



Physical Address: 501 South Main Street

Mailing Address: PO Box 228

Rhome, Texas 76078

Telephone: 817-636-2462

www.cityofrhome.com | citysecretary@cityofrhome.com

Mayor
Jo Ann Wilson

City Council

Mayor Pro-Tem,
Place 1
Josh McCabe

Place 2
Michelle Tye

Place 3
Elaine Priest

Place 4
Sam Eason

Place 5
Ashley Majors

City
Administrator
Cynthia Northrop

City Attorney
Carvan Adkins

City Secretary
Shaina Odom

Fire Chief
Darrell Fitch

Police Chief
Eric Debus

Public Works
Director
Sean Densmore

NOTICE OF MEETING OF THE RHOME CITY COUNCIL

Meeting Date: Thursday, March 24, 2022

Executive Session: 6pm

Regular Session: 7pm

Meeting Location: Rhome Community Center, 261 North School Road, Rhome, TX 76078

LIVE Streaming: In an effort to be as accessible as possible, we will be
Live Streaming the meeting using GoToMeeting.

Please call **1-872-240-3212 / Access Code 668-051-621**

The Rhome City Council may conduct this meeting by videoconference call in accordance with Section 551.127 of the Texas Open Meetings Act. A quorum of the City Council will be physically present at the address listed above and the public may attend the meeting at the same location.

Call to Order and Establish a Quorum – 6pm

Convene into Executive Session – 6pm

Pursuant to the following designated section of the Texas Government Code, Annotated, Chapter 551 (Texas Open Meetings Act), the Council may convene into executive session to discuss the following:

- A. Section 551.071 Consultation with Attorney - pending or contemplated litigation, settlement offer or to seek advice from attorney
- B. Section 551.072 Deliberation regarding Real Property - purchase, exchange, lease, or value of real property if deliberation in an open meeting would have detrimental effect on position of the governmental body in negotiations with a third person
- C. Section 551.074 Personnel – discuss appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee, or hear complaint or charge against officer or employee in executive session unless officer or employee requests a public hearing
- D. Section 551.087 – Deliberations regarding Economic Development Negotiations – to discuss or deliberate regarding commercial or financial information that the City has received from a business prospect that the City seeks to locate, stay or expand in or near the City and with which the City is conducting economic development negotiations

Reconvene into Regular Session – 7pm

Discussion and any necessary action as a result of Executive Session

Invocation

Pledge of Allegiance to the American Flag

Pledge of Allegiance to the Texas Flag

Honor the Texas Flag; I pledge allegiance to thee, Texas, One state under God, One and indivisible

Public Comments

The Council is not permitted to take action on or discuss any comments made to the Council at this time concerning an item not listed on the agenda. However, a Council Member or Mayor may make a statement of fact regarding the item, make a statement concerning the policy regarding the item and/or may propose that the item be placed on a future agenda or direct the City Administrator to contact the individual to address.

1. *If you are attending the meeting via **Live Streaming**, and you would like to make a Public Comment, you must email the City Secretary at citysecretary@cityofrhome.com prior to **4 pm on the day of meeting** and must identify each subject you plan to present to be recognized.*
2. *If the writer of a Public Comment wants someone to read the letter, it will only be read by the City Secretary and must be emailed prior (email above) to 4 pm on the day of the meeting.*
3. *Public Comments made in person require the speaker to submit the sign-up form to the City Secretary prior to the meeting, and the form must identify each subject the speaker plans to present.*
4. *A statement of no more than 3 minutes may be made. There will be no yielding of time to another person. Comments should be directed to the entire Council, not individual members. Engaging in verbal attacks, or comments intended to insult, abuse, malign, or slander any individuals shall be cause for termination of time privileges and removal from Council Chambers.*

Announcements from Mayor and Council Members

- April 4, 2022 - Planning & Zoning Commission Meeting
- April 5, 2022 – Monthly Bulk Trash Pick-Up
- April 7, 2022 – Last Day to Register to vote
- April 12, 2022 – Quarterly Hazardous Waste Pick-Up – *Must call/email and schedule (info on website)*
- April 25, 2022 – First day of Early Voting

Consent Agenda

All items under this section are recommended for approval for the Consent Agenda. These items are of a routine nature and require only brief deliberation by Council. Council reserves the right to remove any item on the Consent Agenda for further deliberation.

- E. Minutes of City Council Regular Session dated March 10, 2022 **(City Secretary)**
- F. Minutes of the Special City Council Meeting dated March 19, 2022 **(City Secretary)**

Regular Agenda – Old Business

- G. Discussion and any necessary action regarding Ordinance to lower speed limit on FM 3433 **(City Administrator)**

Regular Agenda – New Business

- H. Discussion and update regarding OpenGov **(City Administrator)**
- I. Discussion and any action regarding open burning ordinance **(Chief Fitch)**
- J. Discussion and any necessary action regarding amending ORD 2022-03, Calling General Election **(City Secretary)**
- K. Discussion and any necessary action regarding city facilities

Future Agenda Items

(Agenda items are due by 5 pm on the Wednesday of the week prior to the council meeting)

Adjourn

A quorum of Planning & Zoning Commissioners may be present at this meeting and its members may participate in the discussions of the items on the agenda over which they have responsibilities or authority.

