

June 13, 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, June 13, 2022 at 6:00 P.M. Those present were: Mayor Rue Rogers, Mayor Pro-Tem Tom Parker, Councilmembers Harrison Wellman, Tommy Kimbro and Chuck Stennett. Councilmember Brad Stennett 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, City Attorney Bill Myers and Attorney Dan Branum. All agenda items were subject to action. Meeting was broadcast and recorded online using GoToMeeting.com.</p>		
Mayor Rogers called the meeting to order at 6:00 P.M.	CALL TO ORDER	
Bill Myers 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 May 23, 2022 Council Meeting. Councilmember Kimbro made said Motion. Councilmember Harrison seconded. Council voted unanimously to approve the Motion.</p>	CONSIDER APPROVAL OF MINUTES FROM PREVIOUS MEETING(S)	
<p>Chief Birbeck presented Deena Clark with a plaque and gave a speech thanking her for her years of service to the Olney Police Department.</p>	PRESENT 30 YEAR LONGEVITY AWARD TO DEENA CLARK	
<p>Council entered into Executive Session at 6:06 P.M. and came out of Executive Session at 6:19 P.M.</p>	EXECUTIVE SESSION: DISCUSS REAL PROPERTY AT MUNICIPAL AIRPORT PURSUANT TO SECTION 551.072 OF THE TEXAS GOVERNMENT CODE	
<p>No action to be taken.</p>	DISCUSS AND CONSIDER ANY ACTIONS(S) AS A RESULT OF THE EXECUTIVE SESSION	
<p>Interim City Administrator Arpegea Pagsuberon stated K.C. Blassingame had discovered a problem when filling the pool for the anticipated Opening Day. There was leakage and it was evident that the deep end of the pool was floating up out of the ground. It was determined that the issue was a safety concern and that the pool would not open this Summer. Mayor Rogers stated that options would be explored and that the entire</p>	DISCUSS AND CONSIDER POOL STATUS AND CLOSURE FOR 2022	

<p>community could come together with suggestions. It was also mentioned that Keep Olney Beautiful would be contacted to see what could be done, since repairs to the pool and updating had been part of a beautification plan. Options for grants and other avenues will be explored in an effort to reach a suitable solution. There was no action to be taken.</p>	
<p>Mayor Rogers stated that individuals had donated trees to the City of Olney to be planted within the City. Keep Olney Beautiful will determine the location and plant the trees. The City employees will maintain the trees. Mayor Rogers entertained a Motion to approve the planting of the trees in the City of Olney by Keep Olney Beautiful with the City of Olney maintaining them. Councilmember Stennett made said Motion. Mayor Pro-Tem Parker seconded. Council voted unanimously to approve the Motion.</p>	<p>DISCUSS AND CONSIDER ALLOWING KEEP OLNEY BEAUTIFUL TO PLANT NEW TREES ON CITY PROPERTY</p>
<p>Mayor Rogers stated that after the meetings in January a sub-committee was formed and had met several times in order to form suggestions to bring to the City Council. It was determined that all deficiencies need to be addressed. The lease amount of \$500.00, which has currently been delayed until all concerns are addressed and decided upon, will most likely be increased. The sub-committee did agree that the main focus needed to be addressing the Code Violations, agreement of the lease amount, addressing the structures that are in disrepair, debris, etc. Mayor Pro-Tem Parker stated that he felt there needed to be a more definitive explanation defining residence. Initially the leases stated for recreational use only and that most definitely was not currently the case. He feels that the sub-committee needs to determine what new rules, if any need to be implemented, lease amounts agreed upon and all those suggestions brought to Council. Officer Hudson stated that installation of septic systems required 20,000 square feet which was set by State law. Mayor Rogers asked Officer Hudson to explore the options and report back at a later meeting. This Agenda item was tabled in order to gain more information and details.</p>	<p>DISCUSS AND CONSIDER LAKE LOT LEASE APPLICATION, AGREEMENT AND RATES</p>
