

MINUTES OF THE CROCKETT CITY COUNCIL MEETING HELD ON THE 6th DAY OF JULY 2021 IN THE CITY HALL COUNCIL CHAMBERS, LOCATED AT 200 NORTH FIFTH IN THE CITY OF CROCKETT, HOUSTON COUNTY TEXAS AT 6:00 P.M.

THE COUNCIL MET IN SPECIAL SESSION WITH THE FOLLOWING MEMBERS PRESENT: IANTHIA FISHER, GENE CALDWELL, DARRELL JONES, ERNEST JACKSON, MARQUITA BEASLEY & MIKE MARSH. CITY OFFICIALS PRESENT: CITY ADMINISTRATOR JOHN ANGERSTEIN, CITY SECRETARY MITZI STEFKA, POLICE CHIEF CLAYTON SMITH AND FIRE CHIEF JASON FRIZZELL.

1. OPEN MEETING WITH INVOCATION AND PLEDGE

Mayor Fisher called the formal session open. Council member Jackson gave the invocation and all joined in the pledge.

2. RECOGNITION OF VISITORS

Mayor Fisher recognized all visitors present.

3. COMMENTS FROM AUDIENCE OR COUNCIL *(At this time, anyone will be allowed to speak on City related matters only; no personnel matters or matters under litigation will be allowed. The length of time may not exceed three minutes. NO Council discussion or action may take place on a matter until such matter has been placed on an agenda and posted in accordance with law.)*

Ashley Keenan – ask council for their support of Houston County Courier as official newspaper of the City

Billy Groves – complaints of fireworks in city limits and marijuana laws

Chris Edwards – also ask council for their support of Houston County Courier as official newspaper of the City

4. APPROVAL OF MINUTES: REGULAR SESSION –JUNE 7, 2021

Council member Jackson made a motion to approve the minutes of the June 7, 2021 Regular Meeting. Council member Caldwell seconded the motion.

Motion passes 5-0.

5. POLICE DEPARTMENT MANPOWER & CRIMINAL INCIDENT REPORT FOR MAY 2021

Chief Smith reported for the month of May 2021; 15 total manpower, 2097 total manpower hours, 374 total calls and 8 total accidents. A breakdown of the criminal reports is included in the packets. '

6. FIRE DEPARTMENT MONTHLY ACTIVITY AND STATUS REPORT FOR MAY 2021

Fire Chief Frizzell reported for the month of May the following: 38 total calls. A breakdown is included in the packets.

7. CONSIDER AND APPROVE AGREEMENT BETWEEN HOUSTON COUNTY EMERGENCY SERVICES DISTRICT NO. 2 AND CITY OF CROCKETT

Council member Jones made a motion to approve the Agreement between Houston County Emergency Services District No. 2 and the City of Crockett. Council member Beasley seconded the motion. Motion passes 5-0.

8. CONSIDER AND APPROVE A RESOLUTION DESIGNATING THE OFFICIAL NEWSPAPER OF CITY OF CROCKETT IN ACCORDANCE WITH SECTION 15.02 OF THE HOME RULE CHARTER

Mayor Fisher explained that this item is back on the agenda because of the laws governing the City Charter. The resolution requires a majority vote, the meeting at which the item was on agenda, only three council members were present and the vote was not unanimous. Therefore, it is back on the agenda. Kelly Nicol addressed council asking for their support of the Messenger newspaper. Council member Jones made a motion to approve a Resolution designating the official newspaper of City of Crockett in accordance with Section 15.02 of the Home Rule Charter as the Houston County Courier. Council member Jackson seconded the motion. Council members Caldwell and Mayor Pro Tem Marsh voted against the motion. Council member Beasley abstained. Mayor Fisher broke the tie and voted for the motion. Motion passes.