A quorum of Parks & Recreation Board Members may be present at this meeting and its members may participate in the discussions of the items on the agenda over which they have responsibilities or authority.

**Pursuant to the Open Meetings Act, Chapter 551, Section 551.071 of the Texas Government Code, the Council may convene into executive session at any time during the meeting if a need rises for the City Council to seek advice from the City Attorney concerning any item on this agenda, to discuss pending and contemplated litigation, or a settlement offer, or to discuss a matter in which the duty of the attorney to the City Council under the Texas Disciplinary Rules of Professional Conduct of the State Board of Texas clearly conflicts with Chapter 551.*

The Council may vote and / or act upon each of the items listed in this Agenda. Except for Public Presentation and Input and items in the agenda designated as public hearing or otherwise designated for public input, there will be no public input during the course of this meeting without express authorization from the presiding officer.

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to the meeting. Please contact City Hall at 817-636-2462 for further information.

CERTIFICATION: I do hereby certify that the above City Council Agenda was posted on the designated bulletin board located at City Hall, 501 South Main Street, Rhome, Texas by 6pm on March 21, 2022.



Shaina Odom, City Secretary

I certify that the attached notice and agenda of items to be considered by the Rhome City Council was removed by me from the designated bulletin board located at City Hall, 501 South Main Street, Rhome, Texas, on the _____ day of _____, 2022.

_____, Title: _____



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CONSENT AGENDA



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AGENDA ITEM E



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Administrator**
Cynthia Northrop

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Carvan Adkins

City Secretary
Shaina Odom

Fire Chief
Darrell Fitch

Police Chief
Eric Debus

**Public Works
Director**
Sean Densmore

MINUTES OF MEETING OF THE RHOME CITY COUNCIL

Meeting Date: Thursday, March 10, 2022

Executive Session: 6pm

Regular Session: 7pm

Meeting Location: Rhome Community Center, 261 North School Road, Rhome, TX 76078

Call to Order and Establish a Quorum – 6pm

Mayor called the meeting to order at 6pm.

Convene into Executive Session – 6pm

Mayor recessed into executive session to order at 6:02 pm

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- B. Section 551.072 Deliberation regarding Real Property - purchase, exchange, lease, or value of real property if deliberation in an open meeting would have detrimental effect on position of the governmental body in negotiations with a third person
 - *Appraisal of Old School property*
- C. Section 551.074 Personnel – discuss appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee, or hear complaint or charge against officer or employee in executive session unless officer or employee requests a public hearing
- D. Section 551.087 – Deliberations regarding Economic Development Negotiations – to discuss or deliberate regarding commercial or financial information that the City has received from a business prospect that the City seeks to locate, stay or expand in or near the City and with which the City is conducting economic development negotiations

Mayor closed executive session at 6:15 pm

Reconvene into Regular Session – 7pm

Discussion and any necessary action as a result of Executive Session

No action was taken on executive session.

Invocation

Officer Syd Grant delivered the invocation

Pledge of Allegiance to the American Flag

Pledge of Allegiance to the Texas Flag

Honor the Texas Flag; I pledge allegiance to thee, Texas, One state under God, One and indivisible

Council Member Eason led the pledges.

Public Comments

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 - *Joseph Hromanik – 109 Troxell*
 - *Lisa Ann Wilson – 240 W First Street – Read*
 - *Deborah BeCraft – 360 W Second Street*
 - *David Bradley – 1211 Alliance Blvd*
 - *Steve Knight – 1313 Prairie Point*
 - *Roy Deaver – Church of Christ*

Announcements from Mayor and Council Members

- Coffee With a Cop – March 12, 2022: 8:30 am – 10:30 am at McDonald's.

Consent Agenda

All items under this section are recommended for approval for the Consent Agenda. These items are of a routine nature and require only brief deliberation by Council. Council reserves the right to remove any item on the Consent Agenda for further deliberation.

- E. Minutes of City Council Regular Session dated February 24, 2022 (**City Secretary**)
- F. Appointment of Daniel Roberson as Rhome Reserve Police Officer (**Chief Debus**)

Council Member Tye made a motion to accept as presented, Council Member Priest seconded. Vote passed unanimously. Immediately following, Chief Debus swore in Daniel Roberson as the new Rhome Reserve Police Officer

Monthly Staff Reports and Board Minutes

All Items under this section are for informational purposes only; no action will be taken by Council.

- G. Departments: Administration, Building & Development, Fire Rescue, Municipal Court, Police, and Public Works (**Department Heads**)

Regular Agenda – Old Business

H. Discussion and any necessary action regarding City of Rhome Animal Ordinance (**Mayor Wilson**)
City administrator explained the changes. Council decided to send the ordinance back to staff to revise the proposed changes. Council expressed their preference to resolve conflicting information on the number of dogs allowable to three instead of five. Staff is bringing back ordinance to a future meeting.

Regular Agenda – New Business

- I. Discussion and any action regarding Resolution consenting to addition of 230.664 acres of land into RVR Water Control Improvement District **(City Administrator)**

City administrator explained the agenda item as formalizing the annexation of RVR property into the RVR Water Control Improvement District, in alignment with the City's Development Agreement. Council member Eason made a motion to allow Rolling V Ranch to add 230.664 acres into their Water Control Improvement District. Council member Tye seconded the motion. Vote passed unanimously.

