

June 27, 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 27, 2022 at 6:00 P.M. Those present were: Mayor Rue Rogers, Mayor Pro-Tem Tom Parker, Councilmembers Brad Simmons, Tommy Kimbro and Chuck Stennett. Harrison Wellman was absent. Staff Present: Interim City Administrator Arpegea Pagsuberon, Officer Dustin Hudson, City Secretary Tammy Hourigan, City Attorney Bill Myers and Attorney Dan 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
Brad Simmons gave the invocation.		INVOCATION
<p>Mr. Larry Nelson, a resident at The Pipeliner Inn was in attendance at the Council Meeting. He asked how the public was notified of the surcharges that had been enacted (WPS-Water Project Surcharge)? He was concerned that Mr. Patel, the owner of The Pipeliner Inn had no knowledge and especially since the Ordinance had recently been passed resulting in multiple surcharges for those customers that had multiple points of access to water, such as a motel or RV Park. Mayor Rogers stated that the entire process had been in the works for over two years. He also stated that all meetings were open to the public and shown "live" along with being recorded. All those means of availability enabled the citizens to be aware of any and all things that the Council discussed, voted on and approved. There were no individual mailers sent, but there were notifications/publications in the local newspaper. Mr. Nelson voiced his concerns that the added expense would cause The Pipeliner Inn to close which would result in a great financial loss to the City of Olney. Mr. Nelson stated that he was going to work to see if he could obtain grant money to help offset the expenses of the Water Treatment Plant Project. Mayor Rogers thanked him for attending.</p>		CITIZEN COMMENT PERIOD
No Minutes to Approve		CONSIDER APPROVAL OF MINUTES FROM PREVIOUS MEETING(S)
Mayor Rogers presented Patrick Ferguson with his Five -Year Longevity Award and thanked him for his service to the City of Olney.		PRESENT 5 YEAR LONGEVITY AWARD TO PATRICK FERGUSON

<p>Mr. Gasca stated that he was hoping to be able to tap into the line on the other side of the road, that goes to the water plant. He was granted an easement at closing, but tapping into the existing 2" line is not an option for that many residences. He plans to build within the next two years. Mayor Pro-Tem stated that Mr. Gasca needed to be sure and consult to make sure that best practices are used. Mayor Rogers entertained a Motion to agree to sell water to Christopher Gasca located outside the City Limits. Councilmember Simmons made said Motion. Mayor Pro-Tem Parker seconded. Council voted unanimously to approve the Motion.</p>	<p>DISCUSS, CONSIDER AND ADOPT 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>Dustin Hudson addressed the City Council wanting to gain access to water between Airport Road and Hwy 79 (he is still in the process of getting the actual address). There currently is an 8" line that already has a tap. He will have a tiny house delivered next week w/ construction of the new dwelling to begin mid-August. Baylor water is not currently taking any new customers and he'd have to bore under Hwy 79. Mayor Rogers entertained a Motion to sell water to Dustin Hudson located outside 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 R14-22 PERMITTING CITY OF OLNEY TO ENTER INTO AN AGREEMENT TO SELL WATER TO DUSTIN HUDSON LOCATED OUTSIDE OF THE CITY LIMITS</p>
<p>John Moore with State Farm Insurance and Charles Brantley (currently has lots at Lake Cooper) were in attendance. Mayor Rogers gave an overview of what had been discussed so far and asked that everyone stay on task in the hopes of being more productive. Mr. Moore stated that perhaps everything needed to be "re-started" The City requires tenants to supply liability insurance but there is no definitive knowledge as to what is actually being insured. Mr. Moore stated that insurance should possibly be waived until all boundaries and insurable items could be determined. Mayor Rogers stated that the Sub-Committee needed some guidance as to what direction the Council wanted to go, whether it be continuing to lease, sell and what will be allowed, thus allowing the Sub-Committee to put together a plan of action to present. City Attorney Myers stated that there are certain procedures for selling lake lots adjacent to the water supply and that the lots will have to be surveyed. Mayor Rogers also mentioned that it's been brought to his attention that many lots have been "sold" to others with no knowledge of the "sale" to the City of Olney. Those lots are owned by the City of Olney and someone leasing them cannot sell them to another. Attorney Branum made the point that currently the lots, if sold have to be offered to the current leaseholders, but in fact there are no leaseholders since no one currently holds an active lease. Mayor Pro-Tem Parker stated that an option would be to have surveyed and roll all the costs into the sale of the lots. He also made mention that there had been permanent structures built when there were not supposed to be permanent structures built.</p>	<p>DISCUSS AND CONSIDER USAGE OF LAKE LOT PROPERTIES</p>

