

Public Hearing May 18, 2021

Mayor Dusty Cornelius called the public hearing on substandard structure and public nuisance at 229 N. Durham owned by Mario Garza Jr. and Veronica Garza to order at 6:32 p.m. Samantha Hyatt with Texas Communities Group (TCG) presented information regarding the substandard structure and public nuisance at 229 N. Durham. The public hearing was adjourned at 7:01 p.m.

Regular Council Meeting May 18, 2021

Mayor Dusty Cornelius called the regular meeting to order at 7:02 p.m. with the following council members present: Brad Thornhill, James Parkhill, Kevin Fry, Heidi Hays, and Abel Reyna. Jim Justus was absent. Also present were City Administrator Amy Wallace, City Secretary Cheyanne Flores, Public Works Director Chase Longo, Samantha Hyatt with Texas Communities Group, Elida Rodriguez, Judge Jan Matthews, Ronald Coomer with Triple C Waste Services, and Gary Regner with SOS Waste Disposal, Inc.

Approve Minutes of April 20, 2021: Abel Reyna made a motion to approve the April 20, 2021 minutes. Kevin Fry seconded the motion. Motion carried.

Approve Called Meeting Minutes of May 11, 2021: Heidi Hays made a motion to approve the May 11, 2021 minutes with corrections. Abel Reyna seconded the motion. Motion carried.

Approve April Accounts Payables: Brad Thornhill made a motion to approve the April Accounts Payables, excluding D & H Spraying and Landscape and Fiber Wave Accounts Payables. James Parkhill seconded the motion. Motion carried.

Approve D & H Spraying and Landscape and Fiber Wave April Accounts Payables: Heidi Hays made a motion to approve the April D & H Spraying and Landscape and Fiber Wave Accounts Payables. Abel Reyna seconded the motion. Motion carried.

Public Forum: Elida Rodriguez came forward and stated that it is National Public Works Week, and she thanked the Public Works Department for the work they are doing on the swimming pool.

Police Report: No action.

Public Works Report: Public Works Director Chase Longo presented the monthly public works report.

Appointment of Mayor Pro Tempore: Abel Reyna nominated Brad Thornhill for the appointment of Mayor Pro Tempore. Kevin Fry also nominated Brad Thornhill. Heidi Hays made a motion for nominations to cease. James Parkhill seconded. Motion carried. Heidi Hays, James Parkhill, Abel Reyna, and Kevin Fry voted for Brad Thornhill. Brad Thornhill abstained. Brad Thornhill was appointed (4-0).

Approve Order Regarding Substandard Structure and Public Nuisance at 229 N. Durham Owned by Mario Garza Jr. and Veronica Garza: Abel Reyna made a motion to approve a 30-day abatement regarding substandard structure and public nuisance at 229 N. Durham owned by Mario Garza Jr. and Veronica Garza. Heidi Hays seconded the motion. Motion carried.

Approve Ordinance No. 05-2021 Amending the City of Crosbyton Code of Ordinances Chapter 1 Article 1.08 Crosby County Pioneer Memorial Museum: Heidi Hays made a motion to approve Ordinance No.

05-2021 Amending the City of Crosbyton Code of Ordinances Chapter 1 Article 1.08 Crosby County Pioneer Memorial Museum. James Parkhill seconded the motion. Motion carried.

ORDINANCE NO. 05-2021

AN ORDINANCE AMENDING THE CITY OF CROSBYTON CODE OF ORDINANCES, CHAPTER 1, ARTICLE 1.08 CROSBY COUNTY PIONEER MEMORIAL; AMENDING SECTIONS 1.08.001 AND 1.08.003(A) THEREOF TO AMEND THE NUMBER OF BOARD MEMBERS ON THE CROSBY COUNTY PIONEER MEMORIAL BOARD OF DIRECTORS; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City Council of the City of Crosbyton, Texas has previously passed an Ordinance codified in Chapter 1, Article 1.08 of the Crosbyton Code of Ordinances, Crosby County Pioneer Memorial; which regulates said entity of the City; and

WHEREAS, it is necessary to amend certain provisions of Chapter 1, Art. 1.08 of the Crosbyton Code of Ordinances related to the number of board members; and

WHEREAS, the City Council finds the following amendment to be reasonable and beneficial for the public health, safety, morals, or general welfare of the citizens of Crosbyton and desires to amend Chapter 1, Art. 1.08 of the Code of Ordinances as outlined below;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CROSBYTON, TEXAS:

SECTION I

A. Section 1.08.001 shall be deleted and amended to read as follows:

There is created the Crosby County Pioneer Memorial, which shall be governed by a board of directors consisting of 9 members, each to be appointed by a majority vote of the city council.

B. Section 1.08.003 (a) shall be deleted and amended to read as follows:

- (a) The board of directors of the Crosby County Pioneer Memorial shall consist of 9 resident citizens, taxpayers, and qualified voters of the county, and shall be appointed by the city council to serve terms of three years each, three terms to be renewed or filled each year, excluding the ninth member. Allowing for city council consideration, the initial term of office shall begin on April 1 of the year of appointment, except in the filling of vacancies and unexpired terms. All vacancies occurring shall be filled by appointment by majority vote of the city council. All vacancies occurring by reason of expiration of a term shall be filled by appointment of a majority vote of the city council. The 9th member of the board shall be a member of the city council (either mayor or alderman), to be appointed by the city council. This appointee will serve on the board until his or her council term expires. A successor will be named from the membership of the city council to fill the vacancy of the former council board member.

