

City of Big Sandy

Big Sandy, Texas 75755

MINUTES TO REGULAR MEETING

Tuesday, July 20th, 2021, 6:00 p.m.

The City Council for the City of Big Sandy met in Regular Session on Tuesday, July 20th, 2021, at 6:00 p.m., at the City of Big Sandy Heritage Center, 162 E. Gilmer Street, Big Sandy, Texas.

1. **Call to Order:** Mayor Rozell called the meeting to order at 6:00 p.m.
 - a. **Invocation** – Mrs. Linda Baggett
 - b. **Pledge of Allegiance** – Ms. Becky Desborough
 - c. **MEMBERS PRESENT:** Mayor Rex Rozell, Linda Baggett, Becky Desborough, Christine Jones, and Andrew McIver. David Fonteno was sworn in at 6:15 p.m. and took his seat the council table.
 - d. **STAFF PRESENT:** City Attorney Robert Davis, Chief David Easterling, Laura Rex and Scott Rogers.
 - e. **OTHERS PRESENT:** Euna Beecham, Ricky & Deb Caughron, Lynn Duraso, Joanne & Lupe Gonzalez, City Engineer Stan Hayes, Bill Hardwick, Fire Chief Jeff Jones, Ricky Martin, Lara Nelson, Sonny Parsons, Richard Prindle, Gary Ricks, Frank and Collette Stec, George Strub, Mary Kay Thomas, and Lisa Werner.

2. **Citizen Participation:**
 - a. Mary Kay Thomas addressed the council and recommended Collette Stec for the vacant seat on the city council.
 - b. Collette Stec addressed the council and recommended herself for the vacant seat on the city council.
 - c. Bill Hardwick addressed the council and recommended Collette Stec for the vacant seat on the city council.

3. **Items of Community Interest:** The next city council meeting is August 17, 2021 at 6 p.m.

4. **Consent Agenda:**
 - a. Minutes from June 15, 2021 meeting
 - b. Financial Reports for June 2021

Jones moved to approve the consent agenda and Desborough seconded. Baggett, Desborough, Jones, and McIver voted aye. Motion carried 4-0-0.

5. **Discussion/Action Items:**
 - a. **Volunteer Fire Dept.: Monthly Report:** Chief Jones gave the monthly report.
 - b. **The Council entered into Executive Session** at 6:15 PM to discuss or deliberate the vacancy on the city council as a result of Rex Rozell's resignation as alderman.
 - c. **The Council returned to Open Session** at 6:34 PM with the following action: Mayor Rozell opened the floor for nominations for the vacancy on the City Council. Baggett nominated David Fonteno. Mayor Rozell asked if there any other nominations, there were none, so nominations were closed. Mayor Rozell asked for a roll call vote of all those in favor of David Fonteno being appointed to the vacant seat on the council until

the May 2, 2022 election. Baggett, Desborough, Jones, and McIver voted in favor of Fonteno's appointment. He was unanimously appointed.

Certificate of Appointment to the declared candidates elect: Mayor Rozell presented the Certificate of Appointment to Dr. David Fonteno.

Statement of Appointed Official and Official Oath: City Secretary Rex administered the statement of appointed officials and official oath to Dr. David Fonteno, who then took his seat at the council table.

- d. **The Council entered into Executive Session** at 6:37 PM to discuss or deliberate regarding real property with the City attorney pursuant to Texas Gov. Code 551.072: non-standard water and wastewater service requests outside the city limits of Big Sandy.
- e. **The Council returned to Open Session** at 7:10 PM with the following action:
 - j. **Water Tap Permit:**
 - ii. **Richard Prindle: 1777 Dial Road**
 - iii. **Richard Prindle: 2000 Dial Road**

Stan Hayes informed Mr. Prindle the estimated cost of providing service is \$70,450. Desborough moved to table this item and Baggett seconded. Baggett, Desborough, Fonteno, Jones, and McIver voted aye. Motion carried 5-0-0.
 - f. **Building Permits:**
 - i. **Racer Botkin: 602 N Wildcat:** McIver moved to approve this permit and Jones seconded. Baggett, Desborough, Fonteno, Jones, and McIver voted aye. Motion carried 5-0-0.
 - ii. **Circle M Crawfish:**
 - 1. **14449 Hwy 155 S: Kitchen Addition:** Fonteno moved to approve this permit and Desborough seconded. Baggett, Desborough, Fonteno, Jones, and McIver voted aye. Motion carried 5-0-0.
 - 2. **14449 Hwy 155 S: Electrical Service for Outdoor Platform:** Baggett moved to approve this permit and Jones seconded. Baggett, Desborough, Fonteno, Jones, and McIver voted aye. Motion carried 5-0-0.
 - iii. **Deloris Hiller: 621 N Pearl Street:** Jones moved to approve this permit and Desborough seconded. Baggett, Desborough, Fonteno, Jones, and McIver voted aye. Motion carried 5-0-0.
 - iv. **Jim Norman: 145 W Cotton:** Fonteno moved to approve this permit and McIver seconded. Baggett, Desborough, Fonteno, Jones, and McIver voted aye. Motion carried 5-0-0.
 - g. **Demolition Permit: Circle M Crawfish: 710 W Cotton Street:** Desborough moved to approve this permit and Jones seconded. Baggett, Desborough, Fonteno, Jones, and McIver voted aye. Motion carried 5-0-0.
 - h. **Water Bill Adjustment: Latoyia Easley: 1001 N Tyler #308:** Baggett moved to approve the sanitation fee refund and Desborough seconded. Baggett, Desborough, Fonteno, Jones, and McIver voted aye. Motion carried 5-0-0.
 - i. **Water & Sewer Tap Permits: Circle M Crawfish: 14449 Hwy 155 S:** No action taken.

