

City of Bronte, Texas
Regular City Council Meeting Minutes
Thursday, December 20, 2018 6:30 P.M.

**The City Council of the City of Bronte, Texas met in regular session in City Council Chambers,
City Hall, 114 S. Washington Street, Bronte, Texas at 6:30 p.m.**

6:30 P.M. City Council Convened - City Council Chambers, 114 S Washington Street, Bronte, Texas

Present: Paul Gohman, Mayor
David Bedford, Mayor Pro Tem
Steve Hines, Councilman
Lee Wommack, Councilman
Stormy Vaughn, Councilman

Ricky Royall, Utilities Director
Teresa Ballard, City Secretary
Sherry Bailey, Deputy City Secretary

Absent:
Eileen M. Hayman, City Attorney
Santiago Rodriguez, Councilman

A. Proclamations and Presentations

- A.1. Pledges of Allegiance
- A.2. Mayor Pro Tem, David Bedford

B. Citizen Comments - Any citizen wishing to appear before a regular meeting of the City Council may do so by signing up to speak at the City Council meeting itself, with regard to any item posted on the City Council agenda. Council may take comments from citizens on this matter. Citizens are allowed three minutes for comments.

No citizen comments

- 1. **Discuss/Act – Community: Special Speaker** - Noemi Garcia, from Austin and Maria Orozco from San Angelo with Family Heritage Life.
Information only, no action taken
- 2. **Discuss/Act Community: - Update Status** - Consider how to help citizens with disposal of materials on their property.
Start out twice a year, once in the Spring and the other in the Fall. Advertise and give citizens plenty of time to prepare.
David Bedford made a motion to have the Mayor and City staff get in contact with Nick Arrott with RBF to work out the details, seconded by Lee Wommack.
Vote: 4-0 motion carried

Regular Agenda

- 3. 3a. **Discuss – Public Safety: Fire Department Report**
Stormy Vaughn reported bunker gear in and will receive \$15k reimbursement by grant from Texas Forestry. Wild land gear has arrived with help from United Way Concho Valley Venture grant. The electricity is almost complete at the new fire station. List has been compiled for plumbing, and they have received a couple of bids for A/C.
- 3b. **Discuss – Public Safety: Sheriff's Enforcement Report**
Deputy Damian Roberson gave report as follows:
Calls for ordinance enforcement – 0
Officer ordinance notification form city hall – 1
Ordinance warnings issued – 0 verbal and 0 written
Ordinance citation issued - 0
Discussion only, no action taken
- 3c. **Discuss – Animal Services: Animal Report**
Teresa Ballard reported the following:
Cats – 10

- Skunks – 7
- Raccoons – 1
- Possums – 3

Money has been collected for surrendering animals from previous months
 Discussion only, no action taken

- 4. **Discuss/Act – Animal Services: Livestock Permits**
 No livestock permit this month

Consent Agenda

- 5. **Discuss/Act – Code Enforcement: Permits**
 - 5a. Railroad St., Carper, Ricky Royall approved but only if the carport poles were moved away from the easement. Ricky Royall inspected and approved.
 - 5b. 410 Sweetwater Rd., Caraway, Sea Container – Ricky Royall approved where the sea container is located for now, but the container will go behind the fence once the fence is complete. Cleaning his property is a work in progress. Ricky Royall will continue to monitor progress.
 - 5c. 715 E Main, Mohler, Metal Garage – Ricky Royall approved
 - 5d. 815 E Main, Hogan, Sea Container-Ricky Royall approved
 - 5e. 322 Sweetwater Rd., Jones, Addition to Barbershop- Ricky Royall approved – he is adding on the building for a massage room.