9. PUBLIC HEARING ON REQUEST FOR A SPECIFIC USE PERMIT FROM WANDA GAYE ALDERMAN FOR A MOBILE HOME TO BE LOCATED AT 214 E. PEASE, CROCKETT, TX 75835. LEGAL DESCRIPTION BEING: A 0.420-ACRE TRACT OUT OF AND A PART OF A. E. GOSSETT SURVEY, A-423, CITY OF CROCKETT, HOUSTON COUNTY, TEXAS AND BEING OUT OF AND A PART OF A CALLED 0.75-ACRE TRACT, DESCRIBED IN DEED TO WANDA GAYE ALDERMAN RECORDED AS INSTRUMENT NO. 1802357, OFFICIAL RECORDS OF HOUSTON COUNTY, TEXAS

Mayor Fisher opened the public hearing. Planning & Zoning Commission did approve this request. No public comments. Mayor Fisher closed public hearing.

10. CONSIDER AND APPROVE A REQUEST FOR A SPECIFIC USE PERMIT FROM WANDA GAYE ALDERMAN FOR A MOBILE HOME TO BE LOCATED AT 214 E. PEASE, CROCKETT, TX 75835. LEGAL DESCRIPTION BEING: A 0.420-ACRE TRACT OUT OF AND A PART OF A.

E. GOSSETT SURVEY, A-423, CITY OF CROCKETT, HOUSTON COUNTY, TEXAS AND BEING OUT OF AND A PART OF A CALLED 0.75-ACRE TRACT, DESCRIBED IN DEED TO WANDA GAYE ALDERMAN RECORDED AS INSTRUMENT NO. 1802357, OFFICIAL RECORDS OF HOUSTON COUNTY, TEXAS

Council member Jackson made a motion to approve a request for a Specific Use Permit from Wanda Gaye Alderman for a mobile home to be located at 214 E. Pease, Crockett, TX 75835. Legal description being: a 0.420-acre tract out of and a part of A. E. Gossett survey, A-423, City of Crockett, Houston County, Texas and being out of and a part of a called 0.75-acre tract, described in deed to Wanda Gaye Alderman recorded as instrument No. 1802357, official records of Houston County, Texas. Mayor Pro Tem Marsh seconded the motion. Motion passes 5-0.

11. PUBLIC HEARING ON REQUEST FOR A SPECIFIC USE PERMIT FROM STANLEY C. MAXWELL TO ERECT A COMMUNICATIONS TOWER AT 206 E. HOUSTON AVENUE, CROCKETT, TEXAS 75835, IDENTIFIED BY THE HOUSTON COUNTY APPRAISAL DISTRICT AS PARCEL 5249. LEGAL DESCRIPTION BEING: LOT ONE HUNDRED EIGHTEEN (118) IN BLOCK TWENTY-THREE (23) OF THE ORIGINAL TOWN OF CROCKETT, ON THE A.E. GOSSETT SURVEY, A-423, IN HOUSTON COUNTY, TEXAS AS DESCRIBED BY THE PLAT OR PLAN OF THE SAID ORIGINAL TOWN OF CROCKETT, SAID LOT BEING LOCATED ON THE CORNER OF HOUSTON AVENUE AND THIRD STREET

Mayor Fisher opened the public hearing. Planning & Zoning Commission recommends disapproval of this request due to negative impact in downtown beautification efforts. Mayor Fisher closed the public hearing.

12. CONSIDER AND APPROVE A REQUEST FOR A SPECIFIC USE PERMIT FROM STANLEY C. MAXWELL TO ERECT A COMMUNICATIONS TOWER AT 206 E. HOUSTON AVENUE, CROCKETT, TEXAS 75835, IDENTIFIED BY THE HOUSTON COUNTY APPRAISAL DISTRICT AS PARCEL 5249. LEGAL DESCRIPTION BEING: LOT ONE HUNDRED EIGHTEEN (118) IN BLOCK TWENTY-THREE (23) OF THE ORIGINAL TOWN OF CROCKETT, ON THE A.E. GOSSETT SURVEY, A-423, IN HOUSTON COUNTY, TEXAS AS DESCRIBED BY THE PLAT OR PLAN OF THE SAID ORIGINAL TOWN OF CROCKETT, SAID LOT BEING LOCATED ON THE CORNER OF HOUSTON AVENUE AND THIRD STREET

Council member Beasley made a motion to uphold the ruling of the Planning & Zoning Commission on the request for a Specific Use Permit from Stanley C. Maxwell to erect a communications tower at 206 E. Houston Avenue, Crockett, Texas 75835, identified by the Houston County Appraisal District as Parcel 5249. Legal description being: Lot One Hundred Eighteen (118) in block twenty-three

(23) of the original town of Crockett, on the A.E. Gossett survey, A-423, in Houston County, Texas as described by the plat or plan of the said original town of Crockett, said lot being located on the corner of Houston Avenue and Third Street. Council member Jones seconded the motion. Motion passes 5-0.

