

**CITY COUNCIL OF THE CITY OF CLARENDON, TEXAS
REGULAR MEETING, AUGUST 8, 2024,**

207

CALL TO ORDER: Mayor Fangman at 5:30 p.m.

PRESENT: Mayor Jacob Fangman
Mayor Pro Tem Tommy Hill
Alderman Eulaine McIntosh
Alderman Terri Floyd
Administrator Brian Barboza
City Secretary Machiel Covey

ABSENT: Alderman John Lockhart
Alderman Ashlee Estlack

OTHERS PRESENT: Mandy Smith, Larry Kidd, and Roger Estlack

INVOCATION: Mayor Pro Tem Hill

PUBLIC FORUM: None

PUBLIC COMMENTS: Roger Estlack addressed Council on agenda item #11, closing streets and alley way. When this item comes up, he speaks against it because you do not know what the future holds. In the past, there was a request to close a block of 4th Street and Collinson which was approved by Council. Several months later, a house was built behind one of the properties that requested closures and the new property owners had to get an easement to get utilities to their property. In another situation, the EDC was looking at acquiring land along the railroad tracks, behind the vet clinic and Anna Howards land for a possible industrial park since it has rail and utility access. He missed a meeting and at this meeting Bill Cornell requested Orpe Street be closed between his store and West Texas Gas and City Council approved it. That would have been perfect access from Hwy 70 & 287 into the industrial area that is no longer available. We do not know what the future holds, we do not know if we might get a housing developer to come in here. Twenty years ago, we would not have thought someone like Peter Odima would have come in and built all those apartments on a block for his entire life was vacant and fenced in by barbed wire, you just do not know. If you act now and close those streets and alleyways, you are limiting the future growth of the city in that area. It hurts nothing to leave it like it is. Morrison Crump was allowed to build a fence on City property when he asked for a street closure, knowing the City could have him remove it in the future if something was to be built there, and that was okay with him. There was a member on the Council at that time that said the city should never give up its right-of-way or it is easement access ever because you just do not know. If our city began to grow in that direction, that would be a beautiful area for housing.

AUTHORIZATIONS BY CITY COUNCIL:

23-153

1. CONSENT AGENDA

- Meeting Minutes for Regular Meeting July 11, 2024
- Meeting Minutes for Called Meeting July 18, 2024, July 26, 2024
- Clarendon Volunteer Fire Department Report
- Donley County Commissioners Report
- Burton Memorial Library Report
- Clarendon Municipal Court Report
- Greenbelt Municipal and Industrial Report
- (New) Public Works Report

A motion was made by Alderman McIntosh and seconded by Mayor Pro Tem Hill to approve the Consent Agenda as presented. With each alderman voting AYE, the motion carried.

2. Discussion and possible action on the Council Report (List of Bills).

A motion was made by Alderman McIntosh and seconded by Alderman Floyd to approve the Council Report (List of Bills) as presented. With each Alderman voting AYE, the motion carried.

23-1553. Discussion and possible action on the Statement of Revenue and Expense.

A motion was made by Mayor Pro Tem Hill and seconded by Alderman Floyd to approve the Statement of Revenue and Expense as presented. With each Alderman voting AYE, the motion carried.

23-1564. Discussion and possible action on the following requests from SWEPCO presented by Percheron:

- Option to Purchase Easement, Line No. TLN194:00305, Easement No. 2F
- Memorandum of Option to Purchase Easement Offer

No action taken by Council.

23-1575. Discussion and possible action to accept the resignation of Alderman John Lockhart.

A motion was made by Mayor Pro Tem Hill and seconded by Alderman McIntosh to reluctantly accept the resignation of Alderman John Lockhart after ten years of dedicated service to the Clarendon City Council. With each Alderman voting AYE, the motion carried.

23-1586. Discussion and possible action on appointing a qualified individual to fill the vacant unexpired term of Alderman.

No action taken by Council.

23-1597. Discussion and possible action to allow Herrera Law & Associates, PLLC to intervene on behalf of CARD in SWEPCO's pending "IRS/PLR" case.

A motion was made by Alderman McIntosh and seconded by Alderman Floyd to allow Herrera Law & Associates, PLLC to intervene on behalf of CARD in SWEPCO's pending "IRS/PLR" case. With each Alderman voting AYE, the motion carried.

23-1608. Discussion and possible action for Clarendon City Council to appoint a qualified employee as the authorized representative for day-to-day operations of all city personnel.

A motion was made by Mayor Pro Tem Hill and seconded by Alderman McIntosh to appoint City Administrator Brian Barboza as the authorized representative for day-to-day operations of all city personnel. With each Alderman voting AYE, the motion carried.

23-1619. Discussion and possible action on accepting the resignation of Ken McIntosh as Director on the Greenbelt Municipal and Industrial Water Authority Board of Directors.

A motion was made by Mayor Pro Tem Hill and seconded by Alderman Floyd to approve the resignation of Ken McIntosh as Director on the Greenbelt Municipal and Industrial Water Authority Board of Directors. With each Alderman voting AYE, the motion carried.

23-162

10. Discussion and possible action to appoint a qualified individual to serve as Director on the Greenbelt Municipal and Industrial Water Authority Board of Directors.

A motion was made by Alderman Floyd and seconded by Mayor Pro Tem Hill to appoint Cameron Word to serve as Director on the Greenbelt Municipal and Industrial Water Authority Board of Directors for a two-year term. With each Alderman voting AYE, the motion carried.

23-163

11. Discussion and possible action on Approving an Ordinance of the City Council of the City of Clarendon, Texas, Vacating and closing certain streets and alleys in the City of Clarendon.

A motion was made by Mayor Pro Tem Hill and seconded by Alderman McIntosh to NOT approve an Ordinance of the City Council of the City of Clarendon, Texas, Vacating and closing certain streets and alleys in the City of Clarendon. With each Alderman voting AYE, the motion carried.

23-164

12. Discussion and possible action on approving an Ordinance amending Ordinance No. 510, Clarifying Rules, Regulations and Penalties Regarding Public Utilities.

A motion was made by Alderman McIntosh and seconded by Mayor Pro Tem Hill to approve an Ordinance amending Ordinance No. 510, Clarifying Rules, Regulations and Penalties Regarding Public Utilities, adding a due by time of 5:00 p.m. on last day due before late fees apply. With each Alderman voting AYE, the motion carried.

23-165

13. Discussion and possible action on approving a Resolution of the City of Clarendon, Texas, designating the officer or employee responsible for complying with Section 26.04 of the Texas Tax Code for the city; and providing an effective day.

A motion was made by Alderman Floyd and seconded by Mayor Pro Tem Hill to approve a Resolution of the City of Clarendon, Texas, designating Paula Lowrey as the officer or employee responsible for complying with section 26.04 of the Texas Tax Code for the city; and providing an effective date. With each Alderman voting AYE, the motion carried.

23-166

14. Discussion and possible action on receiving the calculated no-new revenue tax rate and voter-approval tax rate for the 2024-2025 Fiscal Year.

A motion was made by Alderman Floyd and seconded by Mayor Pro Tem Hill to accept using the voter-approved rate of 0.593711/\$100 to base the 2024-2025 City Operating Budget on. With each Alderman voting AYE, the motion carried.

23-167

15. Open and Evaluate sealed RFP(s) related to Broadband Deployment.

No action taken by Council.

23-168

16. Discussion and possible action to possibly Select Broadband Developer for Broadband Deployment.

No action taken by Council.

23-169

17. Discussion and possible action on amending Employee Handbook, Chapter 3, Employee Benefits, 3.08 Certification and Education Pay.

A motion was made by Alderman Floyd and seconded by Mayor Pro Tem Hill to approve amending the Employee Handbook, Chapter 3, Employee Benefits, 3.08 Certification and Education Pay, adding section G. Employee Reimbursement Agreement. With each Alderman voting AYE, the motion carried.

23-170

18. Discussion and possible action on the annual performance evaluation of the City Administrator.

Convened into Executive Session at 6:40 p.m. under the provision of Local Government Code, Section 551.074: Personnel Matters and Section; 551.071, Consulting with Attorney:

- Annual performance evaluation of the City Administrator

Re-convened into Open Session at 7:16 p.m.

No action taken by Council.

23-171

19. Discussion and possible action on the City Administrators Report:

- Update on Employees
- Clarendon Aquatic Pool last day August 11, 2024
- Q and A from Clarendon Housing Authority
- Golf Cart Ordinance as a discussion and possible action for next regular city council meeting.

MAYOR COMMENTS: Mayor Fangman thanked everyone for being at the meeting.

COUNCIL COMMENTS:

Adjournment:

There being no further business on the agenda, a motion was made by Mayor Pro Tem Hill and seconded by Alderman Floyd to adjourn the meeting at 7:27 p.m., with each Alderman voting AYE, the motion carried.


Jacob Fangman, Mayor

Attest:


Machiel Covey, City Secretary