<p>Mayor Rogers stated there needed to be more information and that the sub-committee would schedule a meeting. Mayor Pro-Tem Parker stated that there needs to be a definitive definition of a residence as it pertains to the lake lot properties. This agenda item was tabled.</p>	<p>DISCUSS AND CONSIDER FIRST READING ON O18-22 LAKE LOT ORDINANCE</p>
<p>Chief Birbeck stated that the main purpose of requesting this annexation was to allow the Police Department to be able to slow down the traffic, allow speed reductions and to enforce. It had been determined that since the City of Olney is a Home Rule City, they are in fact allowed to enforce. Mayor Pro-Tem Parker asked if there truly needed to be annexation? This would increase the</p>	<p>DISCUSS AND CONSIDER ANNEXATION OF LAKE AND SURROUNDING HIGHWAYS</p>

<p>coverage and possibly affect the current man power needed. It was recommended that Section 43.061 of Local Government Code be examined and this agenda item be placed on a future agenda. There was no action.</p>	
<p>The agenda item was discussed among the entire Council. It was decided that there would be some revisions to the ordinance as it was currently written, which would pertain to RV Parks and their rentable slips along with hotels/motels that offered long term tenants. Mayor Pro-Tem Parker stated that the surcharge referred to “access to water” which included separate individuals/families residing/renting each RV slip or each long- term hotel/motel rental. Officer Hudson stated that he wanted to mention that it had been made clear to him by RV owners that they feel this Ordinance will create a huge financial burden on the tax paying citizens. Mayor Pro-Tem Parker stated that all citizens in the City of Olney have been asked to pay this surcharge. That it includes everyone. Mayor Rogers entertained a Motion to approve the second reading of Ordinance O13-22 Water surcharges with revisions to include the separate RV slips in the RV Parks along with the separate rooms in hotels/motels that are used for long-term tenants. Mayor Pro-Tem Parker made said Motion. Councilmember Wellman seconded. Council voted unanimously to approve the Motion.</p>	<p>DISCUSS AND CONSIDER ON SECOND READING OF ORDINANCE O13-22 WATER SURCHARGES</p>
<p>Officer Hudson worked on this Ordinance and it was reviewed by Attorney Branum to include the revisions mentioned in the last Council Meeting. These were to include that the current RV Parks current slips would be grandfathered until/unless they decided to make changes and/or enlarge. They would then be expected to adhere to the changes set forth in the Ordinance. Existing RV Parks annexing, would need to apply for a variance or must comply to the new rules. Mayor Rogers entertained a Motion to approve the second reading of Ordinance O17-22 with revisions pertaining to Recreational Vehicle Parks Zoning. Mayor Pro-Tem Parker made said Motion. Councilmember Kimbro seconded. Council voted unanimously to approve the Motion.</p>	<p>DISCUSS AND CONSIDER SECOND READING OF ORDINANCE O17-22 RECREATIONAL VEHICLE PARKS ZONING WITH AMENDMENTS AND CHANGES</p>
<p>Interim City Administrator stated that she had been unable to get the physical address. The property is located directly east of Lake Road on 325 acres. She stated that Mr. Gasca was requesting to tap onto the City’s line and run a water line to his property. Councilmember Stennet asked if Mr. Gasca would be laying the line himself? Mayor Pro-Tem Parker stated that the City of Olney water cannot be used for the purpose of supplying water for livestock and asked if that was going to be the case? Ms. Pagsuberon stated that it was her understanding that Mr. Gasca had plans to eventually construct a residential structure on the property. Councilmember Wellman stated that clarification was needed as to the use of the water and the future plans. Mayor</p>	<p>DISCUSS, CONSIDER AND ADLPT RESOLUTION R11-22 PERMITTING CITY OF OLNEY TO ENTER INTO AN AGREEMENT TO SELL WATER TO CHRISTOPHER GASCA LOCATED OUTSIDE OF THE CITY LIMITS</p>