j. Water Tap Permit:

- i. **Willard Duraso: 259 PR 3503:** Fonteno moved to approve this permit at a cost of \$1,000 and McIver seconded. Baggett, Desborough, Fonteno, Jones, and McIver voted aye. Motion carried 5-0-0.
- ii. **Richard Prindle: 1777 Dial Road:** see action above
- iii. **Richard Prindle: 2000 Dial Road:** see action above

k. Joanne Gonzalez:

- i. **Zoning for 706 N Tyler, 708 N Tyler, 710 N Tyler, 657 N Pearl and 669 N Pearl:** Jones moved to set a public hearing to consider re-zoning these locations for August 16, 2021 at 6 p.m. and McIver seconded. Baggett, Desborough, Fonteno, Jones, and McIver voted aye. Motion carried 5-0-0.
- ii. **Stipulated Fact for 706 N Tyler, 708 N Tyler, 710 N Tyler, 657 N Pearl and 669 N Pearl:** No action taken.
- iii. **Variance to Resolution #2017-024: manufactured housing exempt from needing a building permit or fee when building a porch or deck 8 feet by 10 feet (80 square feet) or less:** No action taken since a variance can only be approved for one location, not the entire city limits.

- i. **Rental Rates for Civic Center: Linda Baggett:** Ms. Baggett reported that the committee is making a recommendation to give a 20% discount to churches, school-related activities, civic clubs, and other non-profit organizations that can provide documentation of current non-profit status. McIver moved to accept the recommended reduced rates as outlined above and Desborough seconded. Baggett, Desborough, Fonteno, Jones, and McIver voted aye. Motion carried 5-0-0.

m. Police Department:

- i. Chief Easterling gave the activity report for June 2021.

n. Public Works Department:

- i. PWD Scott Rogers gave the activity report for June 2021.
- ii. **Blower Replacement:** PWD Rogers reported that blower replacement will cost \$9,673.89. Fonteno moved to approve the replacement and Baggett seconded. Baggett, Desborough, Fonteno, Jones, and McIver voted aye. Motion carried 5-0-0.
- iii. **PTO Cable Repair:** McIver moved to approve the repair of the PTO cable at a cost of \$1,196.07 and Jones seconded. Baggett, Desborough, Fonteno, Jones, and McIver voted aye. Motion carried 5-0-0.

o. Street Repairs:

- i. **Tree Removal @ end of Peachtree Lane:** Jones moved to approve the removal of the tree at a cost of \$2,700 and Desborough seconded. Baggett, Desborough, Fonteno, Jones, and McIver voted aye. Motion carried 5-0-0.
- ii. **Bid for Peachtree Lane Repairs:** Fonteno moved to award the bid to L & L Asphalt for \$104,260 and McIver seconded. Baggett, Desborough, Fonteno, Jones, and McIver voted aye. Motion carried 5-0-0.
- iii. **List of streets for repair by Upshur County Road & Bridge:** The following streets were listed for repair: Dial Street, E. Cotton, E. Groves, Lyles, Old Waters Bluff, T & P Avenue, Meason & Gilmer, and Wimberly Drive.

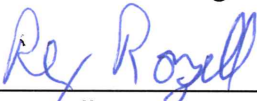
p. **City Secretary:**

- i. **Ordinance updating Article 10 of the Comprehensive Zoning Ordinance:** Jones moved to set the public hearing for August 16, 2021 and McIver seconded. Baggett, Desborough, Fonteno, Jones, and McIver voted aye. Motion carried 5-0-0.
- ii. **Resolution appointing Upshur County Tax Assessor to calculate the no-new revenue tax and voter approval rates as required by Texas Tax Code 26.04:** No action taken.
- iii. **Resolution ordering Special Election for November 2, 2021 to reauthorize the ¼% Street Maintenance sales tax collection:** Jones moved to approve Resolution 2021-012 ordering the special election and Desborough seconded. Baggett, Desborough, Fonteno, Jones, and McIver voted aye. Motion carried 5-0-0.
- iv. **Resolution nominating persons for ETCOG Officers:** No action taken.
- v. **Resolution nominating person for TML Health Board of Trustees Election:** No action taken.

m. **City Administrator:**

- i. ii., iii., iv.: City Administrator Rex presented the monthly reports for COVID-19 Update, Municipal Court, Nuisance Abatement and the Recycling Program for the month of June.


6. **Adjourn:** There being no further posted business before this Council, Desborough moved to adjourn the meeting at 9:09p.m. and McIver seconded.



Rex Rozell, Mayor



Laura M. Rex, City Secretary



Date