- J. Discussion and any necessary action regarding approval of PW vehicle purchase adjustments and financing option **(City Administrator)**

City Administrator reviewed the agenda item highlighting that Council had already approved the PW Equipment in the budget and that the item re-ordered the equipment due to rising cost and increased delivery times. Mayor Pro Tem McCabe made a motion to approve adding two additional trucks and holding the dump truck till next FY, allowing staff to trade in the three oldest trucks (2008, 2008 & 2013), use Government Capital for financing and authorize City Administrator to execute the contract. Council member Eason seconded. Motion passed 4-1 with council member Majors opposed.

- K. Discussion and any necessary action regarding classification of Churches in terms of W/WW Billing **(C. Priest)**

Council discussed classification of churches for utilities. Staff explained that it is standard across cities that Churches are classified as Commercial for the purposes of utility billing. It was noted that Churches are exempt from property taxes. Waste water rate increases were critical for the city to fund water/wastewater infrastructure and that there has not been an increase on waste water for more than 20 years (1999). Churches will remain commercial. Council did not take action to change.

- L. Discussion regarding financial checks and balances **(C. Majors)**

Council member Majors asked about bank fees, consolidated cash, and the onboarding of Open Gov. City Administrator Northrop reminded Council that the OpenGov onboarding process will take 9-12 months and that most cities hire or contract out project management for the upgrade project, noting that it is a long and laborious process.

- M. Discussion and any action regarding the Comprehensive Development Plan **(C. Majors)**

Council discussion regarding development plan, and cleaning up the town. City administrator Northrop reminded council, of the integration of the Comprehensive Development Plan across all department's operations including the annual budgeting process. No action was taken.

- N. Discussion and any necessary action regarding Park Ordinance updates to clarify and reduce perceived conflicts **(Mayor Wilson)**

Mayor Wilson wanted to clean up the contradicting language within the ordinance. Council Member Priest made a motion to approve updates as recommended, deleting 1.00.009 and updating 1.00.006. Council member Majors seconded. Motion passed unanimously.

Future Agenda Items

- **Newcomer's packet**
- **Open Gov**

Adjourn

Mayor Pro Tem McCabe made a motion to adjourn the meeting, Council member Majors seconded. Meeting was adjourned at 9:34 pm.

Jo Ann Wilson,
Mayor

ATTEST:

Shaina Odom
City Secretary



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AGENDA ITEM F



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Mayor
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Place 2
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Place 3
Elaine Priest

Place 4
Sam Eason

Place 5
Ashley Majors

City Administrator
Cynthia Northrop

City Attorney
Carvan Adkins

City Secretary
Shaina Odom

Fire Chief
Darrell Fitch

Police Chief
Eric Debus

Public Works Director
Sean Densmore

NOTICE OF REGULAR MEETING OF THE RHOME CITY COUNCIL

Meeting Date: Saturday, March 19, 2022

Special Meeting: 9 am – 11 am

Meeting Location: Rhome Community Center, 261 North School Road, Rhome, TX 76078

Call to Order and Establish a Quorum – 9am

Mayor Wilson called the meeting to order at 9:00 am.

Invocation

City administrator Northrop gave the invocation

Pledge of Allegiance to the American Flag

Pledge of Allegiance to the Texas Flag

Honor the Texas Flag; I pledge allegiance to thee, Texas, One state under God, One and indivisible

Public Comments *The Council is not permitted to take action on or discuss any comments made to the Council at this time concerning an item not listed on the agenda. However, a Council Member or Mayor may make a statement of fact regarding the item, make a statement concerning the policy regarding the item and/or may propose that the item be placed on a future agenda or direct the City Administrator to contact the individual to address.*

The following voiced their comments or asked the City Secretary to read their comments:

- Lisa Ann Wilson – 240 W First Street - Read
- Deborah BeCraft- 360 W Second Street- Read
- Terry Priest – 216 Cheyenne Trail N – In Person
- Joe Hernandez – 105 School Road – In Person
- Cathy Coffee- 1102 Mount Lane – In Person
- Randall Loftis – 315 W Morris Street- In Person
- Donna DeGarmo- 104 Kensington – In Person
- Gerry Lobdell – 709 Troxell – In Person
- Tommie Eason – 1107 Mount Lane – In Person
- Steve Knight – 1313 Prairie Point – In Person
- Cathy Coffee – 1102 Mount Lane - In Person

Regular Agenda – Citizen Forum on Facilities and the Future of Rhome

A. Discussion and input regarding the City of Rhome Facilities

Council discussed options brought forward by the citizens. General agreement between citizens and Council to address 105 First Street building but differences in order of priority: Those buildings with greatest needs should be prioritized. Other discussions and comments included the industry average for commercial construction (between \$200 and \$300 per square foot), feasibility of various grant funding, RVR donating land, identifying priorities and moving forward in phases, frugal and wise spending. Mayor Wilson stated she received 3 quotes to renovate 105 W First Street, with the

highest bidder being \$250,000, in 2021. Names of the bidders were not released. Mayor Wilson also mentioned ear marking funds from sales tax to fund the renovations. No action was taken.