<p>Rogers stated that additional information needed to be acquired and presented at the next Council Meeting for approval. No action was taken.</p>	
<p>Interim City Administrator Arpegea Pagsuberon stated that Mr. Canada had built a cabin on the property. She asked of there was any water being used for livestock? K.C. Blassingame had verified that no livestock would be watered from the City of Olney source and that no additional line would have to be run. Mayor Rogers entertained a Motion to adopt Resolution R12-22 permitting the City of Olney to enter into an agreement to sell water to Benny Canada located outside of the City Limits. Councilmember Stennett made said Motion. Councilmember Kimbro seconded. Council voted unanimously to approve the Motion.</p>	<p>DISCUSS, CONSIDER AND ADOPT RESOLUTION R12-22 PERMITTING CITY OF OLNEY TO ENTER INTO AN AGREEMENT TO SELL WATER TO BENNY CANADA LOCATED OUTSIDE OF THE CITY LIMITS</p>
<p>Chief Birbeck stated that these funds would be used to prepare the Police Department and surrounding agencies for response, ammunition, helmets and throat guards (enough ammunition for training). He stated that the training can be done locally since he (Chief Birbeck) is certified to do the training. It was not initially addressed, but Mayor Pro-Tem Parker stated that the language pertaining to Active Shooter Training Materials be added. Mayor Rogers entertained a Motion to adopt Resolution R13-22 with amendments accepting funds from the L.F. &amp; Carla Perry Foundation for Active Shooter Training Materials. Councilmember Wellman made said Motion. Mayor Pro-Tem Parker seconded. Council voted unanimously to approve the Motion.</p>	<p>DISCUSS, CONSIDER AND ADOPT RESOLUTION R13-22 ACCEPTING FUNDS FROM THE L.F. &amp; CARLA PERRY FOUNDATION FOR ACTIVE SHOOTER TRAINING MATERIALS</p>
<p>Ms. Pagsuberon received notice that Central Square is changing companies to service their account(s). This refers to the E-Bill payments that are paid by customers to service their utility bills. The term is 30 days. Mayor Rogers entertained a Motion to authorize Interim City Administrator, Arpegea Pagsuberon to enter into a service agreement with Payagov. Councilmember Kimbro made said Motion. Councilmember Stennett seconded. Council voted unanimously to approve the Motion.</p>	<p>DISCUSS AND CONSIDER AUTHORIZING INTERIM CITY ADMINISTRATOR, ARPEGEA PAGSUBERON TO ENTER INTO SERVICE AGREEMENT WITH PAYAGOV</p>
<p>Engineering Agreement has been sent to Attorney Branum for review and is not finished at this time. Agenda item will be tabled until review is complete.</p>	<p>DISCUSS AND CONSIDER AUTHORIZING INTERIM CITY ADMINISTRATOR, ARPEGEA PAGSUBERON TO ENTER INTO ENGINEERING AGREEMENT WITH CORLETT, PROBST, &amp; BOYD, PLLC FOR WATER TREATMENT PLANT IMPROVEMENT PROJECT</p>
<p>This agreement pertains to the City of Olney obtaining the funds to acquire the generators to be used in the case of power failure to continue to service the City of Olney. This is all contingent upon</p>	<p>DISCUSS AND CONSIDER AUTHORIZING INTERIM CITY ADMINISTRATOR, ARPEGEA</p>

<p>the Grant being awarded. Mayor Rogers entertained a Motion to authorize Interim City Administrator Arpegea Pagsuberon to enter into re-award engineering agreement with Corlett, Probst &amp; Boyd PLLC for Hazard Mitigation Grant Program. Mayor Pro-Tem Parker made said Motion. Councilmember Kimbro seconded. Council voted unanimously to approve the Motion.</p>	<p>PAGSUBERON TO ENTER INTO RE-AWARD ENGINEERING AGREEMENT WITH CORLETT, PROBST, &amp; BOYD, PLLC FOR HAZARD MITIGATION GRANT PROGRAM</p>
