

**CITY COUNCIL OF THE CITY OF CLARENDON, TEXAS  
PUBLIC HEARING & REGULAR MEETING, SEPTEMBER 12, 2024**

CALL TO ORDER: Mayor Fangman at 5:00 p.m.

PRESENT: Mayor Jacob Fangman  
Mayor Pro Tem Tommy Hill  
Alderman Terri Floyd  
Alderman Eulaine McIntosh  
Administrator Brian Barboza  
Utility Clerk Kimberly Cooper

ABSENT: Alderman Ashlee Estlack  
City Secretary Machiel Covey

OTHERS PRESENT: Roger Estlack, Mandy Smith, Ralph Graves, and Bobbie Kidd

**PUBLIC HEARING ON ADOPTION OF THE PROPOSED TAX RATE OF .593711 FOR THE 2024 TAX YEAR.**

A motion was made by Mayor Pro Tem Hill and seconded by Alderman McIntosh to close the PUBLIC HEARING ON ADOPTION OF THE PROPOSED TAX RATE OF .593711 FOR THE 2024 TAX YEAR. With each Alderman voting AYE, the motion carried.

Mayor Fangman closed the Public Hearing at 5:30 p.m. and opened the Regular City Council Meeting.

INVOCATION: Mayor Fangman

PUBLIC COMMENTS: Ralph Graves, spoke about agenda item #5, said that he had bought property on the JA Road by the Community Church off 8<sup>th</sup> Street. He wanted to have an unused street closed. He had asked for it to be put on the agenda many times. He brought the paperwork over and found out it had been put on the August agenda and he was never notified. The streets are landlocked, he would like to close half the alley, and it is landlocked also.

Roger Estlack also spoke about agenda item #5. He said no disrespect to Mr. Graves, but just from an economic standpoint, he stands in opposition to closing roads or alleys. He believes in the principle that the city should not give up its right of way or platted streets because we do not know what is going to happen in the future. There is nothing stopping Mr. Graves from enjoying the land he owns and someone may want to put in a housing development out there. The seven hundred block of Collinson was nothing but overgrown mesquite trees and brush with barbwire fence around it. No one ever thought it would be anything then ten years ago Pcter Odima built nice apartment there. The last time this was on the agenda he spoke about Fourth Street and Collinson and how towns always seem to grow to the south and west, it is a natural thing for communities. Within months of closing the street for Mr. Gray and Mr. Black, Cameron Word built a house behind them and had to figure out how to get utilities back there. Mr. Estlack asked Council to keep their options open for the future and for future councils and for future people who might own that property

AUTHORIZATIONS BY CITY COUNCIL:

23-176

1. CONSENT AGENDA

- Meeting Minutes for Regular Meeting August 8, 2024
- Meeting Minutes for Called Meeting August 1 & 22, 2024
- Clarendon Volunteer Fire Department Report
- Donley County Commissioners Report

- Burton Memorial Library Report
- Clarendon Municipal Court Report
- Code Compliance Report
- Animal Control Report
- Public Works Report

A motion was made by Alderman McIntosh and seconded by Mayor Pro Tem Hill to approve the consent agenda, pulling the Clarendon Municipal Court Report to be discussed on a separate line item. With each Alderman voting AYE, the motion carried.

23-177

2. Discussion and possible action on the Clarendon Municipal Court Report.

A motion was made by Alderman Floyd and seconded by Mayor Pro Tem Hill to approve the Clarendon Municipal Court Report as presented. With each Alderman voting AYE, the motion carried.

23-178

3. Discussion and possible action on the Council Report (List of Bills).

A motion was made by Mayor Pro Tem Hill and seconded by Alderman McIntosh to approve the Council Report as presented. With each Alderman voting AYE, the motion carried.

23-179

4. Discussion and possible action on the Statement of Revenue and Expense.

A motion was made by Alderman McIntosh and seconded by Mayor Pro Tem Hill to approve the Statement of Revenue and Expense as presented. With each Alderman voting AYE, the motion carried.