Adjourn

Mayor Wilson adjourned the meeting at 10:42 am.

Jo Ann Wilson,
Mayor

ATTEST:

Shaina Odom
City Secretary



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AGENDA ITEM G



Agenda Commentary

Meeting Date: March 24, 2022

Department: Administration

Contact: Cynthia Northrop

Agenda Item: G. Discussion and any necessary action regarding Ordinance to lower speed limit on FM 3433

Type of Item: Ordinance Resolution Contract/Agreement Public Hearing
 Plat Discussion & Direction Other

Summary-Background:

Council has directed staff to work with TXDOT to lower the speed limit within Rhome City limits on FM 3433 from the SB SR of 287 south to our city limits in an effort to help promote the safety of the traveling public, especially in light of the schools located on FM 3433 and the continued construction and growth of Rolling V Ranch. In accordance with TXDOT requirements, staff initiated a speed study on FM 3433, the results of which support a reduction of 5 mph; from 60 mph to 55 mph. Both TXDOT and staff have reviewed the Ordinance which will reduce the speed limit from 60 mph to 55 mph. The City is required to take action by this Ordinance and to submit to TXDOT in order to implement the reduction in the speed limit.

Funding Expected: Revenue Expenditure N/A

Budgeted Item: Yes No N/A

GL Account: _____ Amount: _____

Legal Review Required: Yes No Date Completed: _____

Engineering Review: FD Review: PD Review: PW Review:

Supporting Documents Attached: Yes

Recommendation:

Staff recommends the adoption of the Ordinance to lower the speed limit from 60 mph to 55 mph as allowed by speed study to promote the safety of the traveling public and is required to provide to authorize TXDOT to lower the speed limit.

CITY OF RHOME ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF RHOME, TEXAS, SETTING A SPEED LIMIT PURSUANT TO TEXAS TRANSPORTATION CODE, SECTION 545.356 AND CITY ORDINANCE, CHAPTER 12, TRAFFIC AND VEHICLES, ARTICLE 12.05, OPERATION OF VEHICLES, SECTION 12.05.033, GENERAL SPEED LIMIT; IDENTIFYING THE MAXIMUM PRIMA FACIE SPEED LIMIT FOR FM 3433 WITHIN THE CORPORATE LIMITS OF THE CITY; PROVIDING A PENALTY NOT TO EXCEED \$200.00 FOR VIOLATIONS HEREOF; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A CUMULATIVE CLAUSE; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Rhome is a Type A general law city located in Wise County, Texas and acting under the powers granted to it pursuant to state law, including Chapters 6 and 211 of the Texas Local Government Code; and

WHEREAS, Section 542.202(12) of the Texas Transportation Code grants local authorities the power to alter speed limits; and

WHEREAS, Section 545.356 of the Texas Transportation Code provides that whenever the governing body of the City shall determine upon the basis of an engineering study that any prima facie speed therein set forth is greater or less than is reasonable or safe under the conditions found to exist at any intersection or other place or upon any part of a street or highway within the City, taking into consideration the width and condition of the traffic thereon, said governing body may determine and declare a reasonable and safe speed limit there at or thereon by the passage of an ordinance, which shall be effective when appropriate signs giving notice thereof are erected at such intersection or other place or part of the street or highway; and

WHEREAS, the Texas Department of Transportation has conducted an engineering and traffic investigation and study to determine a maximum speed limit which is reasonable and safe on FM 3433 in the City of Rhome, Texas; and

WHEREAS, the City Council hereby finds and determines based upon said engineering and traffic investigation and study that FM 3433, located within City limits, is designed for vehicular traffic to travel at a lower speed than the existing speed limits on said roadway, the existing speed being unreasonable and unsafe; and

WHEREAS, the City Council declares that the speed limit on FM 3433 should be changed as set forth in this ordinance and that such amendment is in the best interest of the City of Rhome and will promote the health, safety, and general welfare of the citizens of the City of Rhome and the general public.

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

SECTION 1.

Upon the basis of an engineering and traffic investigation heretofore made as authorized by the provisions of Texas Transportation Code 545.356, the maximum prima facie speed limit indicated herein for vehicles is hereby determined and declared to be reasonable and safe, and such speed limit is hereby fixed at the rate of speed indicated for vehicles traveling upon the named street or parts thereof. From and after the date of the passage of this ordinance, no motor vehicle shall be operated along and upon FM 3343 within the corporate limits of the City of Rhome in excess of fifty-five (55) miles per hour.

SECTION 2.

The speed limit set forth in Section 1, above, is effective when the City Administrator, or a designee thereof, erects signs giving notice of the new speed limits. The City Administrator is directed to take such action necessary to ensure that such new speed limit signs are erected and installed.

SECTION 3.

Any person violating any of the provisions of this ordinance shall be deemed guilty of a Class C misdemeanor pursuant to Section 12.05.031 of the Code and upon conviction thereof shall be fined in any sum not to exceed two hundred dollars (\$200.00).

SECTION 4.

All ordinances, orders or resolutions heretofore passed and adopted by the City Council of the City of Rhome, Texas, are hereby repealed to the extent that said ordinances, orders or resolutions, or parts thereof, are in conflict herewith.

SECTION 5.

