

REGULAR CITY COUNCIL MEETING

The Edna City Council met in a regular city council meeting, Thursday, October 15, 2015 in council chambers at 6:30 p.m.

CALL TO ORDER: Mayor Joe Hermes called the meeting to order at 6:30 p.m.

PRESENT: Mayor Pro-Tem Maxine Price, Councilmembers Doug Kelley, Wayne Callis and Jean Anne Sorensen. Johnny Vasquez was absent. City Manager Don Doering, City Secretary Becky Miska, Finance Director Olga Salomon, Street Superintendent Steve Sample, Director of Public Works Brad Ryan and Chief of Police Clinton Wooldridge.

APPROVE MINUTES OF THE CITY COUNCIL MEETING HELD OCTOBER 1, 2015:

Councilmember Callis made the motion to approve minutes of the city council meeting held October 1, 2015. Councilmember Price seconded the motion. All voted AYE. Motion carried.

HEARING OF VISITORS:

“At this time, comments will be heard from the audience on any subject matter that is not on agenda. In accordance, with the Open Meeting Act, City Council may not discuss or take action on any item which has not been posted on the agenda.” Please limit comments to two (2) minutes.

VISITORS: Bruce McConathy-Captain/Edna Police Department and Jessica Coleman-Jackson County Herald Tribune

DISCUSS AND TAKE APPROPRIATE ACTION TO CONSIDER TML MULTISTATE PRE SIXTY-FIVE RETIREE EMPLOYER FUND CONTACT OPTIONS FOR THE 2016 CALENDAR YEAR:

Councilmember Kelley made the motion to approve the TML MultiState Pre Sixty-Five Retiree Employer Fund Contact options for the 2016 Calendar Year. Councilmember Callis seconded the motion. All voted AYE. Motion carried.

DISCUSS AND TAKE APPROPRIATE ACTION TO CONSIDER INTERLOCAL AGREEMENT BETWEEN THE CITY OF EDNA, TEXAS AND JACKSON COUNTY EMERGENCY SERVICES DISTRICT 3:

Mayor Hermes noted that the ESD 3 had approved the Interlocal Agreement as presented. Councilmember Kelley asked “Once this is passed..is this over with?” Councilmember Kelley also questioned City Manager Doering as to why the 2015 LifePac was handed over to the Jackson County Hospital District. Mr. Doering explained that it was part of the 2015 Ambulance that had been previously transferred to the hospital. Councilmember Kelly stated he was told by an employee to give the LifePac to the hospital or take disciplinary action. Councilmember Price stated “it is time to be part of the solution, not part of the problem.” Mayor Hermes noted this is the first extension and hopefully the last; beginning October 1st not to exceed 3 months. Councilmember Price made the motion to approve the Interlocal Agreement between the City of Edna, Texas and Jackson County Emergency Services District 3. Councilmember Sorensen seconded the motion. All voted AYE. Motion carried.

DISCUSS AND TAKE APPROPRIATE ACTION ON CONTRACT WITH THE LAW FIRM OF McCREARY, VESELKA, BRAGG AND ALLEN, P.C. FOR THE COLLECTION OF DELINQUENT MUNICIPAL COURT FINES AND FEES AND DELINQUENT ACCOUNT RECEIVABLES:

Councilmember Kelley questioned how much longer is the city under contract with the current collection agency. City Manager Doering noted two years, but could terminate with a thirty days of notice. Councilmember Price made the motion to proceed to set up the contract with the Law Firm of McCreary, Veselka, Bragg and Allen, P.C. for the collection of delinquent municipal court fines and fees and delinquent account receivables. Councilmember Sorensen seconded the motion. All voted AYE. Motion carried.

DISCUSS AND TAKE APPROPRIATE TO CONSIDER RESOLUTION NO. R-2015-06 TO IMPOSE ADDITIONAL FEES FOR COLLECTION COSTS FOR THE DELINQUENT COURT FINES AND FEES PURSUANT TO ARTICLE 103.0031 OF THE TEXAS CODE OF CRIMINAL PROCEDURE:

Councilmember Kelley made the motion to approve Resolution No. R-2015-06 to impose additional fees for collection costs for the delinquent court fines and fees pursuant to Article 103.0031 of the Texas Code of Criminal Procedure. Councilmember Callis seconded the motion. All voted AYE. Motion carried.

DISCUSS AND TAKE POSSIBLE ACTION TO CONSIDER THE FIRST READING OF ORDINANCE NO. 2015-09 AN ORDINANCE OF THE CITY OF EDNA DEFINING TERMS; CREATING OFFENSE FOR MINORS, PARENTS AND GUARDIANS OF MINORS; PROVIDING DEFENSE; PROVIDING FOR ENFORCEMENT BY THE POLICE DEPARTMENT; PROVIDING FOR WAIVER BY THE MUNICIPAL COURT OF JURISDICTION OVER A MINOR WHEN REQUIRED UNDER THE TEXAS FAMILY CODE; PROVIDING A PENALTY NOT TO EXCEED \$500; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE:

Bruce McConathy – Captain/Edna Police Department reported that last year only nineteen curfew violations were reported. Councilmember Kelley made the motion to approve the first reading of Ordinance No. 2015-09 an ordinance of the City of Edna defining terms; creating offense for minors, parents and guardians of minors; providing defense; providing for enforcement by the police department; providing for waiver by the municipal court of jurisdiction over a minor when required under the Texas Family Code; providing a penalty not to exceed \$500; providing a repealing clause; providing a severability clause; and providing an effective date. Councilmember Callis seconded the motion. All voted AYE. Motion carried.

DISCUSS AND TAKE APPROPRIATE ACTION TO CONSIDER APPROVING PROCLAMATION IN SUPPORT OF MUNICIPAL COURT WEEK, NOVEMBER 2-6, 2015:

Councilmember Callis made the motion to approve proclamation in support of Municipal Court Week, November 2-6, 2015. Councilmember Kelley seconded the motion. All voted AYE. Motion carried.

DISCUSS AND TAKE APPROPRIATE ACTION TO CONSIDER REQUEST FROM THE EDNA DOWNTOWN ASSOCIATION TO CLOSE CERTAIN STREETS TO HOLD THE FIRST “MIRACLE ON MAIN” LIGHTED CHRISTMAS PARADE:

Councilmember Price made the motion to approve the request from the Edna Downtown Association to close certain streets to hold the first “Miracle on Main” lighted Christmas parade. Councilmember Kelley seconded the motion. All voted AYE. Motion carried.

CONSIDER PAYMENT OF CURRENT BILLS:

Councilmember Callis made the motion approve payment of current bills in the amount of \$118,048.82. Councilmember Kelley seconded the motion. All voted AYE. Motion carried.

CITY STAFF REPORTS:

“At this time, the City Council will hear reports / updates on all committees or department assignments which may include, but is not limited to the following: Police Department-grant updates, police report; Fire Department-grant updates, fire reports; Public Works Department-park reports, water & sewer line updates; Street Department-street repairs/projects report; City Manager & City Secretary-public information; Finance Director-financial report; Code Enforcement-progress reports on code issues. No formal action can be taken on these items.”

City Manager Don Doering reported that during the last council meeting he was asked how municipal court fines and fees are paid to the State are determined. Most collection agencies add their fees to the delinquent accounts to be collected, are paid their fees after they collect the accounts and then the City will determine the amount that must be paid to the State. Doering went onto report that a environmental quality revised proposed agreed order has been received from TCEQ. The TCEQ will allow the city to use the entire \$134,002 administrative penalty to pay for the repairs that are needed to improve the City’s waste water collection and treatment facilities. Once the order is approved the City will have 455 days to complete all necessary corrective actions.

City Secretary Becky Miska noted that Records Consultants, Inc. (RCI) will be at City Hall on October 21st, 22nd and possibly 23rd.

Finance Director Olga Salomon stated auditors will be at City Hall the first week of November.

Director of Public Works Brad Ryan reported smoke testing continues and repairs are being done as they are located. Brad noted that at the last council meeting Mr. Selders voiced his concerns of culvert work that needs to

be done on MLK. Ryan noted that the culverts have been paid out of last year's budget. Ryan continued to say that several citizens have paid for culvert pipe and those are being installed at this time. Since the MLK project is such a large project the City is waiting for Jackson County County-Wide Drainage to be able to assist in the project.

ADJOURN:

Before adjourning Councilmember Callis asked if Brad new when a start date could be expected. DOPW Ryan noted he could not give a definite date. Mayor Hermes asked a visitor if there was anything he wanted to ask. Sky Chadde stated he was a reporter with the Victoria Advocate. Councilmember Callis made the motion to adjourn the meeting. Councilmember Kelley seconded the motion. All voted AYE. Motion carried.

APPROVED: _____
Joe Hermes, Mayor

ATTEST: _____
Becky Miska, City Secretary