

**CITY OF KOSSE
CITY COUNCIL MEETING
JULY 16, 2019 - 7:00 P.M.**

Council Members Present:

Harley Leazer Ronnie Funderburk Jimmy Pate LB Perry Brooks Valls

Council Members Absent:

None

Mayor Jarrod Eno opened the meeting with the pledge of allegiance. LB Perry led with the prayer. A quorum was present with all members present. Proper posting of the meeting was confirmed.

Consent Items: Minutes from the last meeting, accounts payable, and current general ledgers were reviewed. A motion by Brooks Valls was made to approve. Harley Leazer seconded the motion. Motion carried.

Discuss and Take Action on Fiscal Year 2017-2018 Audit Presented by Anderson, Marx, & Bohls. Mr. Steele was present to give an overview of the audit. He opened with stated there are no material weaknesses or deficiencies. He stated that the City is in Great shape and doing as good as it can with the new water-well project and still paying Tri-County. He stated there is no missing funds or mis-used funds. Ronnie Funderburk made a motion to accept the 2017-2018 Audit. Jimmy Pate seconded. Motion carried.

Discuss and Take Action on Loan from General Fund to Water/Sewer Fund. The Water Well Project loan payment is due and the Water/Sewer Fund needs \$23,000. This will be paid back \$2,000 a month or faster if money is available. Harley Leazer made a motion to loan the money to the Water/Sewer fund. Jimmy Pate seconded. Motion carried.

Discuss and Take Action on Ordinance 07162019 –Penalty on Class C Misdemeanors. Brooks Valls made a motion to accept. Harley Leazer seconded. Motion carried.

ORDINANCE NO. 07162019

AN ORDINANCE OF THE CITY OF KOSSE, TEXAS, ADOPTING A GENERAL PENALTY FOR VIOLATIONS OF CODE; CONTINUING VIOLATIONS.

WHEREAS, the City Council of Kosse wishes to adopt and, where applicable, a need for a General Penalty clause for City Ordinances

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KOSSE, TEXAS:

Section 1. General penalty for violations of code; continuing violations

- (a) Whenever in this code or in any ordinance of the city an act is prohibited or is made or declared to be unlawful or an offense or a misdemeanor or whenever in this code or such ordinance the doing of any act is required or the failure to do any act is declared to be unlawful, and no specific penalty is provided therefor, the violation of any such provision of this code or any such ordinance shall be punished by a fine of not exceeding five hundred dollars (\$500.00).

- (b) A fine or penalty for the violation of a rule, ordinance or police regulation that governs fire safety, zoning or public health and sanitation, including the dumping of refuse, may not exceed two thousand dollars (\$2,000.00).
 - (c) Unless otherwise specifically stated in this code, any violation of this code or of any ordinance that is punishable by a fine that does not exceed five hundred dollars (\$500.00) does not require a culpable mental state, and a culpable mental state is hereby not required to prove any such offense. Unless otherwise specifically stated in this code, any violation of this code or of any ordinance that is punishable by a fine that exceeds five hundred dollars (\$500.00) shall require a culpable mental state.
 - (d) No penalty shall be greater or less than the penalty provided for the same or a similar offense under the laws of the state.
 - (e) Unless otherwise stated in this code or in any ordinance, each day any violation of this code or of any ordinance shall continue shall constitute a separate offense.
 - (f) In the event that any such violation is designated as a nuisance under the provisions of this code, such nuisance may be summarily abated by the city. In addition to the penalty prescribed above, the city may pursue other remedies such as abatement of nuisances, injunctive relief and revocation of licenses or permits.
- Section 7. EFFECTIVE DATE. This ordinance shall become effective upon the publication of the caption of this ordinance.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF KOSSE, TEXAS, THIS 16th DAY OF JULY, 2019.

s/Jarrold Eno
Jarrod Eno, Mayor

ATTEST:
s/Christina Lockhart
Christina Lockhart, City Secretary

Discuss and Take Action on Ordinance Amendment NO. 07162018A to Ordinance NO. 04102018A – Permit Regulations. Brooks Valls made a suggestion on some sort of Welcome to Kosse Information sheet. City Secretary stated she will work on one. Jimmy Pate made a motion to the amendment to the Ordinance. Harley Leazer seconded. Motion carried.

ORDINANCE NO. 07162018A

AN ORDINANCE OF THE CITY OF KOSSE, TEXAS, AMENDING ORDINANCE NO. 04102018A – PERMIT REGULATIONS OF THE CITY OF KOSSE CODE OF ORDINANCES SO AS TO ADD TO SECTION 2 AND REPEALING ORDINANCES IN CONFLICT HERewith; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KOSSE, TEXAS:

SECTION 2 will include all Contractors performing work in the City of Kosse are required to register as a contractor at the City Office before any work begins. Proof of Insurance policy needs to be provided.

This Ordinance shall become effective immediately upon its passage and publication of its caption as required by law.

PASSED AND APPROVED this 16 the day of July 2019.

s/Jarrold Eno
Mayor

ATTEST:

s/Christina Lockhart
City Secretary

Discuss and Take Action on Ordinance Amendment NO. 07162018B to Ordinance NO. 04102018b – Swimming Pools. TABLED.

Discuss and Take Action on Kosse Mobile Pantry Site Leader and Site. Discussion took place on moving the Mobile Food Pantry site to the Park instead of the KCC. This will save the KCC having to pay for it to be cleaned afterwards and will be a site that is always available as the KCC is sometimes rented. Ronnie Funderburk made a motion to change the site to the City Park. Jimmy Pate seconded. Brooks stated in the event of serve weather, extreme cold the center could be used. Motion was carried. Nora Ensminger is retiring as the site leader and they are looking to replace her by October. It is not a paid position, it is volunteer.

Charles Dickerson gave the water report. About 1.3 million gallons used. No water Leaks. The ground storage tank is built, waiting on pumps and motors. Water will begin testing with TCEQ. They are laying the pipe to the well sites. They should be done in about 2 weeks. The deadline is September 30 and it looks like they will meet that.

Court Clerk Christina Lockhart in June Court was held with 14 pre-trials. 57 Convictions were turned into the state and 26 warrants were issued.

Police Chief Morris gave the police report. 154 Citations were written. 31 Warnings. 2 Arrests.

Karen Partin gave the EDC report. Purchased the land next to the medical clinic from the tax sale. Linda and Karen went to a class about the ballpark grant and should be able to start on it after the 19th of July.

Brooks Valls gave the KCC report. The Community Center net about \$9200 for Homecoming weekend. They have upped the payment on the building to \$750 a month to pay it off faster. Saturday is 70s dance night. They are planning a grand opening celebration for the Water Wells and Med. Clinic.

Jimmy O'Neal was a fire at the time of the meeting.

Harley Leazer made a motion to adjourn and Ronnie Funderburk seconded. Motion carried. Meeting adjourned.

Mayor

Date

ATTEST:

City Secretary

Date