<p>There were several options presented and discussed but no decisions were made. Mayor Rogers stated that the Sub-Committee would come up with a plan after discussing the meeting's findings, bring it back to the Council in hopes of firming up the final outcome. Attorney Branum stated that he feels the City of Olney needs to maintain control. It was determined that the Sub-Committee would schedule a meeting, craft a plan and decide what steps are needed to achieve that option. Mayor Pro-Tem Parker stated that a primary area of concern needs to be protecting the water supply of the City of Olney. Mr. Moore stated that perhaps someone could examine the lease agreements between Lake Arrowhead residents and Wichita Falls. No action was taken at this time.</p>	
<p>Mayor Rogers stated that this was a discussion and that no action would be taken until a scheduled meeting in the near future. Interim City Administrator stated that the Planning and Zoning Committee had met and that the zoning requests that had been made had passed. The question was asked as to whether "grandfathering" the existing RV Parks would be allowed? Mayor Pro-Tem Parker stated that he didn't think it should be allowed but that there should be an allowance for variances to give ample time to comply. This way the park owners would not have to adjust the entire park all at once, but identify the worst problems. The Ordinance will be examined and all topics discussed before bringing back to the Council for approval. No action was taken at this time.</p>	<p>DISCUSS ORDINANCE O17-22 RECREATIONAL VEHICLE PARKS ZONING</p>
<p>There was a discussion pertaining to zoning questions and what would be the best for the City of Olney as it moves forward? The determination was made that it would be beneficial to the City of Olney to place a Mobile Home Moratorium until zoning is correct and there are no questions as to what can be placed where. Mayor Rogers entertained a Motion to enact a Mobile Home Moratorium in the City of Olney. Mayor Pro-Tem Parker made said Motion. Councilmember Stennett seconded. Council voted unanimously to approve the Motion.</p>	<p>DISCUSS AND CONSIDER FIRST READING ON ORDINANCE O10-22 MOBILE HOME MORATORIUM</p>
<p>Mayor Rogers stated that both he and Trudy Capps are currently serving a two- year term that is expiring. Mayor Rogers also stated that he would be glad to allow someone else to represent the City of Olney, if they so desired. He stated that the Olney Community Library Board meets the second Tuesday of the month at 4:45. Mayor Rogers entertained nominations for his expiring position on the Olney Community Library Board. Councilmember Kimbro nominated Check Stennett. Councilmember Simmons seconded. Mayor Rogers entertained a Motion to appoint Trudy Capps and Chuck Stennett for a two - year term to the Olney Community Library Board. Mayor Pro-Tem</p>	<p>CONSIDER APPOINTMENTS TO THE OLNEY COMMUNITY LIBRARY BOARD</p>

Parker made said Motion. Councilmember Kimbro seconded. Council voted unanimously to approve the Motion.	
Interim City Administrator Arpegea Pagsuberon stated that the Planning and Zoning Committee had met and recommended that the City Council approve the Rezoning of Lot 516 South Avenue B from Residential 3 (R-3) to Recreational Vehicle Park District (RV). It would be a new lot and fall under the new guidelines.	DISCUSS REZONING OF LOT 516 SOUTH AVENUE B FROM RESIDENTIAL 3 (R3) TO RECREATIONAL VEHICLE PARK DISTRICT (RV)
Council entered into the Public Hearing at 7:15 P.M. Officer Hudson stated that Mr. Kumpton had done a great job of cleaning up the property. The Public Hearing was closed at 7:16 P.M.	PUBLIC HEARING REZONING OF LOT 516 SUTH AVENUE B FROM RESIDENTIAL 3 (R3) TO RECREATIONAL VEHICLE PARK DISTRICT (RV)
Mayor Rogers entertained a Motion to Rezone Lot 516 South Avenue B from Residential 3 (R-3) to Recreational Vehicle Park District (RV). Councilmember Kimbro made said Motion. Councilmember Simmons seconded. The Council voted unanimously to approve the Motion.	CONSIDER REZONING OF LOT 516 SOUTH AVENUE B FROM RESIDENTIAL 3 (R-3) TO RECREATIONAL VEHICLE PARK DISTRICT (RV)
Interim City Administrator Arpegea Pagsuberon requested transferring money left in the General Budget to the Police Department Budget...Mayor Pro-Tem Parker made mention that he felt Animal Control should be examined, since the Animal Control Officer had no way to defend herself. Perhaps attending the Academy could be explored. This would basically allow for another officer and she would gain education and a better way to handle the situations. This would also allow the Animal Control Officer to write municipal citations and warrants that Officer Hudson is currently processing. Ms. Pagsuberon stated that the Police Department Budget was approved with the anticipation that Deena Clark would be retiring and she did not. Ms. Pagsuberon was requesting that \$11,000.00 be transferred from General Admin to Police Department salaries.	BUDGET WORKSHOP: FY 2021-2022 BUDGET AMENDMENT
Council entered into the Public Hearing at 7:38 P.M. The Public Hearing was closed at 7:39	PUBLIC HEARING(S) AMENDMENT TO FY 2021-2022 MUNICIPAL APPROPRIATIONS BUDGET
Mayor Rogers entertained a Motion to Consider on First Reading Ordinance O19-22 Amending FY 2021-2022 Municipal Appropriations Budget. Mayor Pro-Tem Parker made said Motion. Councilmember Kimbro seconded. Council voted unanimously to approve the Motion.	CONSIDER ON FIRST READING ORDINANCE O19-22 AMENDING FY 2021-2022 MUNICIPAL APPROPRIATIONS BUDGET
Mayor Rogers suggested that different Councilmembers be assigned to separate departments to sit down with the department heads in order to streamline the process. It was agreed that this	DISCUSS BUDGET WORKSHOPS FY 2022-2023 BUDGET

