

## Regular Council Meeting August 18, 2020

Mayor Dusty Cornelius called the meeting to order at 7:01 p.m. with the following council members present: Brad Thornhill, Alva Rodriguez, Doyle Parrish, Heidi Hays, Abel Reyna, and Jim Justus. Also present were City Administrator Margot Hardin, City Secretary Amy Wallace, Public Works Director Chase Longo, and Ryan King of Terry & King, CPA's.

**Approve July 21, 2020 Minutes:** Abel Reyna made a motion to approve the July 21, 2020 minutes. Doyle Parrish seconded the motion. Motion carried.

**Approve July Accounts Payable:** Brad Thornhill made a motion to approve the July Accounts Payable, excluding the D & H Spraying and Landscape and Jim's Service Center Accounts Payables. Doyle Parrish seconded the motion. Motion carried.

**Approve July D & H Spraying and Landscape Accounts Payable:** Abel Reyna made a motion to approve the July D & H Spraying and Landscape Accounts Payable. Jim Justus seconded the motion. Motion carried.

**Approve July Jim's Service Center Accounts Payable:** Doyle Parrish made a motion to approve the July Jim's Service Center Accounts Payable. Abel Reyna seconded the motion. Brad Thornhill, Alva Rodriguez, Doyle Parrish, Heidi Hays, and Abel Reyna voted for the motion. Jim Justus abstained. Motion carried (5-0).

**Public Forum:** No one came forward.

**Police Report:** Mayor Dusty Cornelius presented the monthly police report.

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

**Terry & King, CPA's-FY 2019/2020 City of Crosbyton/PMB Audit Report:** Brad Thornhill made a motion to approve the 2019/2020 City of Crosbyton/PMB Audit as presented by Ryan King. Abel Reyna seconded the motion. Motion carried.

**Resolution 08-2020 Designating Employee to Calculate Tax Rate:** Brad Thornhill made a motion to approve Resolution 08-2020 Designating Amy Wallace as the employee to calculate the tax rate. Doyle Parrish seconded the motion. Motion carried.

### RESOLUTION 08-2020

#### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CROSBYTON, TEXAS, DESIGNATING AMY WALLACE AS EMPLOYEE TO CALCULATE THE NO-NEW REVENUE TAX RATE AND THE VOTER APPROVAL TAX RATE IN ACCORDNACE WITH THE TEXAS TAX CODE

**WHEREAS**, the State legislature amended the Texas Tax Code in 2019 as part of its Property Tax reform;

**WHEREAS**, Texas Tax Code Sections 26.04 (c) and 26.17 € now require an officer or an employee designated by the governing body to calculate the no-new-revenue tax rate and the voter-approval tax rate for the taxing unit after the assessor submits the certified appraisal roll; and

**WHEREAS**, Amy Wallace, as Chief Financial Officer of the City of Crosbyton.

**NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CROSBYTON, TEXAS, THAT:**

Amy Wallace is hereby designated as a qualified professional to calculate the no-new revenue tax rate and the voter-approval tax rate for the City of Crosbyton in accordance with section 26 of the Texas Tax Code.

PASSED AND APPROVED THIS 18<sup>th</sup> DAY OF AUGUST 2020.

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Dusty Cornelius, Mayor

ATTEST:

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Amy Wallace, City Secretary

**Adopt 2020/2021 Property Tax Rate:** Doyle Parrish made a motion to adopt the Property Tax Rate of 0.6925 for the 2020/2021 Tax Year. Jim Justus seconded the motion. Motion carried.

**Schedule Public Hearing of Meeting to Vote on Property Tax Rate:** Brad Thornhill made a motion to schedule the Public Hearing of Meeting to Vote on Property Tax Rate for September 15, 2020 at 6:45 p.m. Abel Reyna seconded the motion. Motion carried.