23-180

5. Discussion and possible action on appointing a qualified individual to fill the vacant unexpired term of Alderman.

City Council convened into Executive Session at 5:58 p.m. under the provision of Local Government Code, Section 551.074: Personnel Matters:

- Discussion of appointment of Alderman

City Council reconvened into Open Session at 6:04 p.m.

A motion was made by Mayor Pro Tem Hill and seconded by Alderman McIntosh to appoint Mandy Smith to the unexpired seat of Alderman. With each Alderman voting AYE, the motion carried.

Mayor Fangman administered the Oath of Office to newly appointed Alderman Smith.

23-181

6. Discussion and possible action on previous action made on August 8, 2024, Approving an Ordinance of the City Council of the City of Clarendon, Texas, Vacating and closing certain streets and alleys in the City of Clarendon.

A motion was made by Mayor Pro Tem Hill and seconded by Alderman McIntosh to resend the previous action to not approve an ordinance at the August 8, 2024, Regular City Council Meeting. With each Alderman Voting AYE, the motion carried.

A motion was made by Mayor Pro Tem Hill and seconded by Alderman McIntosh to approve an Ordinance of the City Council of the City of Clarendon, Texas, Vacating and closing certain streets and alleys in the City of Clarendon as presented. With each Alderman voting AYE, the motion carried.

23-182

7. Discussion and possible action on approving an Ordinance amending Ordinance Number 518, by reallocating funds within the Budget; providing that expenditures for said fiscal year be made in accordance with said Amended Budget.

A motion was made by Alderman Smith and seconded by Mayor Pro Tem Hill to approve an Ordinance amending Ordinance Number 518, by reallocating funds within the Budget; providing that expenditures for said fiscal year be made in accordance with said Amended Budget. With each Alderman voting AYE, the motion carried.

23-183

8. Discussion and possible action on approving an Ordinance approving the property tax rate for the 2024-2025 Fiscal Year for the City of Clarendon.

A motion was made by Alderman Floyd and seconded by Mayor Pro Tem Hill to approving an Ordinance approving the property tax rate of \$0.593711 for the 2024-2025 Fiscal Year for the City of Clarendon. With a roll call vote of Alderman Smith, AYE, Alderman Floyd, AYE, Alderman McIntosh, AYE, and Mayor Pro Tem Hill, AYE, the motion carried.

23-184

9. Discussion and possible action on approving Resolution(s) made by previous council action on August 8, 2024:

- Employee Handbook, Chapter 3, Employee Benefits, 3.08 Certification and Education Pay

A motion was made by Alderman McIntosh and seconded by Alderman Floyd to approve a Resolution made by previous council action on August 8, 2024: Employee Handbook, Chapter 3, Employee Benefits, 3.08 Certification and Education Pay. With each Alderman voting AYE, the motion carried.

23-185

10. Discussion and possible action on approving a Resolution to ratify the previous year's tax rate to support the 2024-2025 Fiscal Year Budget for the City of Clarendon.

A motion was made by Alderman McIntosh and seconded by Mayor Pro Tem Hill to approve a Resolution to ratify the previous year's tax rate to support the 2024-2025 Fiscal Year Budget for the City of Clarendon. With each Alderman voting AYE, the motion carried.

23-186

11. Discussion and possible action on adopting a Resolution authorizing representative of the City to transmit funds for investment in TexPool/TexPool Prime and are each authorized to withdraw funds from time to time, and to issue letters of instruction, and to take all other actions deemed necessary or appropriate for the investment of local funds.

A motion was made by Alderman Floyd and seconded by Alderman Smith to approve a Resolution authorizing representative of the City to transmit funds for investment in TexPool/TexPool Prime and are each authorized to withdraw funds from time to time, and to issue letters of instruction, and to take all other actions deemed necessary or appropriate for the investment of local funds. With each Alderman voting AYE, the motion carried.

23-187

12. Discussion and possible action on approving the Clarendon Economic Development Corporation Annual Budget for the 2024-2025 Fiscal Year.

