Cumby City Council Regular Meeting Agenda Tuesday, December 8, 2020 City Hall – 100 East Main Street, Cumby, Texas 6:30 p.m.

Public Link: https://us02web.zoom.us/j/89981452183

Meeting ID: 899 8145 2183

I. Call to Order

II. Establish quorum

III. Invocation

IV. Pledge of Allegiance

V. Announcements

Announcements are provided on each agenda so that City Staff, Mayor, Council Members and members of the public may make announcements concerning matters of public recognition or upcoming events of local and regional significance; to advise the public of opportunities for service, recognition or recreation within our community; and to provide community charitable, civic, and philanthropic organizations the chance to broaden their appeal by the timely publication of details of their programs and activities. To utilize this opportunity, members of the public may contact the Mayor, City Secretary or City Council Members with details of their events or may appear at City Council Meetings and make their own announcements. "Announcements" shall be limited to the recitation of facts about the subject events, congratulatory or approbative statements concerning service to the City or the community, and invitations to participation at various events. No deliberations concerning the details of upcoming events shall be conducted

A. Update on CDB Grant for M & R Lift Station.

VI. Presentation by Citizens (Please Limit To 2 Minutes)

(At this time, we would like to listen to any member of the audience on any subject matter, whether that item is on the agenda. All comments are limited to a maximum of two (2) minutes for each speaker. Speakers making personal, unfounded, profane or slanderous remarks may be removed from the room. In accordance with the Open Meetings Act, the Mayor and Aldermen are restricted from discussing or acting on any items not listed on the agenda. Action can only be taken at a future meeting. When your name is called, please come to the front and state your name and address clearly before making your comments. Thank you for your cooperation).

VII. Reports

- A. Police Department
- B. Fire Department
- C. Maintenance Report
- D. Court Report

VIII. Consent items

- A. Discuss and approve minutes from November 10, 2020 Regular Session.
- B. Discuss and approve minutes from November 17, 2020 Canvass.
- C. Discuss and approve November Financials.

IX. Old Business

- A. Discuss and consider possible action adopting policies and procedures for the storage of employee records.
- B. Discuss and consider approval of Ordinance 2020-11-01 Establishing Rates for Domestic and Commercial Water and Sewer Service.
- C. Discuss and consider possible action on creating a park ordinance.
- D. Discuss and consider possible action adopting House Bill 2840 City Policy No. 2020-12
- E. Discuss progress and possible action of City of Cumby book exchange.
- F. Discuss and consider possible action regarding forming a City of Cumby Activities Committee.
- G. Further Discuss and consider possible action on the sewer line repair on Depot Street.
- H. Discuss and consider possible action on security camera bids.
- I. Discuss and consider possible action quotes to repair Park bathrooms.
- J. Discuss and consider possible action on the status of purchasing a lawn mower.
- K. Discuss and consider possible action on the status of monthly checklist for fire hydrants.
- L. Discuss and consider possible action of property located at 214 Mill Street.

X. New Business

- A. Discuss and consider possible action on Holiday Social for City Council and Employees.
- B. Discuss and consider possible action approving Ordinance 2020-12-01 amending ordinance 2019-08-01 establishing signature authorities and the release of account information and revoking all previous authorities in and for the City of Cumby, Texas bank accounts and setting an effective date.
- C. Discuss and consider possible action on work being done at Hot Rods by JSK located at 11282 Black Jack Road.
- D. Discuss and consider possible action on establishing a City of Cumby Council message board.
- E. Discuss and consider possible action regarding the disconnection of water services for BUSINESSES with past due accounts.
- F. Discuss and consider possible action regarding COVID-19 policy.

XI. Executive Session

Discussion and Convene in executive session under Texas Government Code 551.074 – Discussion and/or action involving the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; 551.071 – Consultation with attorney

- A. Discuss and consider possible action regarding City Attorney.
- B. Discuss and consider possible action regarding Water Clerk.
- C. Discuss and consider possible action regarding City Secretary.

Attorney consultation on any regular session agenda item requiring confidential, attorney/client advice necessitated by the deliberation or discussion of said item where counsel's duty to the City conflicts with the Open Meetings Act

XII. Reconvene in regular session

Announcement of Executive Session and Consideration of Motions authorizing any necessary action as a result of the Executive Session.

XIII. Adjournment

If during the course of the meeting, any discussion of any item on the agenda should be held in closed session, the Council will convene in such executive or closed session in accordance with the following: 1) VTCA Government Code 551.071 - Consultations with legal counsel concerning pending or threatened litigation or matters where counsel's duty to the City conflicts with the Open Meetings Act; 2) VTCA Government Code 551.072 - Deliberations regarding the purchase, sale, lease or exchange of real property; 3) VTCA Government Code 551.073 - Deliberations regarding prospective gifts or donations; 4) VTCA Government Code 551.074 - Deliberations regarding personnel of the City; 5) VTCA Government Code 551.076 - Deliberations regarding the deployment of security devices or the implementation of security policy; and VTCA Government Code 551.087 - Deliberations regarding Economic Development negotiations.

CERTIFICATION

I, Codi Reynolds, City Secretary for City of Cumby, hereby certify that the above notice of meeting and agenda was posted on the Public Notice Board at Cumby City Hall, 100 East Main Street, Cumby, Texas on December 4, 2020 at 4:00 p.m.