**PMB Purchase Property for Farm Museum Entrance-206 E. Main-Blk 72, Lots 9-12, East Addition:** Jim Justus made a motion to approve the purchase of the property located at 206 E. Main for the Farm Museum Entrance. Heidi Hays seconded the motion. Motion carried.

**Approve Bid on PMB Sale of Property Located at 227 S. Ayrshire, Crosbyton, TX:** Heidi Hays made a motion to approve the \$60,000.00 bid by Jared Faubus for the sale of the property located at 227 S. Ayrshire. Alva Rodriguez seconded the motion. Motion carried.

**COVID-19 Relief Grant Fund:** No action.

**Resolution 08-20-01 Amending and Extending Mayor's Second Declaration of Local Disaster:** Heidi Hays made a motion to approve Resolution 08-20-01 Amending and Extending Mayor's Second Declaration of Local Disaster. Doyle Parrish seconded the motion. Motion carried.

**RESOLUTION NO. 08-2020-01**

**ADOPTING GA-28 AND GA-29 AND  
EXTENDING DECLARATION OF LOCAL DISASTER**

**WHEREAS,** a novel coronavirus (COVID-19) has been recognized globally as a contagious respiratory virus; and

**WHEREAS,** COVID-19 continues to spread and to pose an increasing, imminent threat of disaster throughout City of Crosbyton and beyond; and

**WHEREAS,** on March 17, 2020, the Mayor of the City of Crosbyton, Dusty Cornelius, declared a local state of disaster for public health emergency pursuant to Section 418.108(a) of the Texas Government Code, based upon the need for extraordinary measures to contain COVID-19 and to prevent its spread throughout the City of Crosbyton with such declaration being extended by Resolutions of the City Council of the City of Crosbyton; and

**WHEREAS,** the Declaration of Local Disaster extended in the latest Resolution of the City Council is set to expire at 11:59 p.m. on August 18, 2020; and

**WHEREAS,** on July 2, 2020, the Governor of the State of Texas issued Executive Order GA-29 and amended Executive Order GA-28, that, among other things, required the wearing of face masks under certain circumstances and further limiting the size of groups who are not part of the immediate household in order to further contain the spread of COVID-19; and

**WHEREAS,** on August 8, 2020, the Governor of the State of Texas renewed his state-wide disaster proclamation for an additional thirty (30) days, certifying that COVID-19 poses an imminent threat of disaster for all counties in the State of Texas; and

**WHEREAS,** the number of individuals testing positive for COVID-19 continues to increase in the State of Texas, Crosby County and the City of Crosbyton and due to the issuance of Executive Order GA-28, as amended, and GA-29, and pursuant to Texas Government Code §418.108, the City Council of the City of Crosbyton believes it to be in the best interest of the City and its citizens, in order to protect and preserve the public health, safety and welfare, that additional measures must to taken to further contain

COVID-19 and prevent its spread throughout the City of Crosbyton, continue the extension of the Declaration of Local Disaster, and adopt the measures outlined herein;

**NOW THEREFORE, BE IT RESOLVED AND ORDERED BY THE CITY COUNCIL OF THE CITY OF CROSBYTON, TEXAS, THAT:**

**SECTION 1.** The recitals set forth above are true and correct and are incorporated as if fully set forth herein.

**SECTION 2.** All terms and conditions of the Governor's Executive Order GA-28, as amended and Executive Order GA-29 are hereby adopted by reference and are incorporated herein as though set forth fully herein. Additionally, the guidelines and recommendations provided by the Governor in conjunction with issuing Executive Orders GA-28 and GA-29, are also adopted, to the extent it does not conflict with this Resolution, and all businesses, religious institutions and citizens are encouraged to review and follow said guidelines. Copies of Executive Orders GA-28, as amended and GA-29 are attached hereto and incorporated herein as though set forth fully herein.

**SECTION 3.** The Declaration of Local Disaster for public health emergency for the City of Crosbyton, which was signed and executed by the Mayor on March 17, 2020, in accordance with section 418.108 of the Texas Government Code, as previously renewed and extended by the Mayor and City Council Resolutions, shall remain in full force and effect and are continued to the extent they do not directly conflict with this Resolution.

