REGULAR MEETING OF THE CITY COUNCIL, CITY OF SHALLOWATER, JULY 16, 2024 AT 7:00 P.M. WITH THE FOLLOWING MEMBERS PRESENT:

ROYKING POTTER	ALDERMAN:
MAYOR	CHRIS CODY
AMANDA CUMMINGS	JASON WHITE
CITY SECRETARY	TROY WHITE
NIKKI CORONADO	KYLE YEAGER
DEPUTY CITY SECRETARY	
RUSSEL MOSES	
CITY ADMINISTRATOR	
WILL GRIFFIS	
CITY ATTORNEY (VIA CONFERENCE CALL)	

Others Present: JD Young, Kathy Williams, Brian Williams, Leonard Nail, James Andrews, Jeremy Stewart, Ruben Ponce, Silas Jones, Shawn Claunch, Scott Schleicher, and TJ McAuley

Pledge Of Allegiance: The meeting was opened at 7:05 p.m. by Mayor Potter. Mayor Potter closed the hearing at 7:41 p.m.

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

Open Forum: Open forum was opened at 7:08 p.m. JD Young addressed the council regarding the repeater for the police department and stated that the city should reach out to the County Commissioner. He also mentioned that the county museum has very tall weeds and he asked that Code Enforcement address it. Scott Schleicher, stated that he lives at 504 Avenue T, and asked why the city property on 502 Avenue T has no sidewalks and the rest of development does. He added that there is not a fire hydrant there and asked why. He said we need to do something with 5th Street east of Ave Q because it is falling apart. Russel Moses mentioned that originally the city was going to put a well at that site so the developer was not required to put in sidewalks at that location and the placement of the fire hydrants meets city code and has been reviewed by the Fire Chief and Fire Marshal. He added that the fire hydrants are placed every 500 feet and his address has adequate service for fire protection within the city specs. Mr. Schleicher stated that he would like the city to consider developing the site with sidewalks because it is not a well site and the budget will allow. Mayor Potter mentioned the thank you from Norman Moore and his family. Mayor Potter mentioned that Mr. Moore served on the council for several years and to keep the family in their prayers during this time. Mayor Potter closed open forum at 7:35 p.m.

Public Hearing on Variance Request to Place a Shop and Awning at 1905 13th Street for Mr. Brandon Scroggins: Mayor Potter opened the Public Hearing at 7:10 p.m. and stated that it will remain open for at least thirty minutes. Mayor Potter closed the hearing at 7:41 p.m.

Department Reports:

Fire Department: Jeremy Stewart was present and a written report was presented. There were no questions.

Emergency Management: Jeremy Stewart was present and a written report was presented. There were no questions.

Municipal Court: Judge McAuley provided Amanda Cummings with the report. She stated that there were seven new cases, four truancies, eighteen on payment plans, eight show cause, nine deferred, one community service, six driver safety courses, five awaiting trial, and 110 warrants.

Police Department: Chief Williams presented a written report. He mentioned that the insurance adjuster is scheduled to meet with Travis on the hail damage to the truck. April is waiting on TEEX to get the certificate to take the state test on Code Enforcement. He added that they have sworn in two more reserve officers and may have another soon. He said they have been out a few times in the last month training.

Consider and Discuss the MOU Between Shallowater PD and Shallowater Independent School District Police: Chief Williams explained that is just a rough draft, but wanted to let the council know it was coming. He added that he may want to bring in a few of the council members as they continue to discuss the agreement. No action was taken at this time.

Consider and Discuss Bids for Asbestos Abatement for Building: Chief Williams mentioned that he talked to the guy with the low bid today and he estimates four days to do the whole building and the air monitoring. He added that the cost for air monitoring is per day. Chief Williams stated this gentleman talked to the people doing the abatement for SISD and they should be getting with us. He said it would be $1,000 to get the state plan. Amanda explained that $28,672.72 had been received from insurance and so far, $15,697.60 has been spent to repair the building. Alderman Kyle Yeager asked what the bid for flooring was on the second option. She said Carpet Barn is $12,132.53 and Yates is $13,500.95. Chief Williams added that 1 Priority had the lowest bid of $11,200 to remove it, but there would be the additional cost of air monitoring. There was discussion about potentially renting David Childers building for them to work out of during the repairs. Mayor Potter said he would ask him to see if that is a possibility. Alderman J. White made the motion to accept the bid from Priority 1 for $11,200 and Carpet Barn for the flooring for $12,132.53 and to pay the additional monitoring costs. Alderman Yeager made the second. The motion carried with 4 in favor and Alderman Scarlett absent.

