



City of Pattison
P.O. Box 223
Pattison, TX 77466
281-934-3715
Website: www.pattison.texas.gov

City Council Meeting Minutes March 2, 2023

I. Call Meeting to Order

The City Council meeting of the Pattison City Council was called to order by Mayor Joe Garcia at 7:00 p.m. at the City of Pattison City Hall, located at 3410 1st Street, Pattison, Texas 77466.

Members Present:

Mayor Joe Garcia, Councilmembers: Wayne Kircher, Robert MacCallum, Seth Stokes, Frank Cobio, Randall Flowers.

Also, Present: City Secretary, Lorene Hartfiel; City Attorney, Tim Kirwin; Heather Brauer, Seidel Schroeder; Tanya Walker, Kevin Wayne Harris, Princella Lazard, Joe Amos, Ervin Paben, Wanda Paben, Leland Paben, Angela Paben, Daphney Kirby, Kent Kirby, Ed Winegar, Kris Winegar, Kay Shearer, Sheila Rogers

II. Pledge of Allegiance

Mayor Garcia led the pledges.

III. Citizens Comments – No action can be taken

1. Angela Paben – Expressed concerns regarding the hiring of a code enforcement officer, when the salary paid to the officer could be used to repair streets, and work on the drainage ditches that are not being maintained. She is also concerned about the burn issue. She has never had an issue with burning branches. She understands that the city wants to cut out all burning and was told that burning is against the state law, and it's not, because she has read in depth to that. Why are all these new things coming when it's never been an issue before. We live in the country and it's something that has always been done. If you are new here and you don't like what we do here in the country, then move to the city.
2. Daphne Kirby – Asked if she needs to sign in to speak. The council allowed her to speak. She stated her qualifications and reasons for running for city council.
3. Princella Lazard – The council allowed her to speak also. She stated her qualifications for running for city council and reasons for running for city council.

IV. Council to approve agenda.

Mayor Garcia asked for a motion for the Council to approve the agenda as presented. Councilmember Kircher made a motion that the agenda be approved as presented, seconded by Councilmember Cobio. The motion passed unanimously.

V. Declare Conflicts of Interest

None declared.



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VI. Consent Agenda

Mayor Garcia asked for a motion for the Council to approve the consent agenda as presented. Councilmember Kircher Councilmember Kircher made a motion that the consent agenda be approved as presented, seconded by Councilmember Flowers. The motion passed unanimously.

VII. Business

1. Seidel Schroeder to present the FY 21-22 Audit.

Heather Brauer, Seidel Schroeder presented the FY 21-22 Audit.

2. Council to discuss and take possible action to adopt a resolution to designate authorized signatories for the Texas Community Development Block Grant program.

Natalie Erikstrom from GrantWorks presented the resolution to designate authorized signatories for the Texas Community Development Block Grant program.

Mayor Garcia asked for clarification that the Grant is for \$500,000.00 with a 2% match and that a project has not been decided upon yet. Erikstrom confirmed that information.

Councilmember Flowers asked for examples of types of projects that are eligible. Erikstrom stated water, road, drainage projects are eligible.

Mayor Garcia made the recommendation to adopt **Resolution 2023-002 to Designate Authorized Signatories for the Texas Community Development Block Grant Program**. Councilmember Kircher made the motion to adopt Resolution 2023-002 as stated above. Councilmember MacCallum seconded the motion. The motion passed unanimously.

3. Council to discuss and take possible action to adopt a resolution authorizing the submission of a Texas Community Development Block Grant program application and adopting required CDBG Civil Rights policies.

Natalie Erikstrom from GrantWorks presented the resolution to Authorize submission of a Texas Community Development Block Grant Program Application and Adopting Required CDBG Civil Rights Policies.

Mayor Garcia asked for clarification about the process between the TXCDBG 21-22 Grant that the city received and if there are any differences in processing the grant. Erikstrom responded it is the same process nothing has changed.



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Mayor Garcia made the recommendation to adopt **Resolution 2023-003 to Authorize submission of a Texas Community Development Block Grant Program Application and Adopting Required CDBG Civil Rights Policies**. Councilmember Kircher made a motion to adopt Resolution 2023-003 as stated above. Councilmember Cobio seconded the motion. The motion passed unanimously.

4. Council to discuss and take possible action regarding *9th Annual Just Ride for A Just Cause Charity Bike Ride, Saturday, March 25, 2023*.

Mayor Garcia discussed that this a courtesy notice from the Just Ride committee, they have received permission from TxDOT, they want the city to be aware that they will be riding through. Councilmember Flowers asked if the city will be providing any space for food trucks or anything like that. Mayor Garcia confirmed that they stop at the school and they bring their own equipment and they just come through. Councilmember Stokes stated that they don't need our permission, they are just letting us know. Councilmember MacCallum made the motion to approve the request as stated above. Councilmember Flowers seconded the motion. The motion passed unanimously.