**SECTION 4.** All outdoor gatherings in excess of ten (10) people are prohibited unless such event has been previously approved by the Mayor, minimum standard health protocols as recommended by Texas Department of State Health Services are followed and they comply with any other restrictions, guidelines or protocols established by the Mayor not inconsistent with GA-28. Such additional restrictions and guidelines that the Mayor may impose include, but are not limited to, implementing additional sanitation and cleaning procedures, requiring social distancing, requiring event organizers to require all participants/spectators/attendees to wear face masks, limiting the number of participants/spectators/attendees at the event and/or additional reporting requirements.

**SECTION 5.** Pursuant to §418.108(c) of the Texas Government Code, this Resolution shall be given prompt and general publicity and shall be filed promptly with the City Secretary of the City of Crosbyton.

**SECTION 6.** In accordance with Texas Government Code § 418.173, this resolution and order is being issued in City of Crosbyton's Emergency Management Plan and any person who knowingly or intentionally violates this resolution commits an offense, punishable by a fine up to \$1,000.00. However, in accordance with Executive Order GA-29, after first receiving a verbal or written warning for a first-time violator for failing to wear a face covering in violation of Executive Order GA-29, any person failing to wear a face covering in violation of Executive Order GA-29 commits an offense punishable by a fine up to \$250 per violation.

**SECTION 7.** This Resolution shall go into effect immediately upon approval and continue until 11:59 p.m., Tuesday, September 15, 2020, unless renewed, extended, amended or cancelled by the Mayor or City Council of the City of Crosbyton.

**SECTION 8.** This resolution, pursuant to applicable provisions of Texas Government Code Chapter 418 and Texas Health and Safety Code § 122.005, authorizes the Mayor to take any actions necessary to promote health and suppress the COVID-19 virus, including the quarantine of persons and occupied structures, examining and regulating hospitals, regulating ingress and egress from the City, regulating ingress and egress to occupied structures, establishment of quarantine stations, emergency hospitals and other hospitals, enforcing applicable orders issued by the Crosby County Judge, the Governor of the State of Texas or the Texas Department of State Health Services related to suppressing the COVID-19 virus, activating the emergency management plan for the City of Crosbyton in conjunction with Crosby County and insuring compliance of such actions.

**SECTION 9.** To the extent permitted by law, any local ordinance or administrative rule prescribing the procedures for conduct of City business or any local ordinance or administrative rule that would in any way prevent, hinder, or delay necessary action in coping with this disaster, including any local ordinance or administrative rule regarding contracting or procurement which would impede the City's emergency response necessary to cope with this declared disaster, are hereby suspended, but only for the duration of this declared local disaster and only for that limited purpose.

**SECTION 10.** That the Mayor may comport and amend this Resolution and any subsequent order to be consistent with any applicable executive order that may be issued by the Governor of the State of Texas.

**SECTION 11.** That the Mayor is authorized to use all available resources of the City of Crosbyton reasonably necessary to comply with this resolution.

READ, APPROVED AND ADOPTED by the City Council this the 18<sup>th</sup> day of August, 2020.

**CITY OF CROSBYTON**

By: \_\_\_\_\_

Dusty Cornelius, Mayor

**ATTEST:**

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Amy Wallace, City Secretary

**Administrator Report:** City Administrator Margot Hardin updated the council on the status of city projects.

Council adjourned into executive session at 8:52 p.m. to discuss personnel matters. Council returned into open meeting at 9:17 p.m.

**City Secretary Salary Range:** Doyle Parrish made a motion to approve the City Secretary Salary Range of \$30,000-\$34,000 annually. Alva Rodriguez seconded the motion. Motion carried.

With no further business before the council, the meeting was adjourned at 9:19 p.m.

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Dusty Cornelius, Mayor

ATTEST:

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Amy Wallace, City Secretary