Code Enforcement: Officer Claunch provided a written report. He stated that it has been busy and he would reach out to the county regarding the weeds at the museum and he is trying to get in touch with the railroad to clean up what is inside the city limits. Kathy Williams stated she just heard from Commissioner Rackler and he said the county has a contract with the museum and they have sprayed for the weeds, but to get in touch with Lubbock County Road and Bridge regarding any issues. He mentioned that the houses on 12th have changed owners, but he is working through it to get it cleaned up.

Public Works: Ruben Ponce presented a written report. There were no questions.

Consider and Discuss Approval to Purchase a Public Works Vehicle Before the End of this Fiscal Year: Mayor Potter asked which truck will be going out of service. Ruben stated the one they refer to as the "sidewinder." Mayor Potter asked if he was happy with the ¾ ton that was purchased last time and Ruben said he was happy with the last two that came from there. Mayor Potter asked if he wanted him to go back to the same place. Everyone agreed. Alderman J. White made the motion approving Mayor Potter to go back to Specialty Trucks to purchase a vehicle for Public Works before the end of this fiscal year. Alderman Yeager made the second. The motion carried with 4 in favor and Alderman Scarlett absent.

Consider and Discuss Water and Sewer Updates and Engineering Report-Leonard Nail, Parkhill: Leonard Nail stated that the emergency lift station is coming along the force main has been installed and tested, but we are waiting on the pumps which are still four months out. Mayor Potter mentioned that he asked some of the old-timers about the property because there was trouble finding the Xcel line. He said Lonnie called him and after several conversations it was located.

Consider and Discuss Well Field Proposal Project Presented by Silas Jones: Mayor Potter stated that we will need to discuss this in executive session next month because we will not discuss prices in open session. Mayor Potter asked him to provide a brief summary on the project. He described that he owns the land east of the well field and they drilled some house wells and the water was not as good as they thought. He said they did not drill on the south end, but he thinks chances are they would be 30-50 gallons per minute, but he cannot know without drilling. He said the land has sold to the east, but the 26.7 acres is left and he wanted to bring it to the city before it was sold to someone else. Silas said big question is how much water is there? He said the city could purchase it and engage with our engineer or he could drill a few wells to TCEQ standards and if they turn out good the city could purchase the wells. Mayor Potter explained that the city is interested, but we need to discuss in executive session. Mr. Jones stated that he could come back next month. Alderman Yeager made the motion to table this item until next month. Alderman T. White made the second. The motion carried with 4 in favor and Alderman Scarlett absent.

<u>Consider and Discuss Variance to Place a Shop and Awning at 1905 13th Street in Highland Trails for Brandon Scroggins:</u> Mayor Potter explained that this was the homeowner that requested the well and he is wanting to expand the shop so he has less to water. Alderman T. White said he suspects that we will receive several requests for these larger lots and asked if we could look at amending the ordinance just for the larger lots. Mayor Potter explained that we need to get with Will and Amanda explained what the current ordinance states, but we can look at this at a future meeting. Mayor Potter explained that we will have to make a decision under the current ordinance for this address, but he very much likes the idea. Alderman T. White asked how big this is. Amanda explained that the awning is 500 feet and the shop is 1500 square feet. She added that we have not had any calls or complaints. She added that is not over 60% of the entire lot. Will mentioned that we needed to review the deed restrictions to restructure the ordinance. Alderman J. White made the motion to accept the ordinance as presented. Alderman T. White made the second. The motion carried with 4 in favor and Alderman Scarlett absent.

<u>Consider and Discuss the Trauma Service Area B EMS Education Funding Process to Submit an Application and Sponsor Selected EMS Employee(s) to Attend Approved Training that the City Will be Reimbursed for in an Effort to Recruit and Retain EMS Employees with Funds Provided to DSHS Through Senate Bill 8:</u>
Russel Moses explained that funds have become available for us to send selected EMS employees to training. If an employee attends the training the city will pay for it and be reimbursed. The employee will also have to stay on with the city for at least two years after

they get a higher-level certification. This helps the city to retain paramedics, which we need, and it helps the employee achieve a higher-level certification at no cost to the city. Russel stated that Idalou and Sundown are looking at this and planning to participate as well. There is not a limit, but Russel stated we may start with a couple to see how the program works. Mayor Potter likes that we can start a process where we can stagger it to have paramedic coverage and attract and retain employees. Alderman Yeager made the motion to proceed. Alderman J. White made the second. The motion carried with 4 in favor and Alderman Scarlett absent.