This ordinance shall be cumulative of all provisions of ordinances and of the Code of Ordinances of the City, as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event the conflicting provisions of such ordinances and such Code are hereby repealed.

SECTION 6.

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

SECTION 7.

All rights and remedies of the City are expressly saved as to any and all violations of the provisions of the City Code amended or revised herein, or any other ordinances affecting the matters regulated herein which have accrued at the time of the effective date of this ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this ordinance but may be prosecuted until final disposition by the courts.

SECTION 8.

The City Secretary is directed to publish the caption, penalty clause, publication clause and effective date of this Ordinance to the extent required by law.

SECTION 9.

The City Secretary is hereby authorized to publish this ordinance and the exhibits to this ordinance in book or pamphlet form for general distribution among the public, and the operative provisions of this ordinance as so published shall be admissible in evidence in all courts without further proof than the production thereof.

SECTION 10.

This ordinance shall be in full force and effect from and after its passage and publication as required by law, and it is so ordained.

PASSED AND APPROVED THIS ____ DAY OF _____, 2022.

CITY OF RHOME, TEXAS

Mayor, Jo Ann Wilson

ATTEST:

APPROVED AS TO FORM:

Shaina Odom, City Secretary

Carvan Adkins, City Attorney



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AGENDA ITEM H



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AGENDA ITEM I



Agenda Commentary

Meeting Date: March 24, 2022

Department: Fire Department

Contact: Chief Fitch

Agenda Item: I. Discussion and any necessary action regarding an open burning ordinance

Type of Item: Ordinance Resolution Contract/Agreement Public Hearing
 Plat Discussion & Direction Other

Summary-Background:

This item updates our ordinances as they concern open burning inside the city limits in an effort to increase the health and safety of our residents, especially in light of the recent change to our solid waste bulk trash collection which now occurs monthly.

Funding Expected: Revenue Expenditure N/A

Budgeted Item: Yes No N/A

GL Account: _____ Amount: _____

Legal Review Required: Yes No Date Completed: _____

Engineering Review: FD Review: PD Review: PW Review:

Supporting Documents Attached:

Yes

Recommendation:

Approve the open burning ordinance

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF RHOME AMENDING SECTION 5.01.002 OF THE CITY OF RHOME CODE OF ORDINANCES REGARDING OUTDOOR BURNING; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Rhome is a Type A general law city acting under its powers granted to it pursuant to state law, including Chapters 6 of the Texas Local Government Code; and

WHEREAS, the City of Rhome has acting under the authority granted to it by Chapter 342.001 et seq of the Texas Local Government Code and Section 382.113 of the Texas Health & Safety Code to regulate outdoor burning in the City; and

WHEREAS, the City Council does hereby deem it advisable and in the public interest to amend Section 5.01.002 as described herein.

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

SECTION 1

**AMENDMENT OF SECTION 5.01.002, "OUTDOOR BURNING"
DIVISION**

Section 5.01.002, "Outdoor Burning", of Article 5.10 "General Provisions", of Chapter 5, "Fire Prevention and Protection" is hereby amended to provide as follows:

Sec 5.01.002 Outdoor Burning

- a) It shall be unlawful for any person, firm, or organization to burn any materials of refuse, debris or yard waste within the city limits of the City of Rhome, Texas.
- b) Exceptions:
 - 1. Outdoor cooking/recreational
 - a. Single family
 - i. Fires used for outdoor cooking in the noncommercial preparation of food.
 - ii. Recreational/warmth fires involving pits, fireplaces, or appliances used for open burning.

1. Must be in a container designed for that purpose with manufacturer guidelines followed.
 2. Fires in approved containers i.e., chiminea or portable fire pit/container shall be a minimum of 15 feet from a structure.
 3. The minimum required distance from a structure for an in-ground fire pit shall be 25 feet with a diameter of 3 feet or less with firewood no greater than 2 feet or less in height.
 - iii. No burning of waste or garbage shall be permitted in such devices.
 - iv. All approved outdoor fires should be constantly attended and a means to extinguish should be nearby.
 - v. Fires emitting smoke determined to be harmful or a nuisance to surrounding property owners, or when atmospheric conditions or local circumstances make such fires hazardous, will be immediately extinguished.
- b. Multifamily structure
- i. It shall be a violation of this code for any person to use, allow or permit the use of a fixed or portable grill or cooking device that uses an open flame or electrical heating element within ten (10) feet of any multi-family structure, under any covered portion of a multi-family structure, under any covered parking structure or portion thereof.

2. Ceremonial/Bonfires

- a. Fires used solely for ceremonial/bonfire purposes may be allowed on a case-by-case basis with prior written notification and permit fees if applicable, and an inspection by the fire chief or his/her designee following the guidelines established by the Texas Commission on Environmental Quality.
- b. The city retains the right to rescind permission for a ceremonial/bonfire fire if fire or law enforcement officers believe public safety, public order, or environmental quality is at risk.

3. Land Clearing Operations

- a. Fires involving the burning of brush, trees, and stumps from land clearing operations under Texas Commission on Environmental Quality rules 111.201 - 111.221 may be permissible if all conditions of these rules can be met, along with prior written notification and permit fees if applicable, and inspection by the fire chief or his/her designee.