Codi Reynolds, City Secretary

SAUOH/NAM	70.47	29.35	36.18	19.38	35.72	41.98	46.83	95.77	40.12	56.32	76.27
ADASU SETAM	0	0	0	0	150	200	1140	6355	200	200	750
INVESTIGATION / STAND BY	2	3	4	Н	1	2	4	Н	0	1	Н
AVM	9	4	4	3	4	9	5	5	5	8	3
MEDICAL	7	5	4	2	10	7	2	5	10	10	6
STRUCTURE FIRE	П	0	0	0	1	1	П	2	1	2	1
САЯ FIRE	0	0	0	0	1	0	1	1	1	0	1
GRASS FIRE	2	3	0	0	4	3	9	14	3	4	4
ACREAGE	5	20	0	0	0	1	0.1	16.75	1.5	14	2.25
YTNUOD	12	10	11	5	16	15	16	27	15	20	10
CITY	9	5	1	1	5	4	3	1	5	5	10
MONTH	JAN	FEB	MAR	APR	MAY	NOr	JULY	AUG	SEPT	OCT	NOV

MAINTENANCE REPORT

FOR THE MONTH OF NOVEMBER THE MAINTENANCE DEPARTMENT:

COMPLETED 26 WORK ORDERS

REPAIRED 3 POTHOLES

BLEW OUT 3 SEWER MAINS

REPAIRED 2 SEWER MAINS

REPAIRED 2 WATER MAINS

Cumby Municipal Court Collections Report November, 2020

For the month of November the court collected \$45,081.34 total.

City: \$26813.29

State & Omni: \$14282.65

GHS: \$3985.40

Regular Meeting Minutes of the City Council of the City of Cumby

Tuesday, November 10, 2020

Cumby City Hall

- I. Mayor Doug Simmerman called the meeting to order at 6:30 p.m.
- II. PRESENT: Doug Simmerman Guy Butler Betty McCarter Julie Morris
- III. Invocation was led by Mayor Simmerman.
- IV. The pledge was recited by Mayor Simmerman and all citizens attending.

V. Announcements

A. Mayor Simmerman announced that we will be opening bids back. It will run in the SS News Telegram on November 10 and 17th and bid opens on November 30th at 2 pm.

VI. Citizens addressed the council

A. Sheryl Lackey stated that a concerned citizen had reached out to her regarding two Cumby Police officers doing about 80 m.p.h. through a work zone and she does believe that workers were present. The officers did not have their lights on.

VII. Reports

- A. Chief Paul Robertson submitted the Police Report for Sept and Oct.
- B. Mayor Doug Simmerman submitted the Fire Dept Report for Sept and Oct.
- C. Mayor Doug Simmerman submitted the Maintenance Dept Report for Sept and Oct.
- D. Judge Lana Adams submitted the Court Reports for Sept and Oct. Judge Adams stated that we will be issuing FTA's. We have a new court clerk named Alexis Pryor.

VIII. Consent Agenda

- A. Betty McCarter motioned to approve the September 8, 2020 Regular Meeting minutes. Julie Morris seconded the motion. The motion passed 3-0.
- B. Julie Morris motioned to approve the September Financials. Betty McCarter seconded the motion. The motion passed 3-0.

C. Julie Morris motioned to accept the October financials. Betty McCarter seconded the motion. The motion passed 3-0.

IX. Old Business

- A. Julie Morris asked why there is a clause without a contract? City attorney Jay Garret answered that any contract must be approved by council so it would be redundant to have to get approval on something that was approved by contract already. Betty McCarter motioned to adopt Ordinance 2020-10-1 limiting spending to a single vendor or payee without a contract to 2500.00\$. Julie Morris seconded the motion. The motion passed 3-0.
- B. Julie Morris thinks it is best to wait to discuss this next month with a full council. No action was taken.

X. New Business

- A. David Ratcliff stated that the guys are working in mud, sewer, water. The City of Greenville gives 130.00\$ annually. It would be once a year and the employee would have to be employed for 6 months before the City would purchase boots. Betty McCarter stated that it would need to be put into the budget, and we need to wait until next year. The handbook would need to be updated. David Ratcliff also stated that there is a lot of testing coming up for this year. Mayor Simmerman asked him to check with City Secretary to see what is in the budget for testing this year. No action was taken.
- B. Julie Morris motioned to approve K. Evans & Associates for the FY2020 annual financial audit. Betty McCarter seconded the motion. The motion passed 3-0.
- C. Betty McCarter asked what has ATCOG helped with? Citizen Sheryl Lackey stated she thinks it is a good idea keep the interlocal with ATCOG. Chief Andy Endsley says it is always good to stay connected to ATCOG. They help with the emergency management. Betty McCarter motioned to approve the interlocal agreement with ARK-TEX Council of Government. Julie Morris seconded the motion. The motion passed 3-0.
- D. Judge Adams stated that the standing orders outline the way the court operates and what each position is required to do. Betty McCarter motioned to adopt the Court Standing orders. Julie Morris seconded the motion. The motion passed 3-0.
- E. The council discussed the water rates. The returned check fee is not on the rate sheet. Mayor Simmerman asked to verify with the bank the charge to make sure we are charging the right amount. City attorney Jay Garret stated that it is a criminal offense to not pay a water bill. It is a state law. The city can go back 2 years to try to recoup delinquent water bills. Mayor Simmerman stated that he

- usually will try to work out a payment plan to help if someone is behind, they just need to call and talk to him. It is usually a one-time thing. Jay Garrett will add notice to ordinance and the council will come back to it in December. No action was taken at this time.
- F. Betty McCarter motioned to adopt Ordinance 2020-11-02 declaring The Sulphur Springs News Telegram as the official city newspaper. Julie Morris seconded the motion. The motion passed 3-0.
- XI. Mayor Doug Simmerman adjourned the meeting at 7:17 p.m.