13. PUBLIC HEARING ON REQUEST FOR A SPECIFIC USE PERMIT FROM NICOL OUTDOOR ADVERTISING, LLC, TO ERECT TWO OFF-PREMISES SIGNS TO BE LOCATED AT 1176 E. LOOP 304, CROCKETT, TX 75835, IDENTIFIED BY THE HOUSTON COUNTY APPRAISAL DISTRICT AS PARCEL 30994. LEGAL DESCRIPTION BEING: ALL THAT CERTAIN 6.096 ACRES OUT OF AND A PART OF THE A. E. GOSSETT SURVEY, A-423, CITY OF CROCKETT, HOUSTON COUNTY, TEXAS, DESCRIBED IN DEED TO NICOL OUTDOOR ADVERTISING, LLC, RECORDED AS INSTRUMENT NO. 20211618, OFFICIAL RECORDS OF HOUSTON COUNTY, TEXAS

Mayor Fisher opened the public hearing. Planning & Zoning Commission did approve this request. Kelly Nichol with Nicol Advertising told council these billboards will be erected at 1176 E. Loop 304. Mayor Fisher closed public hearing.

14. CONSIDER AND APPROVE A REQUEST FOR A SPECIFIC USE PERMIT FROM NICOL OUTDOOR ADVERTISING, LLC, TO ERECT TWO OFF-PREMISES SIGNS TO BE LOCATED AT 1176 E. LOOP 304, CROCKETT, TX 75835, IDENTIFIED BY THE HOUSTON COUNTY APPRAISAL DISTRICT AS PARCEL 30994. LEGAL DESCRIPTION BEING: ALL THAT CERTAIN 6.096 ACRES OUT OF AND A PART OF THE A. E. GOSSETT SURVEY, A-423, CITY OF CROCKETT, HOUSTON COUNTY, TEXAS, DESCRIBED IN DEED TO NICOL OUTDOOR ADVERTISING, LLC, RECORDED AS INSTRUMENT NO. 20211618, OFFICIAL RECORDS OF HOUSTON COUNTY, TEXAS

Council member Jackson made a motion to approve the request for a Specific Use Permit from Nicol Outdoor Advertising, LLC, to erect two off-premises signs to be located at 1176 E. Loop 304, Crockett, TX 75835, identified by the Houston County Appraisal District as Parcel 30994. Legal description being: all that certain 6.096 acres out of and a part of the A. E. Gossett survey, A-423, City of Crockett, Houston County, Texas, described in deed to Nicol Outdoor Advertising, LLC, recorded as Instrument No. 20211618, official records of Houston County, Texas. Mayor Pro Tem Marsh seconded the motion. Motion passes 5-0.

15. CONSIDER AND APPROVE PROPOSAL FROM WATERSCAPE CONSULTANTS, INC. TO PROVIDE ENGINEERING SERVICES FOR THE PROPOSED MUNICIPAL AQUATICS FACILITY INCLUDING A SWIMMING POOL

Council member Jones made a motion to approve proposal from Waterscape Consultants, Inc. to provide engineering services for the proposed Municipal Aquatics Facility including a swimming pool. Council member Jackson seconded the motion. Motion passes 5-0.