<p>Ms. Pagsuberon stated that the City of Olney is currently operating at Phase, which means that conservation of water is voluntary by the residents of the City of Olney. Entering into Phase 2 is not on the agenda, but she wanted everything discussed out of an abundance of caution due to current conditions. Mayor Rogers stated that he wanted the original contract reviewed between Wichita Falls and the City of Olney, to make sure that the City of Olney is drawing the maximum daily allowed amount from Wichita Falls. Continue to get daily lake amounts and continue to have consideration for Phase 2.</p>	<p>DISCUSS AND CONSIDER STATUS OF PHASE 1 DROUGHT CONTINGENCY RESOLUTION</p>
<p>Mayor Rogers stated that a new G/L account needed to be created to report these funds. Mayor Rogers entertained a Motion to approve the Police Department's use of \$2000.00 in imprest funds. Councilmember Stennett made said Motion. Councilmember Wellman seconded. Council voted unanimously to approve the Motion.</p>	<p>DISCUSS AND CONSIDER APPROVING THE POLICE DEPARTMENT'S USE OF \$2000 IN IMPREST FUNDS</p>
<p>This Agenda item was tabled. There must be a Public Hearing. No action was taken.</p>	<p>DISCUSS AND CONSIDER AMENDMENT TO FY 2021/2022 BUDGET</p>
<p>K.C. Blasingame reported that the water discrepancies were much less this month, but there had also been much less water usage due to fires and other things this month that are not currently able to be metered. The signs and materials are in for the uncontrolled intersections and installation will begin soon. There will be a new Wastewater operator starting on June 20<sup>th</sup>. There is also currently an opening for a General Laborer. Ms. Pagsuberon stated that the Convenience Station operation that has previously been approved upon for commercial businesses to use when it's not normally opened, is putting a huge strain on his team since he's short staffed. This needs to be re-visited.</p> <p>Chief Birbeck stated that there were 170 calls, 24 arrests, ;72 citations and 155 warnings. Code Enforcement (not including TCG properties) included 3 citations, 2 door hangers and 3 tagged cars. An abatement on West Elm was postponed until a warrant is issued. Animal Control received 36 calls, 2 rabies tests (with one testing positive). EMS received 73 calls and the Fire Department received 8 calls. Chief Birbeck also stated that the mosquito spraying truck is ready once Hollie returns from</p>	<p>MONTHLY DEPARTMENTAL REPORTS</p>

<p>vacation. If the wind is blowing more than 10 mph, the spray cannot be applied. There has also been help from K.C. and his team getting the decals removed from the vehicles and ready for auction.</p> <p>Ms. Pagsuberon reported that Municipal Court received 74 new citations. Collected \$6,121.00. Eight days of jail term was served for a total of \$959.80. Community Service is definitely encouraged and those service hours can be used for various chores around the City. She reported that 71 hours of community service were completed.</p> <p>Ms. Hourigan supplied the Council with an updated Income and Expense Report. She also reported that the Revenue Bond funds being held at Texas Class Bank had earned \$12,619.56 in interest during the month of May. This equates to earnings of .81%. She also reported that the water treatment plant surcharge resulted in a transfer in the amount of \$ 106,581.22 from the General Operating Account into the Utilities Reinvestment Account for the term of March 9, 2022 thru June 2, 2022.</p>	
<p>Councilmember Wellman stated that the Big Park needed to be mowed. Mayor Pro-Tem Parker inquired as to the progress of the engineering plans on the Water Treatment Plant Project Phase I and inquired about the concrete work on the Kickapoo Reservoir He stated that it most likely was an 8-9 month minimum.</p>	<p>DISCUSS OTHER COUNCIL MATTERS-ITEMS OF CONCERN TO MEMBERS OF THE CITY COUNCIL</p>
<p>There being no further business to come before the Council, the Council adjourned at 8:49 P.M.</p> <p>ATTEST:</p>   <p>_____</p> <p>Tammy Hourigan, City Secretary</p>	<p>ADJOURNMENT</p>