

REGULAR MEETING OF THE CITY COUNCIL, CITY OF SHALLOWATER, FEBRUARY 21, 2023 AT 7:00 P.M. WITH THE FOLLOWING MEMBERS PRESENT:

ROYKING POTTER

MAYOR

AMANDA CUMMINGS

CITY SECRETARY

ASHLEY CARR

ADMINISTRATIVE ASSISTANT

WILL GRIFFIS (VIA CONFERENCE CALL)

CITY ATTORNEY

RUSSEL MOSES

CITY ADMINISTRATOR

ALDERMAN:

CHRIS CODY

LOGAN SCARLETT

JASON WHITE

TROY WHITE

KYLE YEAGER

Others Present: JD Young, Jessica Carothers, Leonard Nail, Ben & Alana Hayes, Jeremy Stewart, Michelle Rios, Kathy Williams, Brian Williams, Shawn Claunch, Chris Nathman, TJ McAuley, James McKay, Brady Gillson, Corey Youso, Mr. and Mrs. David Bloys

Pledge Of Allegiance: The meeting was opened at 7:00 p.m. by Mayor Potter.

Invocation: Invocation was offered by Mayor Pro Tem Chris Cody.

Public Hearing for a Variance for a Metal Storage Building to be Placed at 1120

17th Street for Katelyn Peterson: Mayor Potter opened the public hearing at 7:02 p.m. There was no one in attendance to speak on this matter.

Public Hearing for a Variance for Parking at Fred's Garage at 609 Avenue H for

Ben and Alana Hayes: Mayor Potter opened the public hearing at 7:02 p.m.

Public Hearing for a Variance to Place a Garage/Shop at 512 Avenue R for Cory

Condron: Mayor Potter opened the public hearing at 7:02 p.m. There was no one in attendance to speak on this matter.

Public Hearing for a Variance to Place a Garage/Shop at 1411 9th Street for Mr.

and Mrs. Youso: Mayor Potter opened the public hearing at 7:02 p.m.

Open Forum: Mayor Potter opened open forum at 7:03 p.m. There were no comments from the public. Mayor Potter closed open forum at 7:45 p.m.

Department Reports:

Fire Department: Jeremy Stewart asked if there were any question on the report and there were none. He stated that the new extrication equipment had arrived and they are processing the reimbursement from the county. Jeremy said that they had received a portion of the new helmets from the county and are still waiting on a couple to come in.

Emergency Management: Jeremy Stewart stated that the annexes had been updated and approved by the state. He asked if there were any questions, there were none.

Municipal Court: Judge McAuley stated that we have three current cases, one truancy case, three payment plans, one community service, one driver safety case, three deferrals and ninety-six warrants. He stated that Marla had started studying for her test and he is excited for her to take and pass it.

Police Department: Chief Williams asked if there were any questions on the report, there were none. He stated that the department had received the four ballistic shields from the governors grant and he brought one for everyone to look at. Chief Williams passed around a booklet of notification tags that the department will start using for business checks. He stated that they will leave a tag on businesses when they check on them, mainly at night. The officers will check the grounds of the businesses here in town and let the owners know that they were there. He stated that these notification tags are only for businesses and not residential property. He did say that they will have a different notification tag in the future for residential property. Chief Williams said that he is still working on hiring a sixth officer.

Code Enforcement: Officer Claunch asked if there were any questions on the code enforcement report, there were none. He stated that January was a busy month. They had twenty-two calls and he had closed out twenty of those calls.

Public Works: Ruben Ponce stated that water usage from our well field totaled 9,707,000 gallons, 8,134,000 gallons of which entered distribution, equaling 81 % of water consumption. Reject and wastewater from the Water Treatment Plant totaled 1,573,000 gallons. Water usage from the City of Lubbock totaled 0 gallons, constituting 0 percent of water used. He stated that wastewater flow for the month was 6,653,500 gallons, totaling 74.01 % of system capacity. Ruben stated the Public Works employees addressed maintenance issues on the sewer system on 8th Street, 10th Street and the Elementary School, Ave L, and on Loop 388 and Ave G; we also performed

major sewer main line repairs at 1315 10th Street and on the 700 block of 13th Street. He said that new water service taps were performed at 805 and 807 12th Street, and one meter and service line was replaced at 502 Ave F. Inclement weather mitigation including de-icing and sand spreading for traction at problematic intersections was performed as needed. Ruben stated that the Public Works employees continue to work on alley maintenance, pot hole repair, the wastewater collection system, water distribution, and animal control facilities.