16. CONSIDER AND APPROVE A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CROCKETT, TEXAS APPROVING AN ENGAGEMENT AGREEMENT RELATING TO BOND COUNSEL SERVICES
- a) City of Crockett, Texas (the "City") desires to issue obligations from time to time for various public purposes authorized by Texas statutes, in order to finance or refinance various public projects;
 - b) Bracewell LLP's ("Bracewell" or the "Firm") is a full service firm that includes a national public finance practice and has the necessary competence, qualification and experience to serve as bond counsel for the City.
 - c) The City and Bracewell do not have any prior engagements or relationships or other information regarding the nature of any relationships between the political subdivision and the firm as described in §2254.1036(c) of the Texas Government Code.
 - d) The City's attorneys and supporting personnel do not have the required experience, qualifications or resources to adequately perform bond counsel services for the issuance of obligations;
 - e) Given the nature of bond counsel services and the source of payment therefor (being from the proceeds of obligations issued by the City), such legal services cannot reasonably be obtained from attorneys in private practice under a contract providing for the payment of hourly fees without contingency; and
 - f) Entering into a contingent fee contract with Bracewell for bond counsel services is in the best interest of the residents of the City as the City will have competent, qualified and experienced counsel to advise on the issuance of the bonds and other obligations, and the provision of such legal services will not financially impact the City as the compensation for such services will be paid from the proceeds of such bonds or other obligations.

Council member Jones made a motion to approve a Resolution of the City Council of the City of Crockett, Texas approving an Engagement Agreement relating to Bond Counsel Services. Council member Beasley seconded the motion. Motion passes 5-0.

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- b) Bracewell LLP's ("Bracewell" or the "Firm") is a full service firm that includes a national public finance practice and has the necessary

competence, qualification and experience to serve as bond counsel for the City.

- c) The City and Bracewell do not have any prior engagements or relationships or other information regarding the nature of any relationships between the political subdivision and the firm as described in §2254.1036(c) of the Texas Government Code.
- d) The City's attorneys and supporting personnel do not have the required experience, qualifications or resources to adequately perform bond counsel services for the issuance of obligations;
- e) Given the nature of bond counsel services and the source of payment therefor (being from the proceeds of obligations issued by the City), such legal services cannot reasonably be obtained from attorneys in private practice under a contract providing for the payment of hourly fees without contingency; and
- f) Entering into a contingent fee contract with Bracewell for bond counsel services is in the best interest of the residents of the City as the City will have competent, qualified and experienced counsel to advise on the issuance of the bonds and other obligations, and the provision of such legal services will not financially impact the City as the compensation for such services will be paid from the proceeds of such bonds or other obligations.

Mayor Fisher announced a 15-minute recess. Time 9:45 am to 10:00 am.

17. FISCAL YEAR 2022 BUDGET WORKSHOP

Mr. Angerstein noted the FY 2022 draft budget was built with no rate changes and it is estimated that this year's tax rate will remain the same or less than the tax rate of \$0.582529/\$100 from our previous year. The proposed FY 2022 ad valorem levy provides approximately \$49,000 more revenue than FY 2021 based solely on new or increased property values. The estimated ad valorem tax rate of \$0.582529/\$100 or less will adequately fund the FY 2022 proposed budget. This is a lean budget that will use resources to maintain existing service levels with a continued priority directed to our streets department.

The proposed budget includes a Cost-of-Living Adjustment (COLA) in the amount of a base 3% increase for all personnel with an additional 2% average for a performance-based merit pay. Mr. Angerstein noted the last time a COLA was given was in 2017. Since that time, the cost of living has increased by 9.56% according to the Consumer Price Index.

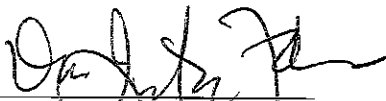
Mr. Angerstein went over revenue line items and each department's budget by category noting changes in departments. He noted a few items to be considered in the draft budget: allows for estimated operations of an animal shelter but does not include the proposed building costs to convert an existing facility into an adequate animal shelter, it is anticipated that the city will construct a pool during the

upcoming year but this draft budget does not address the estimated revenues and expenses of a municipal pool in the event that it is completed within the FY2022 budget year, and a capital request for a bay expansion to the fire station for the newly acquired fire rescue truck and other equipment that needs to be housed indoors.

In conclusion, Mr. Angerstein noted that the proposed FY 2022 budget will allow the City to continue municipal operations with no reductions in service and to have funding allocations to continue replacing minimal water/sewer infrastructure with an increased focus on streets.

18. ADJOURNMENT

Without objection, Mayor Fisher adjourned the meeting at 12:00 P.M.



Dr. Iantia Fisher, Mayor

ATTEST:



Mitzi Stefka, City Secretary