No action taken by Council.

23-188

13. Discussion and possible action on approving the Clarendon Economic Development Corporation Hotel Occupancy Tax Budget for the 2024-2025 Fiscal Year.

No action taken by Council.

23-189

14. Discussion and possible action on approving the Clarendon Chamber of Commerce Hotel Occupancy Tax Budget for the 2024-2025 Fiscal Year.

No action taken by Council.

23-190

15. Discussion and possible action on approving an ordinance amending Ordinance No. 374, 3.75 Impoundment Procedure, (E) and (G).

A motion was made by Alderman McIntosh and seconded by Mayor Pro Tem Hill to approve an ordinance amending Ordinance No. 374, 3.75 Impoundment Procedure, (E) and (G). With each Alderman voting AYE, the motion carried.

23-191

16. Discussion and possible action to adopt a Standard Operating Procedure for the Animal Control Department.

No action taken by Council.

23-192

17. Discussion and possible action to approve an Ordinance adopting Golf Cart Enforcement and Permit.

No action was taken by Council.

23-193

18. Discussion and possible action on approving a Confirmation of Understanding with Foster & Lambert LLC for the 2023-2024 Annual Audit.

A motion was made by Alderman Floyd and seconded by Mayor Pro Tem Hill to approve a Confirmation of Understanding with Foster & Lambert LLC for the 2023-2024 Annual Audit. With each Alderman voting AYE, the motion carried.

23-194

19. Discussion and possible action on approving submission of a Fiscal Year 2024-2025 Routine Airport Maintenance Grant Program Agreement.

A motion was made by Alderman McIntosh and seconded by Mayor Pro Tem Hill to approve the submission of a Fiscal Year 2024-2025 Routine Airport Maintenance Grant Program Agreement. With Alderman Floyd, Alderman McIntosh and Mayor Pro Tem Hill voting AYE, and Alderman Smith abstaining, the motion carried.

23-19520. Discussion and possible action on casting a ballot for Places 11-14 of the Board of Trustees for the Texas Municipal League Intergovernmental Risk Pool.

A motion was made by Alderman McIntosh and seconded by Alderman Floyd to cast a ballot for Places 11-14 of the Board of Trustees for the Texas Municipal League Intergovernmental Risk Pool.

Place 11 – Randy Criswell  
 Place 12 – Rudy Zepeda  
 Place 13 – James Quin  
 Place 14 – Mike Land

With each Alderman voting AYE, the motion carried.

23-19621. Discussion and possible action on Annual Performance Evaluation of the City Administrator.

A motion was made by Alderman McIntosh and seconded by Mayor Pro Tem Hill to accept the annual performance evaluation and to extend the Employment Agreement for one year to September 30, 2025. With Alderman McIntosh, Alderman Floyd, and Mayor Pro Tem Hill voting AYE, Alderman Smith abstaining. The motion carried.

23-19722. Discussion and possible action on the City Administrators Report:

- Update on Employees
- Project Updates
- US 287 Corrido Interstate Feasibility Study
- Single Audit

MAYOR COMMENTS: Mayor Fangman thanked Kimberly Cooper for stepping up and covering for everyone out sick and for being at the council meeting on a long night with the public hearing. He thanked the council for being at the meeting and our newly appointed councilwoman Mandy Smith. It was an important meeting with a lot to take care of at the end of the year and the new year ready to start October 1<sup>st</sup>.


COUNCIL COMMENTS: Alderman Smith thanked everyone for welcoming her to the council. Mayor Pro Tem Hill asked the administrator if he had hired anyone yet and he has not. He also congratulated Ms. Smith. Alderman Floyd welcomed Alderman Smith, told her to hold on it would be a ride.

Adjournment:

There being no further business on the agenda, a motion was made by Mayor Pro Tem Hill and seconded by Alderman Floyd to adjourn the meeting at 7:30 p.m., with each Alderman voting AYE, the motion carried.

  
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 Jacob Fangman, Mayor

Attest:

  
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 Machiel Covey, City Secretary