Attest:
Codi Reynolds, City Secretary

CITY OF CUMBY CITY COUNCIL MEETING CANVASS VOTES CITY ELECTION / SWEAR IN NEW COUNCIL NOVEMBER 17, 2020 6:00 P.M.

THE CITY OF CUMBY MET ON MONDAY, NOVEMBER 17, 2020 AT 6:00 PM, AT 100 E. MAIN STREET, CUMBY, TEXAS.

PRESENT: DOUG SIMMERMAN GUY BUTLER BETTY MCCARTER JULIE MORRIS

- 1) **CALL TO ORDER**: MAYOR DOUG SIMMERMAN CALLED THE MEETING TO ORDER AT 6:01
- 2) CANVAS ELECTION 2020: CITY SECRETARY CODI REYNOLDS READ THE ELECTION RESULTS. THEY ARE AS FOLLOWS:

POSITION	NAME	EARLY	ELECTION DAY	TOTAL
MAYOR	DOUGLAS SIMMERMA	N 99	115	214
PLACE 1	SHERYL LACKEY WAYNE MOBLEY	58 55	66 57	124 112
PLACE 2	AMBER HARDY AUDRI MAYO	76 31	57 56	133 87
CITY OF CU	J MBY PROPOSITION A FOR AGAINST	87 38	96 39	183 77

THE COUNCIL ACCEPTED THE NOVEMBER 3, 2020 GENERAL ELECTION.

CITY SECRETARY CODI REYNOLDS SWORE IN, MAYOR DOUGLAS SIMMERMAN. MAYOR DOUGLAS SIMMERMAN SWORE IN ALDERMAN PLACE 1 SHERYL LACKEY AND ALDERMAN PLACE 2 AMBER HARDY.

3) THE CITY OF CUMBY CITY COUNCIL ADOPTED ORDINANCE 2020-11-03 REAUTHORIZING A LOCAL SALES AND USE TAX WITHIN THE CITY AT A RATE OF ONE FOURTH (1/4) OF ONE PERCENT (1%) TO PROVIDE REVENUE FOR MAINTENANCE AND REPAIR OF MUNICIPAL STREETS.

FOR NOMINATIONS FOR MAYOR PRO MOTION. THE MOTION PASSED 5-0.	MCCARTER MOTIONED TO OPEN THE FLOOR TEM. JULIE MORRIS SECONDED THE RYL LACKEY AS MAYOR PRO TEM. THE
MAYOR DOUGLAS SIMMERMAN ADJO	OURNED THE MEETING AT 6:16
MAYOR	ATTEST:

City of Cumby Balance Sheet

As of November 30, 2020

Nov 30, 20						
18.71						
99.74						
31.83						
46,343.24						
174,693.52						

City of Cumby Profit & Loss

November 2020

	Nov 20
Ordinary Income/Expense	
Income Subdivision Fees - PD Fines	60.00 43,855.24
Tax & Franchise Fees Property Reduction Sales Tax Property Tax Sales Tax Street Sales Tax	2,104.13 33,618.05 8,416.54 2,104.13
Total Tax & Franchise Fees	46,242.85
Water - Sewer Garbage Revenue Late Fee Sales Tax Collected Service Fee Collected Sewer Revenue Water Revenue	4,507.88 1,017.19 374.42 8.00 6,171.24 12,425.63
Total Water - Sewer	24,504.36
Total Income	114,662.45
Expense Administration Mayor/Council Monthly Fee Telephone	225.00 360.36
Total Administration	585.36
Mayor & Council Mayor & Council Expense	150.00
Total Mayor & Council	150.00
Municipal Court Collection Service Fee Judge Telephone	4,140.73 300.00 178.54
Total Municipal Court	4,619.27
Payroll Expenses	36,613.16
Public Safety Police Department Auto Repair & Maintenance	146.87
Total Police Department	146.87
Total Public Safety	146.87
Water/Sewer Automobile Repairs Deposit Refund Operating Supplies Permit Sales Tax Paid	14.00 175.00 35.74 1,250.00 1,661.48
Total Water/Sewer	3,136.22
Total Expense	45,250.88
Net Ordinary Income	69,411.57
et Income	69,411.57
	00,411.01

Expense Administration Office Expense Bonus Election Insurance Legal Fees Maintenance Mayor/Council Monthly Fee Membership	Total Income	Total Water - Sewer	Water - Sewer - Other	Water - Sewer Garbage Revenue Late Fee Sales Tax Collected Service Fee Collected Sewer Revenue Water Revenue	Total Tax & Franchise Fees	Franchise Property Reduction Sales Tax Property Tax Sales Tax Street Sales Tax	Seizure Funds Tax & Franchise Fees	Total Public Safety Department	Public Safety Department Accident Report Training	Interest Earned License & Permits Permits/Registrations	Ordinary Income/Expense Income Subdivision Fees - PD Accumulated Funds Fines	
0.00 0.00 0.00 0.00 0.00 0.00 225.00	114,662.45	24,504.36	0.00	4,507.88 1,017.19 374.42 8.00 6,171.24 12,425.63	46,242.85	0.00 2,104.13 33,618.05 8,416.54 2,104.13	0.00	0.00	0.00	0.00 0.00 0.00	60.00 0.00 43,855.24	Nov 20
0.0000000	0.00	0.00	0.00		0.00	0.00 0.00 0.00	0.00	0.00	0.00	0.00 0.00 0.00	0.00 0.00 0.00	Budget
0.00 0.00 0.00 0.00 0.00 0.00 0.00	114,662.45	24,504.36	0.00		46,242.85	0.00 33,618.05 8,416.54	0.00	0.00	0.00	0.00 0.00 0.00	60.00 0.00 43,855.24	\$ Over Budget
0.0% 0.0% 0.0% 0.0% 0.0% 0.0%	100.0%	100.0%	0.0%		100.0%	0.0% 100.0% 100.0%	0.0%	0.0%	0.0%	0.0% 0.0% 0.0%	100.0% 0.0% 100.0%	% of Budget

Payroll Expenses Insurance Assistance Child Support	Park Improvements	Total Municipal Court	Utilities	Travel & Training	Telephone	Technology	State Fees	Security	Seat Belt Fee	Report Fee	Postage	Office Expense	Legal Fees	Judge	Collection Service Fee	Municipal Court Alarm	Total Mayor & Council	Mayor & Council Expense	Interes Expenses - TWBD Mayor & Council	Total Debt Service	Payment Processing Center TWDB Bond	Arson Expenditure Debt Service	Total Administration	Utilities	Testing and Background	Training	Telephone	Technology	Software	Public Notice	Professional Fees	Office Supplies Postage	
0.00	0.00	4,619.27	0.00	0.00	178.54	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	300.00	4,140.73	0.00	150.00	150.00	0.00	0.00	0.00	0.00	585.36	0.00	0.00	0.00	360.36	0.00	0.00	0.00	0.00	0.00	Nov 20
0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	00.00	0.00	0.00	0.00	0.00	0.00	0.00		0.00			0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	Budget
0.00 0.00	0.00	4,619.27	0.00	0.00	178 54	000	0.00	0.00	0.00	0.00	0.00	0 00	0.00	300.00		0.00			0.00	0.00	0.00	0.00	585.36	0.00	0.00	0.00	360.36	0.00	0.00	0.00	0.00	0.00	\$ Over Budget
0.0%	0.0%	100.0%	0.0%	0.0%	100 0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	100 0%	3	0.0%			0.0%	0.0%	0.0%	0.0%	100.0%	0.0%	0.0%	0.0%	100.0%	0.0%	0.0%	0.0%	0.0%	0.0%	% of Budget

Water/Sewer Automobile Repairs Chemicals Deposit Refund Equipment Repairs Fuel Garbage Collection Fee Legal Fees Maintenance Office Supplies Operating Supplies Permit Postage Sales Tax Paid Seminars/Training	Total Public Works	Public Works Street Lights Street Signs Debris Cleanup Mosquito Control Street Repair	Total Public Safety	Total Police Department	Payroll Expenses - Other Total Payroll Expenses Public Safety Police Department K-9 Legal Fees Auto Repair & Maintenance Equipment Equipment Repairs Fuel Investigation License & Support Office Supplies Telephone Testing Supplies Training Uniforms Utilities	
14.00 0.00 175.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00	0.00	0.00 0.00 0.00 0.00	146.87	146.87	0.00 0.00 0.00 0.00 146.87 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00	
0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.0	0.00	0.00 0.00 0.00 0.00	0.00	0.00	0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.0	
14.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00	0.00	0.00 0.00 0.00	146.87	146.87	\$ Over Budget 0.00 0.00 0.00 146.87 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0	
100.0% 0.0% 0.0% 0.0% 0.0% 0.0% 0.0% 100.0% 100.0% 100.0%	0.0%	0.0% 0.0% 0.0% 0.0%	100.0%	100.0%	% of Budget 0.0% 0.0% 0.0% 0.0% 0.0% 0.0% 0.0% 0.	

12/04/20 Accrual Basis

Net income	Net Ordinary Income	Total Expense	Total Water/Sewer	Software Telephone Testing Tools & Equipment Utilities
69,411.57	69,411.57	45,250.88	3,136.22	Nov 20 0.00 0.00 0.00 0.00 0.00 0.00
0.00	0.00	0.00	0.00	Budget 0.00 0.00 0.00 0.00 0.00
69,411.57	69,411.57	45,250.88	3,136.22	\$ Over Budget 0.00 0.00 0.00 0.00 0.00 0.00
100.0%	100.0%	100.0%	100.0%	% of Budget 0.0% 0.0% 0.0% 0.0% 0.0%

POLICY FOR PERSONNEL RECORDS

THE PURPOSE OF THIS POLICY IS TO ESTABLISH STANDARDS AND PROCEDURES FOR THE MAINTENANCE OF CONFIDENTIALITY, DISCLOSURE OF INFORMATION, AND SECURITY OF PERSONNEL RECORDS, IN ACCORDANCE WITH FEDERAL, STATE, AND LOCAL LAWS AND REGULATIONS.

I. POLICY STATEMENT

The City of Cumby, Texas recognizes its responsibility to maintain accurate personnel records, to protect the confidentiality and privacy of personnel records, and to secure personnel records except where federal, state, and local laws and regulations provide for disclosure. The City also recognizes the right of employees to access their personnel records.

II. PURPOSE

The purpose of this policy is to establish standards and procedures for the maintenance of confidentiality, disclosure of information, and security of personnel records, in accordance with federal, state, and local laws and regulations.

III. DEFINITIONS

Within the context of this policy, the following definitions apply:

- A. Confidential Private, not intended to be shared with others.
- B. Confidentiality Assurance that City of Cumby employees and vendors protect personally identifiable information (PII) and do not disclose or transmit information to unauthorized parties.
- C. Disclosure The act of permitting access to, the release, transfer, or other communication of personnel records or the PII contained therein, orally, in writing, by electronic means, or by any other means to any party.
- D. Legitimate Job-Related Interest City of Cumby Council members', employees', and vendors' need to review a personnel record to conduct his/her professional responsibilities.

- E. Personally, Identifiable Information (PII) Any information that, alone or in combination, would make it possible to identify an individual with reasonable certainty.
- F. Personnel File The file maintained by the Office of the City of Cumby Secretary for each City of Cumby employee that contains pre-employment and current employment personnel records.
- G. Personnel Records Records directly related to an employee, in any format and location, that are maintained by the City of Cumby Secretary, except for those confidential records required by Texas Commission on Law Enforcement ("TCLOE") to be maintained solely by the City of Cumby Police Department.
- H. Vendor A person or organization that has a legal binding agreement with the City of Cumby to perform a special task, such as an attorney, auditor, school resource officer, medical consultant, or therapist.

IV. STANDARDS

- A. All City of Cumby Council members, employees, and vendors will adhere to federal, state, and local laws and regulations as well as City of Cumby policies, procedures, and guidelines for maintaining the accuracy, integrity, quality, and confidentiality of personnel records in any format and location.
- B. The storage, retention, and destruction of personnel records will adhere to federal, state, and local laws and regulations; City of Cumby procedures.
- C. Access to confidential personnel records will be granted only for the purpose of serving legitimate job-related interest or as required by federal, state, and local laws and regulations.
- D. The release of the home addresses, telephone numbers, Driver's License Numbers, Social Security Numbers, Passport Numbers and dates of birth of public employees is prohibited by state law, unless the employee gives permission or the City of Cumby determines that inspection of such information is needed to protect the public interest.
- E. Personnel information released in compliance with a lawfully issued subpoena will be limited to the specifics cited in the subpoena.

V. RESPONSIBILITIES

- A. All City of Cumby Council members, employees, and vendors will maintain the confidentiality of personnel records.
- B. City of Cumby Council members, employees, and vendors may disclose an City of Cumby employee's PII to appropriate parties in an emergency if knowledge of the information is necessary to protect the health or safety of the employee or other individuals.
- C. City of Cumby Council members, employees, and vendors may disclose an City of Cumby employee's PII.
- D. The Mayor will monitor standards and procedures related to the confidentiality of personnel records as set forth in federal, state, and local laws, regulations and policies.
- E. The City of Cumby will inform City of Cumby employees annually of the general provisions of this policy including procedures related to the protection and confidentiality of personnel records.
- F. The Office of the City of Cumby Secretary will serve as the custodian of employee personnel records in the employee's personnel file and will protect the confidentiality of those records.
- G. The City of Cumby Secretary and immediate supervisors will protect the confidentiality of all active or inactive personnel records stored in City of Cumby files and records.
- H. The City of Cumby Secretary and immediate supervisors will review the standards and procedures related to the confidentiality and disclosure of personnel records with the appropriate employees.
- City of Cumby Staff and immediate supervisors will ensure that personnel records in their offices will be maintained, reviewed, updated, retained, and destroyed in accordance with policy.

VI. DELEGATION OF AUTHORITY

The Mayor is authorized to develop procedures for the implementation of this policy. The repository of employee records shall be with and maintained by the City of Cumby Secretary, except for those confidential records required by Texas Commission on Law Enforcement ("TCLOE") to be maintained in and by the City of Cumby Police Department.

ORDINANCE NO. 2020-11-01

AN ORDINANCE OF THE CITY OF CUMBY AMENDING THE CITY'S CURRENT WATER AND SEWER SERVICE RATES; ESTABLISHING RATES FOR WATER SERVICE AND SEWER SERVICE AS SHOWN ON THE "SCHEDULE OF SERVICES AND RATES" (EXHIBIT A); PROVIDING A SAVINGS CLAUSE AND A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Mayor and City Council of the City of Cumby, Texas recognize the importance and necessity of amending the existing Schedule of Rates and Charges that equitably applies to those Customers and Entities that receive Services from the City; and

WHEREAS, as authorized under law, and in the best interest of the citizens of Cumby, Texas, the Mayor and City Council deems it expedient and necessary to adopt an amended SCHEDULE OF SERVICES AND RATES as included under "Exhibit A" of this Ordinance;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CUMBY, TEXAS:

<u>SECTION 1.</u> FINDINGS OF FACT. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

<u>SECTION 2.</u> SCHEDULE OF SERVICES AND RATES. The Schedule of Services and Rates attached hereto as "Exhibit A" is hereby adopted as effective and binding in and for the City of Cumby and is incorporated herein for all purposes.

<u>SECTION 3.</u> REPEAL OF CONFLICTING ORDINANCES. All Ordinances, or other Rate Schedules or Policies of the City, or portions of those Ordinances and/or Policies, that are in conflict with the Provisions of this Ordinance and the amendments to the "Schedule of Services and Rates" (Exhibit A) attached hereto, shall be repealed unto the conflict only and shall otherwise remain in full force and effect.

<u>SECTION 4.</u> SEVERABILITY. Should any paragraph or part or section of this Ordinance or the "Schedule of Services and Rates" (Exhibit A) be adjudged or held to be illegal or invalid, such severability shall not affect the validity of the remainder of the Ordinance and the "Schedule of Services and Rates."

SECTION 5. EFFECTIVE DATE. This Ordinance and the "Schedule of Services and Rates" (Exhibit A) shall be of full force and effect immediately upon the adoption by the City Council of the City of Cumby.

ADOPTED AND APPROVED on this	10th day	of November,	2020,	by the (City
Council of the City of Cumby, Texas.	•	1 000001 10 100011 04 00000110000000000	Activistics Control of	,	

ATTEST:	Douglas Simmerman, Mayor
Codi Reynolds, City Secretary APPROVED AS TO FORM:	
Edgar J. Garrett, Jr., City Attorney	

CITY OF CUMBY Ordinance No. 2020-05-02

EXHIBIT A Schedule of Services and Rates

APPENDIX- WATER AND SEWER RATES EFFECTIVE DECEMBER 2020

DEPOSIT- RESIDENTIAL OWNER	\$125.00	
DEPOSIT- RESIDENTIAL RENTER	\$175.00	
DEPOSIT- COMMERCIAL	\$300.00	
LATE FEE	\$20.00	
DISCONNECT FEE	\$35.00	*
CONNECT/ RECONNECT FEE	\$35.00	
RETURN CHECK FEE	\$35.00	
TRANSFER FEE	\$35.00	
WATER TAP FEE- RESIDENTIAL	\$750.00	STANDARD INSTALLATION
WATER TAP FEE- COMMERCIAL	\$1000.00	STANDARD INSTALLATION
WASTEWATER TAP FEE- RESIDENTIAL	\$1000.000	STANDARD INSTALLATION
WASTEWATER TAP FEE- COMMERCIAL	\$1000.00	STANDARD INSTALLATION

MONTHLY WATER RATES- CUSTOMERS WITHIN THE CORPORATE LIMITS OF THE CITY: MONTHLY DEMAND RATE \$10.50 PLUS:

0-3,000 GALLONS	\$6.75 per 1,000 gallons
3,001-5,000 GALLONS	\$7.50 per 1,000 gallons
5,001-15,000 GALLONS	\$8.00 per 1,000 gallons
15,001-50,000 GALLONS	\$8.50 per 1,000 gallons
50,001 GALLONS AND UP	\$9.00 per 1,000 gallons

MONTHLY WATER RATES- CUSTOMERS OUTSIDE THE CORPORATE LIMITS OF THE CITY:

MONTHLY BASE RATE	\$42.00 includes 2,000 gallons

 2,001-3,000 GALLONS
 \$5.50 per 1,000 gallons

 3,001-5,000 GALLONS
 \$5.70 per 1,000 gallons

 5,001 GALLONS AND UP
 \$7.00 per 1,000 gallons

MONTHLY WATER RATES- COMMERCIAL WATER RATES INSIDE AND OUTSIDE CITY LIMITS

MONTHLY BASE RATE \$42.00 includes 2,000 gallons

 2,001-3,000 GALLONS
 \$5.50 per 1,000 gallons

 3,001-5,000 GALLONS
 \$5.78 per 1,000 gallons

 5,001 GALLONS AND UP
 \$7.00 per 1,000 gallons

BULK WATER RATE:

\$45.00 PER LOAD MAXIMUM UP TO 3,000 GALLONS PER LOAD

WASTEWATER RATES

MONTHLY BASE RATE \$23.00 includes up to 5,000 gallons 5,001 GALLONS AND OVER \$4.50 per 1,000 gallons or part thereof

APPENDIX- WATER AND SEWER RATES EFFECTIVE DECEMBER 2020

MONTHLY GARBAGE RATES

RESIDENTIAL WITHIN CITY LIMITS (1 CART) \$14.50
RESIDENTIAL OUTSIDE CITY LIMITS (1 CART) \$17.75
MULTIPLE UNIT \$50.00
COMMERCIAL \$30.00

EXTRA CART MONTHLY FEE \$5.00 PER EXTRA CART

HOUSING AUTHORITY

WATER USAGE UP TO 20,000 GALLONS \$220.00

OVER 20,000 GALLONS \$5.50 per 1,000 gallons or part thereof OVER 50,000 GALLONS \$7.00 per 1,000 gallons or part thereof

SEWER USAGE UP TO 20,000 GALLONS \$220.00

OVER 20,000 GALLONS \$4.50 per 1,000 gallons or part thereof

Above rates subject to: Any additional tax.

CITY POLICY NO. 2020-12

SUBJECT: Guidelines for Public Speaking at a Public Meeting

December 8, 2020

1. References.

- a. House Bill 2840 of the 86th Texas Legislature
- b. Government code, Chapter 551, The Open Meetings Act
- 2. **Purpose.** The purpose of this policy is to establish reasonable guidelines for members of the public who desire to address the City Council, a Board, or a Commission of the City of Cumby during an open meeting.
- 3. **Staff Point-of-Contact.** The point of contact for this policy is the City Secretary at (903) 994-2272 or secretary@cityofcumby.com.

4. Policy.

- a. Members of the public must fill out a speaker form that includes their name, address and topic.
- b. Citizens to be Heard. Members of the public are given 3 minutes to speak during Citizens to be Heard. Members of the public are only allowed to speak once at the Citizens to be Heard at the beginning of the meeting and once per posted public hearing and cannot pass their time allotment to someone else. Members may speak regarding any agenda item that does not have a posted public hearing or about any other item of interest and must speak at the podium.
- c. Posted Public Hearings. Members of the public are given 3 minutes to speak during posted public hearings. Members of the public are only allowed to speak once during each public hearing and cannot pass their time allotment to someone else and must speak at the podium.
- d. Regular Agenda Items. If members of the public want to speak during City Council, a board, or a commission's discussion of an agenda item, the Mayor or the board/commission chair may stop the meeting at the Mayor's or board/commission chair's discretion, and hold a public hearing. Members of the public are only allowed to speak once during each Regular Agenda Item and are given 3 minutes to speak and they must speak at the podium. Following the public hearing, the Mayor or board/commission chair will call the meeting back to order and City Council, a board or a commission will proceed with the meeting.
- e. A uniformed police officer may be present at a City Council or board/commission meetings, at the discretion of the Mayor, to maintain order. This officer will be chosen at the Mayor's discretion. Upon direction by the Mayor or board/commission chair the officer will remove any member of the public for unruly, disruptive or offensive behavior.

- f. Extra Time for Translator. An individual who addresses the Council, Board, or Commission through a translator shall have twice the amount of time as a member of the public as listed in this policy who does not require the assistance of a translator in order to ensure that all members of the public receive the same opportunity to address the body.
- g. The order of business for the City of Cumby Meetings shall follow a pattern similar to that prescribed in "Robert Rules of Order."

FIRE HYDRANT REPORT UPDATE

Corner of Mill St. and Main St. – still need to dig up and repair
212 Mill St – Parts just came in. Scheduling to repair the week of 08-10
Corner of CR 4132 & S Service Rd – Trimmed grass, fixed chain / working
402 Depot St – Turned water valve on and flushed/ working
212 Depot St – Replaced fire hydrant / working
Depot St. @ Water Tower – Removed lock and tested/ working

104 Tarrant St – Needs new hydrant

Corner of Tarrant St & Commerce St. – needs chains installed

214 Commerce St - Tightened chains and trimmed trees / working

222 Commerce St - Tightened chains and trimmed grass / working

409 W. Main St - Fixed clips and chains / working

214 W. Main St – Fixed chains and clips / working

207 W. Main St - Fixed seized outlet / working

406 Mill St - Still needs repairs

Exit 110 @ South Svc Road – Cut the grass and cleaned up / working South Svc Rd @ Old Motel – remove valve when motel demo complete 208 South Svc Rd – Cut grass and moved tree limbs, no leaks / working South Svc Rd near JE Motorsports – Removed trees and debris/ still need to turn to face roadway ordering a gasket for repair

All Hydrants need to be painted back to silver or red – Paint is in and Maintenance will begin painting in the month of August.

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2. Oil Level	2. Mueller Improved 1948-53
3. Pressure Test	3. Mucller Improved 1954-61
Paint Lubricate Threads	4. Mueller Improved 1973-81
6. Cleaned	5. Mueller Centurion
7. All of above	6. Mueller Super Centurion - 200
8. Repaired	7. Mueller Super Centurion - 250
and a supplied to the supplied	8. American Darling B84B
	9. Kennedy K81A Guardian
	10. US Pipe Metropolitan M-94 11. Clow Medallion
	12. American AVK Series 2780
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MEMO

Discuss and schedule the annual Holiday Social for employees and council.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CUMBY, TEXAS ORDINANCE NO. 2020-12-01 AMENDING ORDINANCE NO. 2019-08-01 ESTABLISHING SIGNATURE AUTHORITIES AND THE RELEASE OF ACCOUNT INFORMATION AND REVOKING ALL PREVIOUS AUTHORITIES IN AND FOR THE CITY OF CUMBY, TEXAS BANK ACCOUNTS AND SETTING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Cumby, Texas has determined the need to establish signatories for bank accounts; and

WHEREAS, the City Council of the City of Cumby, Texas believes the establishment of the signature authorities to be in the best interest of the City of Cumby.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CUMBY, TEXAS.

Section 1 that the City Council hereby establishes the signature authorities for the City of Cumby bank Accounts listed in Appendix A (attached)

Section 2 That the authorized signatures for transactions for the accounts listed in Appendix A shall require two (2) signatures with the following ______ individuals authorized. All other previous authorized signatories' authorizations are hereby revoked and replaced with the following:

Sheryl Lackey

Kelsie Thomas

Betty McCarter

Amber Hardy

Julie Morris

Codi Reynolds

Doug Simmerman

Section 3 All Ordinances or parts of Ordinances in conflict herewith are repealed to the extent of conflict only

Section 4 That if any section, provision, subsection, paragraph, sentence, clause, phrase, or word in this Ordinance or application thereof to any person or circumstance is held invalid by any court of competent jurisdiction, such holdings shall not affect the validity of the remaining portions of this

	nd the City Council of the City of Cumby, Texas hereby declares it would have enacted ng portions, despite such invalidity.
Section 5 approval.	This Ordinance shall be in full force and effect immediately upon its passage and
PASSED AN	ID APPROVED, this the day of December 8, 2020
Doug Simmerm	an, Mayor Codi Reynolds, City Secretary

Appendix A

Arson

Demolition

General Operating

Municipal Court Security

Municipal Court State Fees

Municipal Court Technology

2012 Obligation

Parks & Recreation

Police Training

Street Maintenance

Water/Sewer

Water Deposit

Clarification of guidelines/procedures Updated 10/21

COVID-19 is spread via droplets. Please see this video that depicts the spread of droplets with and without a mask: <u>Droplet Video Link</u>

Here's a link to use when picking masks to find the most effective. Neck gators and bandanas are the least effective. Which masks work best

SYMPTOMATIC INDIVIDUALS

CDC Link of symptoms

TEA Guidance for COVID symptoms page 8

- o Must stay at home throughout the infection period.
 - o Treat this like you would any other individual in regards to fever, vomiting, diarrhea, etc.
- Cannot return to work/school until the individual has been screened to determine any of the below conditions for re-entry have been met:
 - At least one day (24 hours) has passed since recovery (resolution of fever without the use of fever-reducing medications)
 - o The individual has improvement in symptoms (e.g., cough, shortness of breath)

*Loss of taste and smell may persist for weeks or months after recovery and need not delay the end of isolation, and

o At least ten days have passed since symptoms first appeared

OR

- \circ If the individual <u>has symptoms</u> that could be COVID-19 and wants to return before completing the above stay at home period they <u>MUST</u>
 - Obtain a medical professional's note clearing the individual for return based on an <u>alternative</u> <u>diagnosis</u>.
 - I would also request a suggested return date.

OR

o Obtain a negative MOLECULAR test that is negative.

HIGH-RISK EXPOSURES

Defined as: 1.) Exposure to infectious secretions 2.) Being within 6ft of an infectious individual for a total of 15 minutes or greater over a 24-hour period. 3.) You provided care at home to someone who is sick with COVID-19. 4.) You had direct physical contact (hugging or kissing) CDC Close contact link

- Current guidance states a person is infectious 2 days prior to displaying symptoms.
- Variables may include:
 - o Masking
 - Worn Correctly.
 - What type of mask surgical, bandana, gator, etc.
 - o Shields
 - If the person was infectious and only a shield was worn, anyone within 6ft. for 15 minutes or more is still considered high-risk since the shield does not prevent the spread of the droplets.
 - CDC does not recommend use of face shields for normal everyday activities or as a substitute for a mask. <u>CDC School Masking Link</u> <u>CDC Face Shield guidance</u>

- Ventilation, presence of dividers, presence of symptoms, etc.
- If identified as a high-risk exposure the individual must remain in quarantine until the 14-day incubation period has passed.
 - o They may go get tested if they wish.
 - A negative test will not alter the 14-day quarantine.
- IF someone elects to go get tested after a high-risk exposure, and they are not showing symptoms, it is best to wait at least 72 hours after the last exposure before testing.

HIGH-RISK EXPOSURE THAT DEVELOPS SYMPTOMS

An individual that was under quarantine due to a high-risk exposure that develops symptoms falls under the procedure for a symptomatic individual. They may go get tested if they wish.

- Cannot return to work/school until the individual has been screened to determine any of the below conditions for re-entry have been met:
 - At least one day (24 hours) has passed since recovery (resolution of fever without the use of fever-reducing medications)
 - o The individual has improvement in symptoms (e.g., cough, shortness of breath); and
 - o At least ten days have passed since symptoms first appeared

HIGH-RISK EXPOSURE THAT TESTS POSITIVE

An individual that was under quarantine due to a high-risk exposure that tests positive will fall under the asymptomatic positive procedure.

• If the individual continues to have no symptoms, they may be around others 10 days after the <u>result</u> <u>date</u> of the test.

HIGH-RISK EXPOSURE THAT PREVIOUSLY TESTED POSITIVE

For anyone who has been around a person with COVID-19

Anyone who has had close contact with someone with COVID-19 and who:

- Developed COVID-19 illness within the previous 3 months and
- Has recovered and
- Remains without COVID-19 symptoms (for example, cough, shortness of breath)

Does not need to stay home.

HIGH-RISK EXPOSURE THAT IS CONTINUED (CANNOT AVOID CLOSE CONTACT WITH PERSON WITH COVID-19)

Date the person with COVID-19 ends home isolation + 14 days = end of quarantine

This will be the case for most of the younger children unless parents mask and distance themselves

The quarantine date <u>restarts</u> EVERY TIME the individual is re-exposed (high-risk exposure parameters) to the person with COVID-19 during that person's infectious period.

EXPOSURES TO HIGH-RISK EXPOSURES (SECONDARY EXPOSURES)

Per the CDC - The individual that is a secondary exposure to someone who has been identified as a high-risk exposure does not need to self-quarantine <u>unless</u> symptoms develop <u>OR</u> the primary exposure develops COVID-19. It is recommended that the secondary exposure monitors symptoms twice daily and wears a mask while around anyone regardless of distance in case the primary exposed individual develops COVID-19.

COVID-19 POSITIVE CASES

If you need local assistance/guidance please call your local health number at the bottom of this sheet.

WITH SYMPTOMS

- Cannot return to work/school until the individual is screened to determine any of the below conditions for re-entry have been met:
 - o At least one day (24 hours) has passed since recovery (resolution of fever without the use of fever-reducing medications)
 - o The individual has improvement in symptoms (e.g., cough, shortness of breath); and
 - o At least ten days have passed since symptoms first appeared

WITHOUT SYMPTOMS

If the individual continues to have no symptoms, they may be around others 10 days after the <u>result</u> <u>date</u> of the test.

Testing

Go Get Tested Link- Free Molecular Tests TXCOVIDTEST Website to find all testing locations- Be sure to look for Antigen or Molecular ONLY

Antibody Test

• Blood test that is not reliable to determine active infection.

Antigen Test "Rapid-Test" Antigen Reliability details

- Reliable for positives results.
- · Performed nasally or orally.
 - o Antigen tests are available at many local health entities within Hopkins County.

Molecular "PCR"

"Gold standard" test per CDC, FDA, DSHS for negatives/positives. Performed nasally or orally.

If you need any clarification, guidance or assistance regarding COVID-19, please reach out to:

Brynn Smith, RN, EMT-P Hopkins County Local Health Authority Nurse Text or call 903-440-5902 LHA@hchdems.com