

REGULAR CITY COUNCIL MEETING

The Edna City Council met in regular session on Thursday, June 1, 2023, in council chambers at 6:00 p.m.

CALL TO ORDER: Mayor Lance Smiga called the meeting to order at 6:00 p.m. The council stood for prayer followed by the council and audience reciting the Pledge of Allegiance.

PRESENT: Councilperson District 1 Cipriano Palacios, Councilperson District 2 Wayne Callis, Councilperson District 3 Chris Jackson, Councilperson District 4 Mike Dodds and Councilperson District 5 Johnny Vasquez were present. City Manager Gary Broz, Police Chief Rick Boone, Street Superintendent Andy Brzozowski, Public Works Director Brad Ryan, Finance Director Diane Peirce, Code Enforcer Samantha Idlett, and City Secretary LaSonya Robinson were also present. The minutes were recorded by City Secretary Robinson.

APPROVE MINUTES OF THE CITY COUNCIL MEETING HELD MAY 15, 2023:

Councilperson Jackson made the motion to approve the minutes of the city council meeting held May 15, 2023. Councilperson Dodds seconded the motion. All voted AYE. Motion carried.

VISITORS: Melissa Terry, Jonas Titus, Donald Brinkman, Harrison Smiga, Sara Smiga

CANVASS ELECTION RESULTS

City Secretary LaSonya Robinson went over the election information for May 6, 2023. City Secretary stated that the early voting results were 83-237, Absentee votes were 5-1 and on Election Day the totals were 45-99. The combined total for Mayor were Dodds 133 and Smiga 337. City Secretary Robinson stated the results for District 1 were Early voting 42-54, Absentee 0-1 and Election Day 18-36. The combined total for District 1 votes were Barton 60 and Palacios 91. Councilperson Jackson made motion to accept totals for May 6, 2023, General Election. Councilperson Dodds seconded the motion. All voted AYE. Motion carried.

ADMINISTER OATH OF OFFICE TO ELECTED OFFICIALS FOR THE MAY 6, 2023, GENERAL ELECTION: MAYOR LANCE SMIGA, COUNCILPERSON(S) DISTRICT 1 CIPRIANO PALACIOS, DISTRICT 2 WAYNE CALLIS

City Secretary Robinson administered Oath of Office to Councilperson District 1 Cipriano Palacios, Councilperson District 2 Wayne Callis and Mayor Lance Smiga. Councilperson District 2 was unopposed in the May 6, 2023, General Election.

MAYOR'S APPOINTMENT OF A MAYOR PRO-TEM FOR ONE (1) YEAR TERM UPON COUNCIL APPROVAL AND TAKE ANY ACTION DEEMED NECESSARY:

Mayor Lance Smiga stated he wishes to reappoint Councilperson District 2 Wayne Callis as Mayor Pro-Tem for another one-year term. Councilperson Jackson made a motion to reappoint Councilperson Wayne Callis as Mayor Pro-Tem. Councilperson Dodds seconded the motion. All voted AYE. Motion carried.

PUBLIC COMMENTS:

"During the council meeting, as each item is addressed, the council shall also allow the audience to speak on any subject matter that is posted on the agenda in accordance with HB 2840. The council may not take action on any item which has not been posted on the agenda." Please limit-two minutes.

Mayor Smiga wanted to thank all the City employees that were out in the rain this Saturday. Mayor Smiga states despite the negative comments on Facebook we did a great job. States the work that has been done over the last two years is working the water was gone in about 2 to 2 ½ hours.

PRESENTATION OF 2021/2022 FISCAL YEAR AUDIT FROM MELISSA TERRY WITH HARRISON, WALDROP & UHEREK LLP AND TAKE ANY ACTION DEEMED NECESSARY:

Melissa Terry states she is giving information about our annual audit ending September 2022. Melissa states everyone has received a copy. Melissa issued a guide sheet because there is so much information. There were no difficulties. The City did have to implement a new accounting standard which is GASB statement number 87. Melissa stated that it has to do with the leases the City enters into. Terry stated that any lease now must have a value added to it. Such has vehicles and insurance. They are now required to be added to the financial statement. Terry states the City received an unmodified opinion on its financial statements. Terry states that we have received that in our prior years and that opinion can be found on letterhead page 1-3. Terry states that there was not any significant deficiency, material weakness or fraudulent activity. Terry states there were some issues with control of city inventory. Terry states that the need to get a computerized system or something that helps with controlling their inventory. Terry states that they did not have to audit the spending this year because we did not exceed \$750,000.000 expenditures. Terry stated that pages 4-12 is a section that is required. They provide bullet points with financial highlights. Terry stated that there was a slight increase, but there was a lot of work done this year. Revenue was down from the previous year, but there was corona virus money that could be used, and expenditure increased. Councilperson Dodds made a motion to accept the 2021/2022 fiscal year audit. Councilperson Callis second the motion. All voted AYE. Motion carried.