5. Council to discuss and take possible action regarding amending the ordinance regulating outdoor burning.

City Attorney Kirwin discussed the amendment of the ordinance regulating outdoor burning and went over the state law requirements. Councilmember Flowers gave an explanation regarding the non-attainment county. Under the clean water act, Harris and Galveston County was required to perform a nine-county survey on nitrous oxide and carbon monoxide. A model was conducted, and Waller County and Waller County is included in that ozone non-attainment nine county area. City Attorney Kirwin stated that the law classifies Waller County as a non-attainment county, this particular type of burning can be allowed as long as there is not any other practical alternative. Mayor Garcia stated that we have an ordinance that says that the city will follow a burn ban when the Waller County declares a burn ban. City Attorney Kirwin discussed the penalty provisions. Councilmember Stokes asked what if someone deems that whatever you are doing is a nuisance, what is the process. Kirwin stated that the code enforcement officer will be sent to check on the complaint.

Mayor Garcia made the recommendation to approve Ordinance #163-2023 Amending Ordinance 141, Rules & Regulations for Outdoor Burning. Councilmember MacCallum raised a concern about burning on the alleyways between his family's property. Kirwin referred him to item 3 in the ordinance. Councilmember Kircher raised concern about the frequency of burning. Mayor Garcia stated that we adopt ordinances to address issues at the time. We should not be hesitant to come back, and tweak as needed. The ordinance was discussed with the Fire Marshall to make sure



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there were not any conflicts. Councilmember MacCallum was concerned about family neighbors burning together on a property. Kirwin stated that he doesn't think that will be a problem, but if it's a commercial business burning then that will be a problem. Mayor Garcia stated that the concerns are the burning of wires and toxic materials. Councilmember Stokes made the motion to approve the ordinance as stated above. Councilmember Cobio seconded the motion. The motion passed unanimously.

6. Council to discuss and take possible action regarding the City Hall remodel project.

Mayor Garcia discussed the need for a Project Manager to handle the bid process for the city hall renovation. LJA Engineering has been consulted to help the city with the process to help us stay with the legal regulations. They have given an estimate between \$4,000.00 to \$8,000.00 to handle the bid process. Attorney Kirwin stated that the process is too involved for him to put together. Councilmember Flowers said that the price quoted is cheap for the process.

Mayor Garcia made the recommendation to hire LJA Engineering as project manager for the bid process of the city hall renovation, subject to the City Attorney's review of contract. Councilmember MacCallum made the motion to hire LJA Engineering as stated above. Councilmember Kircher seconded the motion. The motion passed unanimously.

7. Council to discuss and take possible action regarding the upcoming Waller County 150th Anniversary Celebration.

Mayor Garcia discussed the city will host a Branding Party on May 1, 2023, as part of the celebration.

No action taken.

8. Council to discuss and take possible action regarding insurance liability limits.

Attorney Kirwin recommended that the city look at other cities to see what they require. Councilmember Stokes asked is it a blanket policy? Kirwin stated that a general liability policy is needed.

Mayor Garcia made the recommendation to review insurance liability limits for vendors mowing on city property. Councilmember Stokes made the motion to authorize the City Attorney to review insurance liability limits for vendors mowing on city property. Councilmember Flowers seconded the motion. The motion passed unanimously.



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9. Council to discuss and take possible action to appoint a Parks Board Chairperson.

Mayor Garcia made the recommendation to appoint Stephanie Sturm as the Parks Board Chairperson. Councilmember Kircher made the motion to appoint Stephanie Sturm as the Parks Board Chairperson. Councilmember MacCallum seconded the motion. The motion passed unanimously.

10. Council to discuss and take possible action regarding the Opioid Settlement from Allergan, CVS, Walgreens, and Walmart.

Mayor Garcia made the recommendation to decline participation in the Opioid Settlement from Allergan, CVS, Walgreens, and Walmart. Councilmember Kircher made the motion as stated above. Councilmember Cobio seconded the motion. The motion passed unanimously.

11. Council to discuss and take possible action regarding the Brookshire/Pattison ETJ.

City Attorney Kirwin gave an update that Brookshire's City Attorney responded and that the City of Brookshire will be addressing it at their next city council meeting. He has not heard anything about another joint meeting with the City of Pattison.

12. Mayor to give an update on and discussion of:

- Ave J- CenterPoint has given a proposal for the streetlights.
- Ave G – Has been repaved from FM 359 to 7th Street. The total cost was \$30,900.00.
- Ave I – Quote about \$15,000.00 on the two blocks on Ave I. It will involve the drainage and the culverts. Further research is needed.

13. Request from council for future agenda items, announcements, comments.

- a. ETJ
- b. Street Repairs
- c. Process of reporting potholes and street repairs

X. Adjourn meeting.

The meeting was adjourned at 8:25 p.m.

Mayor, Joe Garcia

Attest:

City Secretary, Lorene Hartfiel