Consider and Discuss the Texas Municipal League Intergovernmental Risk Pool Cyber Liability and Data Breach Response Interlocal Agreement: Amanda Cummings explained that cybersecurity is becoming more of an issue and TML is now requiring that each city adopts the interlocal agreement to continue to have coverage. She stated the cost is $1250 annually, but if we were to incur a breach it could cost significantly more than that. She added that Will has reviewed the terms and there were no issues. Alderman J. White made the motion adopt the TMLIRP Cyber Liability and Data Breach Response Interlocal Agreement as presented. Alderman Yeager made the second. The motion carried with 4 in favor and Alderman Scarlett absent.

Consider and Discuss TXHealth Rerate for the 2024-2025 Fiscal Year: Amanda explained that we were very fortunate and had a zero percent increase in our medical benefit. She added that the vision increased minimally, by approximately $1.00. She stated that we accepted the rerate and had to respond by July 1st, but the council still needs to take action on this item. Alderman Cody made the motion to accept the rerate for TX Health for the 2024-2025 fiscal year. Alderman T. White made the second. The motion carried with 4 in favor and Alderman Scarlett absent.

Consider and Discuss Allocating Funds for Debt Service to LCAD for 2024 Property Tax Calculations and Approving Form A and Form B: Amanda explained this is what we do every year before we receive the calculations from Lubbock Central Appraisal District. The council is required to determine the amount allocated to pay our debt service. Mayor Potter stated that we could increase this amount and Amanda said yes, whatever the council allocates for debt service will be used in the tax rate calculations. Alderman Cody stated that we have been paying off more debt as we could over the last few years. Mayor Potter stated that we looked at this and prioritized paying off the higher interest debt first. Amanda stated that we paid off the Citizens State Bank and Happy State Bank loans because they repriced and the interest rates were significantly higher so there was a great benefit to the city in decreasing the cash fund to pay off those loans to save thousands in interest. Amanda explained the $200,000 allocated in the past used $60,000 for the Peoples Bank Street Loan and $140,000 is used for the 2012 GO Bonds. Alderman Cody made the suggestion to keep the rate the same to try and keep the rates lower. Alderman Cody made the motion to allocate $200,000 for debt service for the 2024 property tax calculations and adopt Form A and Form B. Alderman J. White made the second. The motion carried with 4 in favor and Alderman Scarlett absent.

Consider Minutes of Previous Meeting: Alderman Yeager made the motion to approve minutes from previous meetings. Alderman J. White made the second. The motion carried with 4 in favor and Alderman Scarlett absent.

Consider Financial Report: Alderman Cody made the motion to approve the financial report. Alderman Yeager made the second. The motion carried with 4 in favor and Alderman Scarlett absent.

Consider Bills Payable: Alderman J. White made the motion to approve the bills payable. Alderman Yeager made the second. The motion carried with 4 in favor and Alderman Scarlett absent.

Budget Workshop: Amanda presented the proposed budget and explained that she built it with the Voter Approval Tax Rate, a 5% cost of living adjustment for employees, but for EMS to receive a $1.00 increase per hour for each certification level. Alderman Cody explained that the rate is actually staying the same or is lower, if people pay more it is because the appraisals are higher, but the rate last year was $0.59 per $100 valuation and what we are proposing for 2024 is $0.59 per $100 valuation. Amanda asked for the council to look at the street line item and she showed how much has been budgeted for the last several years and what we want to do. She mentioned that we want to make 5th Street off of Ave Q a better road with curb and gutter and this would require the city to work with Lubbock County. There was discussion on whether or not the County will contribute. Amanda explained that the county said they would match what the city does on their property only. She added that Mr. Hohertz said he would help as well and she noted how rare that is for a developer to come back and improve a project after the fact. She added that we want to also look at the drainage south of 7th to 5th on Avenue Q and put in valley gutters on the intersections between 12th and 5th. Amanda also mentioned that one of the largest needs is elevated storage and while it is not in the budget, that it is something we will pay cash for. She added that this budget does not have any water or sewer increases. Amanda asked if there were any questions or any changes that the council would like her to make before she files it with the County Clerk. She asked the council to also look at the Lubbock Water tab and the Account Summaries to page to see how she calculated the expense. She added that we are working on the upcoming Region O Water Plan and making sure that the city's needs are included. There were no further questions.

There being no further business, meeting was adjourned at 8:37 p.m.

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Amanda Cummings, City Secretary Royking Potter, Mayor