approve roofing of the airport lounge. Councilmember Simmons made said Motion. Councilmember Stennett seconded. Council voted unanimously to approve the Motion.</p>	<p>DISCUSS AND CONSIDER ROOFING OF THE AIRPORT LOUNGE</p>
<p>Mayor Rogers stated that the moratorium would be extended through the 2022 calendar year. New terms would be discussed and reviewed and the plan is to have the new terms listed for</p>	<p>DISCUSS AND CONSIDER CITY OF OLNEY LAKE LOT MORATORIUM</p>

<p>everyone to review by June 1<sup>st</sup>. Mayor Rogers stated that there would be study of violations that were currently happening and those would be addressed along with a solution. Mayor Pro-Tem Parker stated that the City of Olney needed to know who they were doing business with, since some of the leases were in the name of someone other than who was residing at the lake. Mayor Rogers authorized Interim City Administrator Pagsuberon to send out a letter of interest to the individuals associated with the Lake Lots to aid in the City of Olney being able to clean up the files and have records updated. There was no action taken on this Agenda Item.</p>	
<p>Dean Hinton with Bowles Construction spoke to the Council and stated that it would cost \$91,561.00 to complete the Spring Creek Wastewater Project. He stated that Bowles Construction would need to procure the needed supplies in order to keep the Performance Bond in place in the event that something goes wrong. Mayor Pro-Tem Parker stated that there needed to be an addendum to the original contract. Mayor Rogers entertained a Motion to approve the completion of the Spring Creek Wastewater Project using Bowles Construction with an addendum to the original contract sighting the funding shortfall of the project in the amount of \$91,561.00. Councilmember Wipperman made said Motion. Mayor Pro-Tem Parker seconded. Council voted unanimously to approve the Motion.</p>	<p>DISCUSS AND CONSIDER COMPLETION OF SPRING CREEK WASTEWATER PROJECT</p>
<p>Chief Birbeck stated that the 2021 Report had been submitted the prior week. Mayor Rogers entertained a Motion to hear and accept the 2021 Olney Police Department Racial Profiling Report. Mayor Pro-Tem Parker made said Motion. Councilmember Stennett seconded. Council voted unanimously to approve the motion.</p>	<p>HEAR AND ACCEPT 2021 OLNEY POLICE DEPARTMENT RACIAL PROFILING REPORT</p>
<p>Council began Executive Session at 6:50 P.M. and came out of Executive Session at 7:17 P.M.</p>	<p>EXECUTIVE SESSION: DISCUSS REAL PROPERTY AT – LEGAL DESCRIPTION: TE&amp;L 231-A0478 PURSUANT TO SECTION 551.072 OF THE TEXAS GOVERNMENT CODE</p>
<p>Council decided to enter an agreement with Olney I.S.D.</p>	<p>DISCUSS AND CONSIDER ANY ACTION(S) AS A RESULT OF THE EXECUTIVE SESSION</p>
<p>Mayor Rogers entertained a Motion to enter into an agreement with Olney Independent School District for a long term lease of the Baseball Fields under Section 332.021 of the Local</p>	<p>DISCUSS AND CONSIDER O.I.S.D. PURCHASE OR LONG-</p>