SECOND READING OF ORDINANCE NO. 2023-01 OF THE CITY COUNCIL OF THE CITY OF EDNA, TEXAS AMENDING CHAPTER 1, "GENERAL PROVISIONS", ARTICLE 1.05, "FINANCES" BY ADDING SECTION 1.05.054, "FEDERAL FUNDING", AND PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT; ENACTMENT; REPEALER; SEVERABILITY; CODIFICATION; EFFECTIVE DATE; AND POPER N OTICE AND HEARING AND TAKE ANY ACTION DEEMED NECESSARY:

City Manager Broz stated that this is the second reading for the ordinance on how to spend federal money. City Manager Broz states he thinks we need that information added in. Councilperson Jackson made motion to approve the first reading of ordinance no 2023.01 of the City Council the city of Edna, Texas amending chapter 1, "general provisions", article 1.05, "finances" by adding section 1.056.054, "federal funding", and providing for the following: findings of fact; enactment; repealer; severability; codification; effective date; and proper notice and hearing. Councilperson Callis second the motion. All voted AYE. Motion carried.

DISCUSS EXPENDITURES \$12,000 TO EL CAMPO SPRAY FOR SPRAYING WEED AND GRASS IN CITY STREETS AND CURBS, AND TAKE ANY ACTION DEEMED NECESSARY:

City Manager Broz stated that it is raining, and we have grass in the street and in the curbs and we need help to get it all. City Manager Broz states the Andy has put a plan together. Councilperson Callis asked if the city has a tank. City Manger Broz answered yes. Councilperson Callis asked why we want to pay somebody if we can do it. City Manager stated that we have ditches to get ready the contractor is ready to come in and start paving and we have to have the ditches ready. City Manager Broz stated that we are full. Councilperson Callis asked if we are going to hire somebody else. City Manager Broz stated that we are trying to get workers nobody wants to work. Councilperson Jackson asked if this spraying requires an applicator license. Andy Br states that it does. Councilperson Palacios asked if anyone is licensed. City Manager advised him Andy B is the only one licensed. Councilperson Vasquez asked if we have any equipment we can use right now. Andy stated that we have a 250-gallon tank with a pump and motor. Andy did state that he was able to get it working. Councilperson Vasquez asked what he would put the sprayer on. Street Superintendent Andy Brzozowski stated he was going to try to put in on the front of a tractor. Councilperson Palacios asked how soon you want to start the spraying. Andy stated it depends on tonight. Andy states that would come in one week and have it all done because that is all they do for ten (10) hours a day. Andy states that it would take him months to complete that project. Councilperson Callis asked if it will be a onetime deal. Councilperson Palacios how long will the applicator last. City Manager Broz states

that it should last a season. Street Superintendent Andy Brzozowski, states that the grass is deteriorating the pavement. Mayor Smiga ask is it the matter of just not have enough manpower and time to complete. City Manager Broz stated yes. Councilperson Palacios asked what we are going to do with our equipment. Andy stated that it hasn't been used in years. It was just sitting under the shed. Andy states he had to take the motor apart to get it running. Andy states it's just a pump with a garden hose connected to it. Councilperson Dodds asked if we are signing a contract. City Manger Broz informed them it is just one time. Councilperson Dodds ask will we be able to keep it up if this is done. Street Superintendent Andy Brzozowski states he is going to try his best. Councilperson Vasquez asked will we have to do it again next year. City Manager Broz states we have to see where we at with workers and projects. Councilperson Jackson motioned to approve the \$12,000 expenditure to El Campo Spray for spraying weed and grass in the City streets and curbs. Councilperson Dodds seconded the motion. Councilperson Palacios, Councilperson Callis, and Councilperson Vasquez denied \$12,000 for El Campo spray for spraying weed and grass in city streets. Motion failed 3:2.