4. City of Rhome

- a. Fires conducted by the City of Rhome to dispose of accumulated trees and brush on city property following Texas Commission on Environmental Quality guidelines.
- 5. Training for emergency responders
 - a. Training of firefighters or other emergency responders when authorized by the Texas Commission on Environmental Quality.
- 6. None of these exceptions shall conflict with a Wise County "burn ban".
- c) Any person violating the provisions of this section shall be guilty of a misdemeanor offense and upon conviction thereof shall be punished with a fine not exceeding \$2,000.00.

**SECTION 2.
PROVISIONS CUMULATIVE**

This ordinance shall be cumulative of all provisions of ordinances and of the Code of Ordinances of the City, as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event the conflicting provisions of such ordinances and such Code are hereby repealed.

**SECTION 3.
PROVISIONS SEVERABLE**

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph, or section.

**SECTION 4.
RIGHTS AND REMEDIES SAVED**

All the City's rights and remedies are expressly saved as to any violations of the provisions of the City Code amended or revised herein, or any other ordinances affecting the matters regulated herein which have accrued at the time of this ordinance's effective date; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this ordinance may be prosecuted until final disposition by the courts.

**SECTION 5.
PENALTY**

Any person, firm, or corporation, who violates, disobeys, omits, neglects, or refuses to comply with or who resists the enforcement of any of the provisions of this ordinance shall be fined not more than Two Thousand Dollars (\$2000.00) or the maximum allowed by law for each offense. Each day that a violation is permitted to exist shall constitute a separate offense.

**SECTION 6.
PUBLICATION**

The City Secretary is directed to publish the caption, publication clause, and effective date of this Ordinance to the extent required by law.

**SECTION 7.
EFFECTIVE DATE**

This ordinance shall be in full force and effect from and after its passage and publication as required by law, and it is so ordained.

PASSED AND APPROVED by the City Council of the City of Rhome, Texas, this the ____ day of March 2022.

Jo Ann Wilson,
Mayor

[SEAL]

ATTEST:

Shaina Odom
City Secretary

APPROVED AS TO FORM;

Carvan E. Adkins
City Attorney



Physical Address: 501 South Main Street

Mailing Address: PO Box 228

Rhome, Texas 76078

Telephone: 817-636-2462 | Metro: 817-638-2758

www.cityofrhome.com cityadministrator@cityofrhome.com

AGENDA ITEM J



Agenda Commentary

Meeting Date: March 24, 2022

Department: Administration

Contact: City Secretary

Agenda Item: J. Discussion and any necessary action regarding updating ORD 2022-03, Calling for General Election

Type of Item: Ordinance Resolution Contract/Agreement Public Hearing
 Plat Discussion & Direction Other

Summary-Background:

This Ordinance was passed February 10, 2022, prior to having the finalized election days/times/locations from Wise County. This amendment will update the Early Voting days/times/locations to be in agreement with the Wise County's finalized schedule.

Funding Expected: Revenue Expenditure N/A

Budgeted Item: Yes No N/A

GL Account: _____ Amount: _____

Legal Review Required: Yes No Date Completed: _____

Engineering Review: FD Review: PD Review: PW Review:

Supporting Documents Attached:

Yes

Recommendation:

Approve amendment to ORD 2022-03 to reflect the updated days/times/locations for early voting and election day voting

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF RHOME AMENDING CITY OF RHOME ORDINANCE NO. 2022-3 OF THE CITY OF RHOME, TEXAS, TO CORRECT THE DATES AND TIMES SET FOR EARLY VOTING FOR THE MAY 7, 2022 GENERAL ELECTION.

WHEREAS, the City of Rhome is a Type A general law city acting under its powers granted to it pursuant to state law, including Chapters 6 of the Texas Local Government Code; and

WHEREAS, the Texas Election Code establishes May 7, 2022, as the uniform election date for the general election for the City; and

WHEREAS, the City desires to amend Section 4 of Ordinance 2022-003 to update regarding the dates and times for early voting; and

WHEREAS, it is the City Council’s intent that no other provision of Ordinance No. 2022-3 be changed or amended; and

WHEREAS, the meeting at which this Ordinance is considered is open to the public as required by law, and public notice of the time, place and purpose of said meeting was given as required by Section 551.043 of the Texas Government Code.

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

**SECTION 1
AMENDMENT OF SECTION 4 OF CITY OF RHOME, TEXAS, ORDINANCE NO. 2022-3**

Section 4, City of Rhome Ordinance No. 2022-3 is hereby amended to provide as follows:

SECTION 4. EARLY VOTING. Early voting by personal appearance will be conducted on the following dates and times beginning April 25, 2022 and ending May 3, 2022. The dates and times of early voting by personal appearance may be subsequently amended.

The main early voting location is the Elections Office, 200 South Trinity Street, Decatur, TX 76234.

April 25, 2022	Monday	8:00am - 5:00pm
April 26, 2022	Tuesday	8:00am - 5:00pm
April 27, 2022	Wednesday	8:00am - 5:00pm
April 28, 2022	Thursday	8:00am - 5:00pm
April 29, 2022	Friday	8:00am - 5:00pm
May 2, 2022	Monday	7:00am - 7:00pm
May 3, 2022	Tuesday	7:00am - 7:00pm

**SECTION 2.
ALL OTHER PROVISIONS OF ORDINANCE 2022-3 REMAIN UNCHANGED**

With exception to the amendment of Section 4 set out above, all other provisions of City of Rhome, Texas, Ordinance 2022-3 remain unchanged and shall be given full force and effect.