<p>was a method that would be tried. The Head of the Department, Interim City Administrator Arpegea Pagsuberon and City Secretary Tammy Hourigan would attend these meetings, along with the assigned Councilmember. The departments were divided into four separate meetings. Civil Defense, Police Department, Code Enforcement, Municipal Court and Fire Department were assigned to Mayor Rogers, General Administration and Finance were assigned to Mayor Pro-Tem Parker. Public Works was assigned to Councilmember Wellman. Parks, Streets, Facilities and Garage were assigned to Councilmember Kimbro. Airport was assigned to Councilmember Stennett. These meetings would be scheduled in the near future and would be instrumental in streamlining the Budget reporting process.</p>	
<p>Ms. Pagsuberon reported that the current lake reading was 1134. The reading needs to be 1133 to enter into Phase II Drought Contingency. Councilmember Kimbro asked for verification that we had started drawing from Kickapoo, stating that they were at 65% capacity. It was discussed that it's important to begin drawing, since consumption limits are based on past usage and last year there was none. It was determined that Phase II would not be implemented, but Mayor Rogers stated to leave it on the agenda for each meeting in order to revisit. No action was taken at this time.</p>	<p>DISCUSS AND CONSIDER STATUS OF PHASE II DROUGHT CONTINGENCY RESOLUTION</p>
<p>There are security concerns due to the last meeting where an individual entered the Council Meeting and threw a note on the table and exited the room. It was mentioned that security could be increased in the room since it's so time consuming to set up everything at the Civic Center. There's really no way to judge the crowds until the agenda is set and it is known what will be covered. Mayor Rogers stated that he was in favor of remaining at City Hall. Mayor Pro-Tem Parker stated that he felt the more open area that was available and the more people could attend, the more transparency was apparent. Councilmember Stennett stated that he preferred the meetings remain at City Hall. Councilmember Simmons asked if the Special Called meetings had to be held at the Civic Center? Ms. Pagsuberon stated that the only meetings being determined at this time are the July 11, 2022 and the July 25, 2022. Mayor Rogers entertained a Motion to relocate the July 11, 2022 and the July 25, 2022 Council Meetings to the Olney Civic Center. Councilmember Simmons made said Motion. Councilmember Kimbro seconded. Council voted to approve the Motion and hold the next two meetings at the Civic Center. Councilmember Stennett was opposed.</p>	<p>DISCUSS AND CONSIDER THE LOCATION FOR THE JULY 11, 2022 AND JULY 25, 2022 CITY COUNCIL MEETINGS</p>
<p>Mayor Rogers wanted to remind everyone of the upcoming Citywide Celebration. Attorney Branum mentioned that he would have T-Shirts available at his office for purchase for \$20.00. Councilmember Kimbro stated that the pump truck needed to be</p>	<p>DISCUSS OTHER COUNCIL MATTERS-ITEMS OF CONCERN TO MEMBERS OF THE CITY COUNCIL</p>

<p>readied for service. Ms. Pagsuberon stated that she had received word that Young County had placed a Burn Ban into effect. Councilmember Kimbro inquired as to what that meant to the use of fireworks? He was informed that the Burn Ban did not prevent the use of fireworks, but that NO fireworks were permitted inside the City Limits.</p>	
<p>There being no further business to come before the Council, the Council adjourned at 8:08 P.M.</p> <p>ATTEST:</p> <p>_____</p> <p>Tammy Hourigan, City Secretary</p>	<p>ADJOURNMENT</p>