CONSIDER VEHICLE LEASE FROM ENTERPRISE FLEET FOR ONE (1) ¾ TON CREW CAB PICKUP FOR THE STREET DEPAERTMENT AND TAKE ANY ACTION DEEMED NECESSARY:

City Manager states that enterprise now have a ¾ ton crew cab available for the street department. City Manager Broz stated that we need to pull trailers and vehicles that we have to be safe the pickups are to small. Councilperson Palacios asked where the vehicle was coming from. City Manager Broz stated he is not sure of the location. City Manager Broz stated that \$47,652.55 is the original amount. It will be a four-year lease. Councilperson Vasquez asked if the maintenance on the vehicle is for the four years. City Manager Broz stated that everything except the tires. City Manager Broz stated that Service Plus services the vehicle. Councilperson Callis made a motion to approve the enterprise fleet ¾ ton crew cab pickup. Councilperson Jackson seconded the motion. All voted AYE. Motion carried.

DISCUSS AND CONSIDER BUDGET AMENDMENTS:

No action taken.

DISCUSS AND TAKE APPROPRIATE ACTION TO CONSIDER PAYMENT OF CURRENT BILLS:

City Manager stated that we need to pay bills totaling \$105,690.32. Councilperson Dodds made a motion to approve paying bills totaling \$105,690.32. Councilperson Vasquez made a motion to second. All voted AYE. Motion carried.

CITY STAFF REPORTS:

“At this time, City Council will hear reports / updates on all committees or department assignments which may include, but is not limited to the following: City Manager-grants, projects, public information; Finance Director-finance & department reports; Police Department-grant updates, police reports; Director of Utilities-park reports, water & sewer updates; Street Department-repairs/projects; Code Enforcement-progress reports; Jonas Titus-Vice Economic Development; City Secretary-public information.”

City Manager Broz stated the weather on Saturday we did have some issues, but everyone jumped in, and we got them solved. Water went down that evening. Grass is growing. Joe with the Parks Department will be going out for surgery soon, so we are looking for someone that can drive a lawn mower. We have had applications, but they have had records. Gilbert road on the upper end was deep. The owner of the pond has drained some water down. The 21 CO we must go back and fill. We must get the ditches done cause the contractors are ready to pave. We had five kids at the lifeguard training. Jamie is now certified to do everything at the pool. Software training is moving fast. Still speaking with the Marburgers. Dollar General have their equipment at their site because they have

nowhere to store it. We received word today that insurance will be increasing by 16%. We will meet on May 24.

Director Diane Peirce stated that it is the 15th of the month, so it has been busy.

Street Superintendent Andy Brozowski stated that they have been hauling brushes out of town. Waiting for one pile to dry to haul another. Been spraying mosquitos and just staying busy.

Director of Utilities state they have been busy with lift station. We didn't have any overflow or spills, so they are doing good.

VED Jonas Titus states they have had a meeting with a prospect and will follow up. Had a announcement last week for a 2 billion dollar for modular nuclear plant in the area.

Police Chief Rick Boone states he has hired two new cops. One is out of Seadrift and think he is a great hire. Projecting by end of June PD will be full including the hospital spots. Boone states they have been busy. They assisted the county with a similar case to Davis Street. Saturday with all the rain they were out trying to keep everyone at home and off the streets.

EXECUTIVE SESSION:

HOLD AN EXECUTIVE SESSION IN ACCORDANCE WITH GOVERNMENT CODE 551.074; CONSULATION WITH AN ATTORNEY ON A MATTER IN WHEICH THE DUTY OF THE ATTORNEY IN THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT CONFLICTS WITH THE TEXAS OPEN MEETINGS ACT:

Mayor Smiga asked everyone to clear the chamber except for the council, Code Enforcer Samantha Idlett, Director of Public works Brad Ryan, Attorney Thomas and City Manager.

TAKE ANY ACTION AS RESULT OF EXECUTIE SESSION:

The council returned to open session at 7:16 p.m. No action was taken.

ADJOURN:

Councilperson Callis made the motion to adjourn the meeting at 7:20 p.m. Councilperson Vasquez seconded the motion. All voted AYE. Motion carried.

Lance Smiga, Mayor

LaSonya Robinson, City Secretary