**SECTION 3.
EFFECTIVE DATE**

This ordinance shall be in full force and effect from and after its passage and publication as required by law, and it is so ordained.

PASSED AND APPROVED by the City Council of the City of Rhome, Texas, this the 24h day of March 2022, by a vote of ___ ayes, ___ nays, and ___ abstentions, at a regular meeting of the City Council of the City of Rhome, Texas.

Jo Ann Wilson,
Mayor

[SEAL]

ATTEST:

Shaina Odom
City Secretary

APPROVED AS TO FORM;

Carvan E. Adkins
City Attorney

MAY 7, 2022 CONSTITUTIONAL AMENDMENT & JOINT ELECTION

Mayo 7, 2022 Enmiendas a la Constitución y Elección Conjunta

EARLY VOTING LOCATIONS

Ubicaciones de Votación Anticipada

VOTERS MAY VOTE AT ANY POLLING SITE DURING EARLY VOTING

Los Votantes Pueden Votar En Cualquier Centro Electoral Durante La Votación Temprana

MAIN EARLY VOTING - DECATUR

Wise County Court Office Building
308 W. Main (North Entrance)
Decatur, TX 76234

ALVORD

Alvord City Hall
215 W. Elm
Alvord, TX 76225

BOYD

Boyd Community Center
420 E. Morton Ave
Boyd, TX 76023

BRIDGEPORT

Bridgeport Law Enforcement Center
1000 Thompson St
Bridgeport, TX 76426

EARLY VOTING DAYS AND HOURS

Monday, April 25, 2022	8A-5P	Monday, May 2, 2022	7A-7P
Tuesday, April 26, 2022	8A-5P	Tuesday, May 3, 2022	7A-7P
Wednesday, April 27, 2022	8A-5P		
Thursday, April 28, 2022	8A-5P		
Friday, April 29, 2022	8A-5P		

DIAS Y HORAS DE VOTACIÓN ANTICIPADA

<i>Lunes, Abril 25, 2022</i>	8A-5P	<i>Lunes, Mayo 2, 2022</i>	7A-7P
<i>Martes, Abril 26, 2022</i>	8A-7P	<i>Martes, Mayo 3, 2022</i>	7A-7P
<i>Miercoles, Abril 27, 2022</i>	8A-5P		
<i>Jueves, Abril 28, 2022</i>	8A-5P		
<i>Viernes, Abril 29, 2022</i>	8A-5P		

LOCATIONS OF ELECTION DAY CONSOLIDATED POLLING PLACES (7A-7P)

(Ubicación de las casillas consolidadas electorales del Dia de Elección (7A-7P))

Precincts (*Precintos*) 1,2,3,4,5,6 and 22 will vote at (*votarán*)

Wise County Court Office Building
308 W. Main (North Entrance)
Decatur, TX 76234

Precincts (*Precintos*) 7,8,9,10,11,12,18 and 19 will vote at (*votarán*)

Chico City Hall
400 S. Hovey
Chico, TX 76431

Precincts (*Precintos*) 13,14,15,16, 17, 28 and 29 will vote at (*votarán*)

Bridgeport Lions Hall
1107 8th St
Bridgeport, TX 76426

Precincts (*Precintos*) 20,23,24,25,27 and 30 will vote at (*votarán*)

Boyd Community Center
420 E. Morton Ave
Boyd, TX 76023

**CITY OF RHOME, TEXAS
ORDINANCE NO. 2022-03**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RHOME, TEXAS, CALLING A GENERAL ELECTION FOR THE OFFICES OF CITY COUNCIL MEMBER - PLACE 4, COUNCIL MEMBER - PLACE 5, AND MAYOR, TO BE HELD MAY 7, 2022; AUTHORIZING EXECUTION OF A JOINT ELECTION AGREEMENT WITH THE WISE COUNTY ELECTIONS ADMINISTRATOR TO CONDUCT THE ELECTION; AND PROVIDING PROCEDURES TO CONDUCT THE ELECTION

WHEREAS, the City of Rhome, Texas ("City") is a Type A general law municipality governed by Chapter 6 of the Texas Local Government Code; and

WHEREAS, the Texas Election Code establishes May 7, 2022, as the uniform election date for the general election for the City; and

WHEREAS, it is the City Council's intent that the election be conducted jointly with other political subdivisions of Wise County and be administered by the Wise County Elections Administrator in accordance with the provisions of the Texas Election Code; and

WHEREAS, it is City Council's intent that the City accept the Wise County Election Administrator's use of the direct recording electronic voting system, which has been certified by the Secretary of State in accordance with the Texas Election Code and approved by the United States Department of Justice; and

WHEREAS, the meeting at which this Ordinance is considered is open to the public as required by law, and public notice of the time, place and purpose of said meeting was given as required by Section 551.043 of the Texas Government Code.