Consider And Discuss Water and Sewer Updates and Engineering Report-

Leonard Nail, Parkhill: Leonard stated that the report from the well field, the AGS, should be ready for review at the next council meeting along with the preliminary plat for the city property. He stated that the acid project is going through its final QA/QC. Leonard said that Brian Stevens would be coming out on Thursday to meet with Russel and Ruben at the waste water plant to discuss what to do about the odors. Mayor Potter stated that he would like to be present on Thursday as well. Leonard stated that they are continuing to work on the PIF's.

Consider And Discuss a Resolution to Adopt Use of Hart Intercivic Verity Duo Controller Version 2.5.1, Hart Verity Duo Writer Version 2.5.1, the Hart Verity Scanner Version 2.5.2, and the Hart Verity Duo Go:

Alderman Cody made the motion to adopt the use of the Verity. Alderman Scarlett made the second. Motion carried with all in favor.

Consider And Discuss a Resolution to Deny a Resolution by the City of Shallowater, Texas ("City") Denying Southwestern Public Service Company's Proposed Rate Increase Request in Connection with its Statement of Intent Submitted on About February 8, 2023; Authorizing the City's Continued Participation with Other Cities in the Alliance of Xcel Municipalities ("AXM") and Participation in Related Rate Proceedings; Authorizing the Hiring of Attorneys and Consultants; Requiring Reimbursement of Reasonable and Consultant Expenses; Finding that the Meeting Complies with the Open Meetings Act; Making Other Findings and Provisions Related to this Subject:

Alderman J. White made the motion to deny the resolution. Alderman Yeager made the second. Motion carried with all in favor.

Consider And Discuss Variance for a Metal Storage Building to be Placed at 1120

17th Street for Katelyn Peterson: Alderman J. White made the motion to approve a metal storage building to be placed at 1120 17th street for Katelyn Peterson Alderman Yeager made the second. Motion carried with all in favor.

Consider And Discuss Variance for Parking at Fred's Garage at 609 Avenue H for

Ben and Alana Hayes: Alderman J. White made the motion to approve the variance for parking at Fred's Garage, 609 Avenue H for Ben and Alana Hayes. Alderman Scarlett made the second. Motion carried with all in favor.

Consider And Discuss Variance to Place a Garage/Shop at 512 Avenue R for Cory

Condron: Alderman Cody made the motion to approve a garage/shop to be placed at 512 Avenue R for Cory Condron. Alderman Scarlett made the second. Motion carried with all in favor.

Consider And Discuss Variance to Place a Garage/Shop at 1411 9th Street for Mr.

and Mrs. Youso: Alderman J. White made the motion to approve the variance to place a garage/shop at 1411 9th street for Mr. and Mrs. Youso. Alderman T. White made the second. Motion carried with all in favor.

Consider And Discuss Paying Off Citizens Bank Debt or Applying to a Project:

Mayor Potter recommended to the council that the Citizens Bank note be paid off. Alderman Scarlett made the motion to pay off the note at Citizens Bank. Alderman J. White made the second. Motion carried with all in favor.

Consider And Discuss Placing a Fence to Separate the Land at the Wastewater

Treatment Plant: Alderman T. White made the motion to place a fence to separate the land at the waste water treatment plant. Alderman Yeager made the second. Motion carried with all in favor.

Consider Minutes of Previous Meeting: Alderman J. White made the motion to approve the minutes from previous meeting. Alderman Yeager made the second. Motion carried with all in favor.

Consider Financial Report: Alderman Cody made the motion to approve the financial report. Alderman Scarlett made the second. Motion carried with all in favor.

Consider Bills Payable: Alderman Yeager made the motion to approve the bills payable.

Alderman J. White made the second. Motion carried with all in favor.

The council went into executive session to discuss the following items under section 551.071 of the government code regarding consultation with city attorney and section 551.072 of the government code regarding deliberations about real property, and section 551.074 of the government code regarding personnel matters; to discuss options to pay off the Citizens Bank note or use funds for a project; to discuss placing a fence at the wastewater treatment plant; to discuss public works director position at 7:11 p.m.

The Council reconvened in regular session at 7:37 p.m.

Consider And Discuss Public Works Director Position- Update from Russel:

Alderman J. White made the motion to higher Ruben Ponce as public works director. Alderman Scarlett made the second. Motion carried with all in favor.

There being no further business, meeting was adjourned at 7:48 p.m.

Amanda Cummings, City Secretary

Royking Potter, Mayor