SECTION II

Repealer. All ordinances, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated herein.

SECTION III

Severability. The provisions of this ordinance are declared to be severable. If any section, sentence, clause or phrase of the ordinance shall for any reason be held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this ordinance, but they shall remain in full force and effect; it being the legislative intent that this ordinance shall remain in effect notwithstanding the validity of any part.

SECTION IV

Effective Date. This Ordinance shall take effect immediately upon its adoption by the City Council and publication as may be required by governing law.

SECTION V

Open Meetings. It is hereby officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the *Open Meetings Act, Chapter 551, Gov't. Code.*

PASSED, APPROVED AND ADOPTED on this 18th day of May, 2021.

CITY OF CROSBYTON, TEXAS

By: _____

Dusty Cornelius, Mayor

ATTEST:

Cheyanne Flores, City Secretary

Approve Lease of 210 W. Main Building for Esparza Enterprises, LLC: Brad Thornhill made a motion to approve the lease of 210 W. Main building for Esparza Enterprises, LLC. Abel Reyna seconded the motion. Motion carried.

Swimming Pool- Set Admission Fees, Rental Fees, Rules and Regulations: No action.

Water Meter Financing: James Parkhill made a motion to finance the water meters using the City's certificate of deposit funds and reimburse those funds by a monthly payment with 2% interest. Heidi Hays seconded the motion. Motion carried.

Tax Deed- Parcel 10367- Lots 1-4, Blk 25 Original Town Addition: Brad Thornhill made a motion to accept the bid of \$1,500.00 by Armando Barrera. Kevin Fry seconded the motion. Motion carried.

Tax Deed- Parcel 10537- Lots 20-22, Blk 32 Original Town of Crosbyton: Brad Thornhill made a motion to accept the bid of \$1,251.00 by Joshua Tree Associates, LLC. Abel Reyna seconded the motion. Motion carried.

Tax Deed- Parcel 10568- Lots 8-12, Blk 33, Original Town Addition: James Parkhill made a motion to accept the bid of \$1,875.00 by Ramiro Palacios. Kevin Fry seconded the motion. Motion carried.

Tax Deed- Parcel 10395- Lots 24-25, Blk 51, North Addition: Brad Thornhill made a motion to accept the bid of \$650.00 by Carlos Douglas. James Parkhill seconded the motion. Motion carried.

Tax Deed- Parcel 10707- Lots 26-28, Blk 122, Revised East Addition: Kevin Fry made a motion to accept the bid of \$1,251.00 by Joshua Tree Associates, LLC. James Parkhill seconded the motion. Motion carried.

Tax Deed- Parcel 10804- Lot 21, Blk 66, North Addition: Brad Thornhill made a motion to accept the bid of \$900.00 by Melissa Fair. Kevin Fry seconded the motion. Motion carried.

Tax Deed- Parcel 10919- N 50' of Lot 20, Blk 121, Revised East Addition: James Parkhill made a motion to accept the bid of \$300.00 by Richard and Melissa Hogue. Abel Reyna seconded the motion. Motion carried.

Tax Deed- Parcel 11139- Lot 4, Blk 1, Ellison Addition: Heidi Hays made a motion to accept the bid of \$300.00 by Richard and Melissa Hogue. Abel Reyna seconded the motion. Motion carried.

Tax Deed- Parcel 90528- Lots 25-35, Blk 65, North Addition: Kevin Fry made a motion to accept the bid of \$3,850.00 by Carlos Douglas. Heidi Hays seconded the motion. Motion carried.

Tax Deed- Parcel 10672- Lots 28-30, Blk 104, East Addition: Abel Reyna made a motion to accept the bid of \$900.00 by Jay Savedra. Kevin Fry seconded the motion. Motion carried.

Community Economic Development Center Restroom Repair Bids: Brad Thornhill made a motion to accept the \$2524.00 bid by Troy Wallace Construction. James Parkhill seconded the motion. Motion carried.

Triple C Waste Services: Brad Thornhill made a motion to allow Triple C Waste Services to assign the remainder of their contract to SOS Waste Disposal, Inc. Kevin Fry seconded the motion. Heidi Hays, Kevin Fry, Brad Thornhill, and James Parkhill voted for the motion. Abel Reyna abstained. Motion carried (4-0).

Mayor Dusty Cornelius called the council into executive session at 10:07 p.m. in accordance with TX Gov't Code §551.074 to discuss personnel matters regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee and reconvened into open session at 10:56 p.m.

Chief of Police Position: No action.

Administrative Report: City Administrator Amy Wallace updated the council on the status of city projects.

With no further business before the council, the meeting adjourned at 11:09 p.m.

Dusty Cornelius, Mayor

ATTEST:

Cheyenne Flores, City Secretary