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

SECTION 1. ORDER FOR GENERAL ELECTION. The City Council hereby calls and orders a general municipal election to be held on May 7, 2022 between the hours of 7:00am to 7:00pm for the purpose of electing three (3) persons to serve on City Council Place 4, Place 5, and Mayor, each to serve a term of two (2) years from May 2022 until May 2024, or until their successors are duly elected and qualified.

SECTION 2. FILING FOR OFFICE. Qualified persons may file as candidates for the general election by filing applications each weekday in the office of the City Secretary during regular office hours of 8:00am to 4:00pm beginning Wednesday, January 19, 2022 and ending Friday, February 18, 2022.

SECTION 3. MAIL BALLOTS. Applications requesting a ballot by mail for either early voting or election day voting shall be mailed to: Wise County Elections, Early Voting Clerk, 200 South Trinity Street, Decatur, Texas 76234. Applications for early voting ballot by mail must be received no later than the close of business on Tuesday, April 26, 2022.

SECTION 4. EARLY VOTING. Early voting by personal appearance will be conducted on the following dates and times beginning April 25, 2022 and ending May 3, 2022.

The main early voting location is the Elections Office, 200 South Trinity Street, Decatur, TX 76234.

April 19, 2021	Monday	8:00am - 5:00pm
April 20, 2021	Tuesday	7:00am - 7:00pm
April 21, 2021	Wednesday	8:00am - 5:00pm
April 22, 2021	Thursday	8:00am - 5:00pm
April 23, 2021	Friday	8:00am - 5:00pm
April 26, 2021	Monday	8:00am - 5:00pm
April 27, 2021	Tuesday	7:00am - 7:00pm

SECTION 5. ELECTION DAY. The elections shall be held jointly with other political subdivisions of Wise County on Saturday, May 7, 2022, between the hours of 7:00am and 7:00pm.

SECTION 6. JOINT ELECTION CONTRACT. Prior to the election, the City anticipates that it will enter into an agreement for election services with the Wise County Elections Administrator. The City Administrator is hereby authorized to execute a Joint Election Contract with the Wise County Elections Administrator for the conduct of a joint election to be held on May 7, 2022, and to execute any amendments.

SECTION 7. ELECTION NOTICES. The City Secretary is hereby authorized and instructed to file, publish and/or post, in the time and manner prescribed by law all notices required to be so filed, published, or posted in connection with these elections and to provide and furnish ballot wording to the County election officials.

SECTION 8. APPOINTMENT OF ELECTION OFFICIALS. All election officials, including but not limited to the Early Voting Clerk and election judges, shall be the officials appointed to such positions by Wise County, and to the extent required by law, are hereby so appointed.

SECTION 9. DIRECT RECORDING SYSTEM. In accordance with Section 123.001 of the Texas Election Code, the Direct Recording Electronic Voting Systems approved by the Secretary of State are hereby adopted for the election on May 7, 2022.

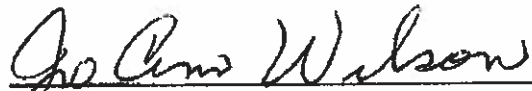
SECTION 10. ACCESSIBLE VOTING SYSTEM. Section 61.012 of the Code requires that the City must provide at least one accessible voting system in each polling place used in Texas election on or after January 1, 2006. The City shall use, in Early Voting and Election Day Voting, a voter assist terminal as approved by the Secretary of State.

SECTION 11. ELECTION MATERIALS. The election materials specified in the Texas Election Code shall be printed in both English and Spanish for use at the polling places and for early voting for the election and provisions shall be made for oral assistance to Spanish speaking voters.

SECTION 12. ELECTION RESPONSIBILITY. The City shall contract with the Wise County Elections Administrator to perform all duties normally performed by the City Secretary in regular elections with respect to early voting, election day voting, and preparing the official ballots.

SECTION 13. The election shall be conducted in accordance with the Texas Election Code and the Constitution of the State of Texas.

PASSED AND APPROVED by the City Council of the City of Rhome, Texas, this the 10th day of February 2022, by a vote of 5 ayes, 0 nays, and 0 abstentions, at a regular meeting of the City Council of the City of Rhome, Texas.



Ann Wilson,
Mayor

ATTEST:



Shaina Odom,
City Secretary



APPROVED TO AS FORM:



Carvan E. Adkins,
City Attorney



Physical Address: 501 South Main Street

Mailing Address: PO Box 228

Rhome, Texas 76078

Telephone: 817-636-2462 | Metro: 817-638-2758

www.cityofrhome.com cityadministrator@cityofrhome.com

AGENDA ITEM K



Agenda Commentary

Meeting Date: March 24, 2022

Department: Administration

Contact: City Administrator

Agenda Item: K. Discussion and any necessary action regarding city facilities

Type of Item: Ordinance Resolution Contract/Agreement Public Hearing
 Plat Discussion & Direction Other

Summary-Background:

The City of Rhome held its second Citizen Forum on Facilities on Saturday, March 19, 2022 from 9 am to 11 am for the purpose of gaining citizen input on their ideas for solutions to the City's facility issues.

Funding Expected: Revenue Expenditure N/A

Budgeted Item: Yes No N/A

GL Account: _____ Amount: _____

Legal Review Required: Yes No Date Completed: _____

Engineering Review: FD Review: PD Review: PW Review:

Supporting Documents Attached:

No

Recommendation:
