

MINUTES OF REGULAR  
CITY COUNCIL MEETING HELD  
AUGUST 17, 2022

The City Council of Olmos Park, Texas held a regular meeting on August 17, 2022 commencing at 6:00 p.m. in the Council Chambers at City Hall. Mayor Deanna Rickabaugh presided and Council members present were Will Brooks, Juliana Dusek, Erin Harrison, Kenyon McDonald and Sharon Plant. Staff present were City Manager, Celia DeLeon, City Secretary, Kyndra Munoz; Police Chief, Rene Valenciano; Fire Chief, Michael Goodreau; and Director of Public Works, Gilbert DeLeon. Also present was City Attorney, Richard Lindner; Hank and Carol Cornelius, 107 E. Hermosa.

Mayor Rickabaugh called the meeting to order at 6:00 p.m. and determined a quorum was present.

Pledge of Allegiance

The Pledge of Allegiance was led by Mayor Rickabaugh

Citizens to be heard: This time is provided for citizens to address the Council on issues and concerns. No action can or will be taken on issues raised under this portion of the meeting. Please state your name and address for the record and limit your remarks to a period not to exceed three minutes.

There were no citizens to be heard.

Discussion on the proposed FY2023 Draft Budget; take possible action

Mayor Rickabaugh stated this is a continuation of our special meeting held on August 17, 2022 at 5:00pm.

Councilwoman Plant moved to approve the FY2023 draft proposed budget with amendments that include: increasing the school crossing guard/public safety budget line item to \$27,000; correcting line item 153 on page 8 for the Police Department 401K to \$8,592; verify the public works department salaries are correct; and set a public hearing for September 21, 2022 at 6:00pm.

Councilwoman Harrison seconded the motion.

Councilman Brooks	Aye
Councilwoman Dusek	Aye
Councilman McDonald	Aye
Councilwoman Plant	Aye
Councilwoman Harrison	Aye

The motion passes.

Councilwoman Harrison moved to approve the proposed M&O rate of \$0.368196, the proposed I&S rate of \$0.058610 for a total proposed tax rate of \$0.426806 for FY2023.

Councilman McDonald seconded the motion.

Councilman Brooks	Aye
Councilwoman Dusek	Aye
Councilman McDonald	Aye
Councilwoman Plant	Aye
Councilwoman Harrison	Aye

The motion passes.

Discussion and possible action on an ORDINANCE AMENDING THE CITY OF OLMOS PARK, TEXAS MUNICIPAL CODE OF ORDINANCES ARTICLE III- SOLICITORS, PEDDLERS, AND DISTRIBUTORS SECTION 10-60 REGULATIONS AND LICENSING PROVIDING FOR SEVERABILITY; PROVIDING FOR PROPER NOTICE AND MEETING; AND PROVIDING AN EFFECTIVE DATE

Mayor Rickabaugh opened the executive at 6:11p.m. under 551.071 to discuss legal matter with City Attorney Richard Linder.

Mayor Rickabaugh closed the executive session and reconvened into regular session at 6:24 p.m. No action was taken in executive session.

Councilwoman Plant stated it looks like we need to stay with the current ordinance. I am not okay with our city staff maintaining an administrative list. I spoke to Celia regarding the purchase of no soliciting signs.

Celia DeLeon stated I have located 2 different options for no soliciting signs on Amazon and we can use the budgeted security money to purchase the signs and have them available for sale at City Hall.

Richard Lindner stated the signs would be the most conservative approach to regulate with your current ordinance.

Celia DeLeon stated do not believe what is happening in the City is due to solicitation and I think the ordinance needs to remain the same. We have looked up the number of permits pulled in the last 3 years; there have been 2 soliciting permits pulled each year and it seems to be the same companies.

Councilwoman Harrison stated one thing I would like to bring up for discussion is the hours. Currently in our ordinance, the soliciting hours are from 9:00am to 9:00pm. If you have someone come to your house at 9:00pm to solicit, this could be scary.

Richard Lindner stated this time was thoroughly vetted. We got pushback from a trade group that stated we didn't have a time set out. The summary of this fight was our ordinance was based on sunrise and sunset and it was hard to effectively know when this time was. We could have one time set for daylight savings and one time set for standard time.

Councilwoman Plant stated we went through this whole process before, but at the end of the day there needs to be some dialogue in an effort to calm resident concerns regarding solicitation.

Mayor Rickabaugh stated I will work with Richard and Celia on getting something out to our residents stating we reviewed the solicitor's ordinance, give them their options and provide a link for information on solicitation signs.

Discussion on a possible FY2022 budget amendment to increase overtime funds from \$15,000 to \$20,000; take possible action

Celia DeLeon stated the Police Department has incurred 109 hours of overtime and I would like to pay them out at a cost of \$3,376.20. We have met our overtime budget for this year and I would like to increase this amount by \$5,000 to pay this one-time overtime.

Councilwoman Plant stated we cannot keep doing this. Now the Police Department has received an additional position, they need to figure out how to keep the overtime down.

Richard Lindner stated to amend the budget, you have to do this by ordinance. We are looking for direction if you would like staff to bring back an ordinance to amend the budget.

Mayor Rickabaugh stated we will bring back the ordinance to amend the budget for next month's meeting.

Consent Items:

- a. Approve Cash Disbursements July 2022;
- b. Approve regular City Council minutes of July 20, 2022 and special City Council minutes of August 1, 2022;
- c. Approving the Olmos Park EDC 5005-5007 McCullough Lighting Project to engage professional services to include the installation and purchase of three lights not to exceed \$85,000.00 (2<sup>nd</sup> reading)
- d. Approve Investment Policy, this is an annual requirement
- e. Approve Armstrong, Vaughan & Associates engagement letter to perform the City's annual FY 2022 audit

Councilwoman Plant moved to approve consent items A, B, C and E.

Councilwoman Harrison seconded the motion.

The vote in favor of the motion was unanimous.

Celia DeLeon stated there were some slight changes made to the investment Policy by our Financial Advisor. With the recent investment made with our bond money, Christopher Allision reviewed the investment policy and recommended a change on page 5 to make it meet our needs for our project. I have included a listing of all current investments that have been made.

Councilwoman Plant moved to approve consent item D.

Councilwoman Harrison seconded the motion.

The vote in favor of the motion was unanimous.

Departmental Reports: (Written reports submitted to City Council, no further discussion required, unless requested by City Council.)

- a) Police:
  - (1.) Incidents, arrests and activity during the prior and current months.
- b) Fire:
  - (1.) Fire and other service calls, activity and training activities during the prior and current months.
- c) Streets and Sanitation:
  - (1.) Monthly Report
- d) Administration:
  - (1.) Financial reports for July 2022;
  - (2.) Monthly overtime, CT, vacation, sick leave report;
  - (3.) Building Department Report;
  - (4.) Municipal Court Report
- e) Manager's report:
  - (1.) Discussion of written reports (if needed).

Celia DeLeon stated I would like to update you on the sewer project. The City Engineer has put out bids for publication; he has published this in the Express News and additionally on an engineer website. He should come back next month with a recommended bidder.

Councilwoman Dusek moved to approve the department reports as submitted.  
Councilwoman Harrison seconded the motion.  
The vote in favor of the motion was unanimous.

There was no further business and the meeting was adjourned at 6:43 p.m.

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Deanna Rickabaugh  
Mayor

ATTEST:

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Kyndra Munoz  
City Secretary