Lee Wommack made a motion to approve all permits, seconded by David Bedford.
 Vote: 4-0, motion passed
- 6. **Discuss/Act – City Secretary: Consider removal/disposal to the convenient center of Council Chamber chairs that are safety issue.**
 Lee Wommack made a motion to approve of disposal of chairs, seconded by David Bedford.
 Vote: 4-0, motion passed
- 7. **Discuss/Act – City Secretary: Consider and take action adding Sherry Bailey, Deputy City Secretary signature to the City of Bronte’s safety deposit box, certificate of deposits and all City of Bronte funds.**
 Stormy Vaughn made a motion to be added to all the City of Bronte funds, seconded by Steve Hines.
 Vote: 4-0, motion passed
- 8. **Discuss/Act – City Secretary: Consider and take action City’s 2019 General Election calling for an election for May 4, 2019. Three council members will be up for re-election.**
 Lee Wommack made a motion to approve the 2019 general election, seconded by Stormy Vaughan.
 Vote: 4-0, motion passed
- 9. **Discuss/Act – Community: Consider and take action Hal Spain for Designation of Emergency Preparedness Advisory Member Representing Coke County and City of Bronte.**
 Lee Wommack made a motion to approve for Hal Spain to be the Designation of Emergency Preparedness Advisory Member representing Coke County and City of Bronte, seconded by David Bedford.
 Vote: 4-0, motion passed
- 10. **Discuss/Act – Economic Development: EDC Report from EDC Representative**
 Brenda Hines reported that Jason Luna with USDA to complete applications along with Reese Braswell and Teresa Ballard.
 No action taken, discussion only,
- 11. **Discuss/Act – Community Development: Depot – Update - Consider what to do with the Depot**
 Ricky Royall presented slide show of pictures of areas at the depot that need attention. Recommendation to work roof and foundation. Contact historical foundation to get information and see if someone could attend the next council meeting to educate council and city staff how to go about repairs to the Depot.
 Discussion only, not action taken
- 12. **Discuss/Act – Economic Development: Update on land behind the Depot**
 Discussed if Council decides to go with helicopter pad, pad needs to be 40’X40’ with a 4” support pad. A quote for pad with a ramp would cost approximately \$12K.
 Discussion only, no action taken
- 13. **Discuss/Act – Community Development: - Consider hiring grant writing and administrative service for the Texas Community Development Block Grant Program TxCDBG.** Bids were sent out and one replied to the RFP. Consider accepting Municipal Consulting Agency as our administrator for the TxCDBG program.

Mayor Gohman would like the grant to be used to update the water treatment plant. If we get the grant, we can use the money from the water debt fund to replace some of our water line. Stormy Vaughn made a motion to hire Municipal Consulting Agency as our administrator for the TxCDBG program, seconded by David Bedford.

Vote: 4-0 motion passed

14. **Discuss/Act – Utilities: Update** - Reviewing of Water Supply Contract with City of Robert Lee and City of Bronte and Wholesale Treated Water Supply Agreement with Upper Colorado River Authority - UCRA, City of Robert Lee and City of Bronte. Both contracts are from 2011.

Discussion on this matter: (1) if Robert Lee goes over their 200K gallons a day allotment of water, then a \$.30 increase per 1K gallons would be charged; or (2) An overage rate or fine should be collected of the rate of the base water charge, instead of \$2.50 per 1K gallons (lake water current rate), we would charge the \$4.76 per 1K gallons (current base rate for well water); or(3) We just write a warning letter saying you have been going over the 200K gallons of water and give Notice stating "Try not to go over it (200k gallons) again".

Bronte has ordered a new \$3,100 water meter to be installed for accuracy measuring water sold to Robert Lee. Mayor Gohman states that the old meter is about 90% effective because so much pressure of water runs through it daily. The meter would actually run slower through the years. This meter is the original meter and was installed in 2011. We are doing our due diligence by installing this new meter and it will pay for itself. Council discussed, we can charge an overage rate (fine that is much higher than the normal rate) or charge them a minimal overage rate. If we allow Robert Lee to go over 200k gallons a day at a minimal rate, they could "open the valve" and we would have zero control over the water supplied or have no limit set on the water they use or sell. It was suggested that we either stick with the 200k gallon limit or go with the higher rate as an overage charge. It was also discussed that any overage rate would be calculated on a monthly basis and not daily for easier billing purposes; being the number of gallons per day, multiplied by thirty days. If we allow more than 200k gallons a day, we will have to amend the Contract, and have it recorded. If the current meter is wrong and it is fast, we are replacing the meter with a new one. Bronte has not charged Robert Lee any higher rate for water they used over 200k gallons a day in the past. Bronte will install the new meter and if Robert Lee goes over their 200k gallons a day, charged on a monthly basis, Robert Lee will be billed said amount as an overage rate.

David Bedford made a motion that the City of Bronte charge 50% over our rate for lake water and 50% over our rate for well water in the event Robert Lee goes over the 200K gallons a day on a monthly basis, seconded by Stormy Vaughn.

Vote: 3 for and 1 held vote (Lee Wommack), motion passed.

Stormy Vaughan added a 90-day notice will be given of the effective date.

Ricky Royall recommends sending old meter to factory to be re-calibrated, repaired, and then changed out every couple of years.

Mayor Gohman opened public hearing for Curfew Ordinance at 7:55pm December 20, 2018 for discussion.

An ordinance of the City of Bronte, Texas repealing and replacing Ordinance No. 298. Adopting new Curfew Ordinance #18-08 "curfew hours for minors"; defining terms; creating hours for curfew for minors; creating offenses for minors, parents of minors, and business establishments violating curfew regulations; providing for enforcement; providing for a penalty of up to \$500 for each offense, making various findings and provisions related to the subject; containing a severability clause; repealing all other ordinances conflicting herewith; providing for publication and providing that this ordinance shall be effective from and after January 31, 2019.

There is no discussion from the public; mayor closed public hearing for Curfew Ordinance at 7:57pm, December 20, 2018.

15. **Public Hearing – Ordinance:** Hold the 1st of two public hearing on amending/archiving Curfew Ordinance #298 and adopting new Curfew Ordinance #18-08.

- 15a. **Discuss/Act – Ordinance: Curfew Ordinance 1st Reading – Curfew Ordinance:**
Consider and take action on an ordinance of the City of Bronte, Texas repealing and replacing Ordinance No. 298. Adopting new Curfew Ordinance #18-08 “curfew hours for minors”; defining terms; creating hours for curfew for minors; creating offenses for minors, parents of minors, and business establishments violating curfew regulations; providing for enforcement; providing for a penalty of up to \$500 for each offense, making various findings and provisions related to the subject; containing a severability clause; repealing all other ordinances in conflict herewith; providing for publication and providing that this ordinance shall be effective from and after January 31, 2019.

Discuss/Act – Ordinances On-going: Consider revising the following ordinances currently in place

16. **Discuss/Act – Ordinance: Recreation Vehicles and Recreation Vehicle Parks Ordinance #13-03**
Consider and take action on amending/archiving RV/RV Park Ordinance #13-03 and adopting new Recreation Vehicles and Recreation Vehicle Parks Ordinance #18-09.
Stormy Vaughn made a motion to pass Recreation Vehicles and Recreation Vehicle Parks Ordinance #18-09 with minor changes corrected, seconded by Steve Hines.

Vote: 4-0, motion passed

17. **Discuss/Act – Ordinance: Junked Vehicle Ordinance #14-03**
Consider and take action on amending/archiving Junked Vehicle Ordinance #14-03 and adopting new Junked Vehicle Ordinance #18-11.

Stormy Vaughn made motion to pass Junked Vehicle Ordinance 18-11 with minor changes corrected, seconded by Lee Wommack.

Vote: 3-1, Steve Hines voted No; motion passed.

18. **Discuss/Act – Ordinance: Texas Gov’t Transportation Code Chapter 396 – Auto Wrecker/Salvage Yards**
Consider and take action. Council has reviewed Texas Gov’t Transportation Code Chapter 396 – Auto Wrecker/Salvage Yards.
Discussion that currently, the City will handle this situation internally through the Public Nuisance Ordinance. A demand letter will be written to any properties that are out of compliance. A monthly or routine check on the properties will be done to avoid this condition in the future. If the Public Nuisance Ordinance internally does not work and payment of fines are not collected, then the Department of Transportation will be contacted.

Discussion only

19. **Discuss/Act – Ordinance: Dangerous Building Ordinance #368**
Consider and take action on amending/archiving Dangerous Building Ordinance #368 and adopting new Dangerous Building Ordinance #18-12.
The 2000 International Residential Code needs to be updated. The 2018 International Residential Code will be adopted, and a revised Dangerous Building Ordinance #368 will be adopted next Council meeting. Stormy Vaughn made a motion to be tabled until next council meeting, seconded by Lee Wommack.

Vote: 4-0 motion passed

It was noted Council needs to update and adopt the new International Fire Code as well.

- 19a. **Discuss/Act – Community: Update - Building Standards Committee**
New committee has been appointed. New members being Ricky Royall-Fire Marshall, Santiago Rodriguez-City Council, and Bob Bailey-citizen, to serve as the at large member to the board of appeals

20. **Discuss/Act – Cemetery:** Consider what to do with cemetery land
Request for Council to trade 22.7 acres of land by the cemetery (in which City of Bronte has interest) for a 0.94 acre of land near the cemetery. Discussion by Council that City of Bronte cannot facilitate said request. Mayor Gohman stated that the entire 22.7 acres is in a flood plain and does not see a city use for the property. The 0.94 acre tract of land would be great to purchase and maybe have a graveside pavilion added as a service and an accommodation for the citizens.

Discussion by Council regarding 2.33 acres of land behind the current cemetery that was deeded to the City by the Barbee family years ago. Terms of donation state City of Bronte would need to put a

monument up as dedication. Requested monument would cost \$6,500.00. The City sewer line runs through the 2.33 acres of land. The sewer line could be found with a road over the sewer line and other area would be graves. If we were to build a pavilion for graveside services, the location of the 0.94 acre would be a great location since it is so close to the cemetery. Mayor to contact Ms. Barbee explaining our options other than the requested monument as dedication, such as a plaque or a plaque on the pavilion with acknowledgment to Barbee family.

Councilman, David Bedford left the council meeting at 8:25pm for another business meeting.

Mayor tabled until more research is done. Update at next council meeting.

21. **Discuss/Act – Zoning:** Consider Zoning Committee

Mayor Gohman is suggesting two council members. Stormy Vaughn and Steve Hines appointed to the committee. First need a Comprehensive Plan for the City.

Discussion only

22. **Discuss/Act – City Secretary:** Consider purchasing new chairs for city council chamber

Lee Wommack made motion to purchasing eight new, maroon chairs for city council chamber, seconded by Stormy Vaughn

Vote: 3-0 motion passed.

23. **Discuss/Act – City Secretary:** Update - Consider revised Citizen Complaint Form

Judge Walker has approved of the form. The form will be posted on the website.

Lee Wommack made a motion to approve revised Citizen Complainant Form, seconded by Stormy Vaughn.

Vote: 3-0 motion passed

Consent Agenda - Items considered to be routine and enacted by one motion without separate discussion. If the City Council desires to discuss an item, the item is removed from the Consent Agenda and considered separately.

Consent Agenda – Minutes

24. November 15, 2018

Lee Wommack Item 17 should be zoned

Lee Wommack made a motion to accept the November 15, 2018 with the change of item 17 zoned, seconded by Stormy Vaughn.

Vote: 3-0 motion passed

Consent Agenda - Discuss/Act – Finance: November

25. Balance Sheet

26. Revenues and Expenditures

27. Bills Paid – Council Approval Report and Check Register Report

Bank statements have been reconciled but the General Ledger has not. Request by Teresa Ballard for one-on-one training to be paid to help with billing/accounting software. Accounting and software issues still exist. Auditors will be here in January.

Lee Wommack made a motion to accept November monthly reports as printed with noted errors, seconded by Steve Hines.

Vote: 2-1 Stormy Vaughn voted No; motion passed

Discuss – Mayors Report: Goals and projects

- 1) Received bids to work on drainage; want the pavement to be cold
- 2) people has asked why do we charge more for commercial accounts;
 - a. Water rate is based off of the size of the meter / size of the line. The line size determines the size of the meter which determines the rate.
 - b. Sewer rate residential is low rate. Commercial rates are little bit higher because more waste goes into the sanitary sewer and more of a load and higher to treat.

City Secretary Report

Auditing the utility billing, we are not charging customers for delivery and removal of trash dumpsters properly. A charge of \$45 to deliver and \$45 to remove a dumpsters needs to be added to an Amended

Ordinance and start charging the customer. Water ordinance lists a \$27.50 charge to turn water off and additional \$27.50 to turn it back on. Currently we do not charge, but we need to.

City Secretary to set up a meeting with Mayor Gohman, Stormy Vaughn and Republic Services next month.

Utility Director Report


Ricky Royall reported on code enforcements 12 closed nuisances and 16 still working on. Would like to start taking old meters to sale them as brass in San Angelo.

Request for future agenda items

Discuss possible drone to help City Staff service waterlines.

Update on lawsuit.

Adjourn: No further business meeting adjourn at 9:49pm.


Paul Gohman, Mayor

ATTEST:


Teresa Ballard, City Secretary