

CITY OF GLADEWATER  
CITY COUNCIL REGULAR SESSION  
MINUTES  
MAY 19, 2005  
6:00 P.M.

MEMBERS PRESENT: Mayor John Paul Tallent, Mayor Pro-tem Walter Derrick, Jimmy Williams, Jerry Williams, Richard D. Parrish, Jr., Rhonda Smith (outgoing), Scott E. Owens (incoming)

MEMBERS ABSENT: Joe Derouen

STAFF PRESENT: Jay Stokes, Melba Haralson, Jimmy Davis, Wayne A. Smith, Carolyn Perry, Larry Player

GUESTS PRESENT: Cathy Smith, Jerry White, Mary J. Williams, Gordon Tiner, Leonard Richter, Christy Richter, Skyllar Richter, John Ringler, Beverly Tallent, Larry Warren, James Lincoln

I. CALL TO ORDER

Mayor Tallent called the meeting to order at 6:00 p.m. and gave the invocation. Skyllar Richter led the Pledge of Allegiance.

II. RECESS INTO EXECUTIVE SESSION pursuant to Government Code §551.074 to consider a salary increase for the City Manager, City Secretary and City Judge

The Council recessed into executive session at 6:01 p.m.

III. RECONVENE INTO OPEN SESSION and take any action necessary regarding a salary increase for the City Manager, City Secretary and City Judge

The Council reconvened into open session at 6:11 p.m. and took the following action;

Mayor Pro-tem Derrick moved to increase the Municipal Judge's salary to \$12,750 for one year, seconded by Councilmember Smith. Carried 6-0.

Councilmember Jimmy Williams moved to advance the City Secretary one step, to step #12 of the Performance Pay Plan and Salary Schedule, seconded by Mayor Pro-tem Derrick. Carried 6-0.

Councilmember Jerry Williams moved to increase the City Manager's salary to \$70,000 for one year, seconded by Councilmember Smith. Carried 6-0.

IV. CONSIDERATION OF CONSENT AGENDA

a) Minutes – April 21, 2005

Councilmember Parrish moved to approve, seconded by Councilmember Jerry Williams. Carried 6-0.

V. PRESENTATION TO RHONDA SMITH, outgoing Councilmember

Mayor Tallent presented Rhonda Smith with a plaque and roses in appreciation for the time she served on the City Council.

Councilmember Jimmy Williams exited the meeting.

- VI. OATH OF OFFICE for newly elected Councilmembers; Jerry Williams, Joe Derouen, Scott E. Owens and Richard D. Parrish, Jr.

City Secretary administered the Oath of Office and presented each newly elected Councilmember with a Certificate of Election.

VII. CONSIDERATION OF APPOINTMENT OF MAYOR PRO-TEM

Councilmember Jerry Williams moved to reappoint Walter Derrick as Mayor Pro-tem, seconded by Councilmember Parrish. Carried 4-0-1, with Derrick abstaining.

- VIII. CONSIDERATION OF SETTLEMENT AGREEMENT and revised and extended franchise agreement with Cox Communications, Inc.

Gordon Tiner of Cox Communications presented the City with a settlement check of \$9,000 and a check for the annual franchise fee of \$14,440.22.

Councilmember Parrish moved to approve, seconded by Mayor Pro-tem Derrick. Carried 5-0. Mayor Tallent expressed appreciation to City Manager Jay Stokes for his work in bringing this settlement to fruition.

IX. CONSIDERATION OF BIDS FOR SALE OF REAL PROPERTY

- Property A) A-23 Tract 46 and A-231 Tract 52 of the W.W. Avery Survey, Smith and Gregg Counties, Texas on the NORTH side of Lincoln Springs Road (CR 3114), approximately 3.093 acres  
Property B) A-23 Tract 46 and A-231 Tract 52 of the W.W. Avery Survey, Smith and Gregg Counties, Texas on the SOUTH side of Lincoln Springs Road (CR 3114), approximately 4.819 acres  
Property C) Henry Augustine Survey A-8, Upshur County, Texas (approx. 18.4 acres)

Mayor Pro-tem Derrick moved to accept the high bid from Mary Kates for property A in the amount of \$9,311, seconded by Councilmember Owens. Carried 5-0.

Councilmember Jerry Williams moved to accept the high bid from Dennis Gage for property B in the amount of \$10,020, seconded by Mayor Pro-tem Derrick. Carried 5-0.

Councilmember Parrish moved to accept the high bid from Jimmy & Mary Ann White for property C in the amount of \$60,020, seconded by Mayor Pro-tem Derrick. Carried 5-0.

- X. CONSIDERATION OF TIMBER BID AWARD for 110 acre tract - E. Lake Drive

Mayor Pro-tem Derrick moved to rescind Odie Mickelboro's timber bid of \$85,000 per his letter dated May 12, 2005, seconded by Councilmember Owens. Carried 5-0.

Mayor Pro-tem Derrick moved to award the bid to the #2 bidder-Scott Newland, who has agreed to pay the top bid price of \$85,000, seconded by Councilmember Owens. Carried 5-0.

XI. PUBLIC HEARING REGARDING DEMOLITION OF STRUCTURES

- a) Lot 9 ,Block 5 Carver Addition, more commonly known as 608 Eleanor
- b) Lots 10, 11, 12, Block 2, Norton & Olson addition, more commonly known as 408 Godfrey
- c) Lots 10 (west ½) and 11, Block 3, Bettiewood Gardens, more commonly known as 2103 Old Longview Hwy.

The public hearing was opened at 6:30 p.m. and then closed with no public comments.

XII. CONSIDERATION OF DEMOLITION OF STRUCTURES

- a) Lot 9 ,Block 5 Carver Addition, more commonly known as 608 Eleanor
- b) Lots 10, 11, 12, Block 2, Norton & Olson addition, more commonly known as 408 Godfrey
- c) Lots 10 (west ½) and 11, Block 3, Bettiewood Gardens, more commonly known as 2103 Old Longview Hwy.

Mayor Pro-tem Derrick moved to approve demolition for property A, seconded by Councilmember Jerry Williams. Carried 5-0.

Councilmember Owens moved to approve demolition for property B, seconded by Councilmember Jerry Williams. Carried 5-0.

Mayor Pro-tem Derrick moved to approve demolition for property C, seconded by Councilmember Parrish. Carried 5-0.

XIII. CONSIDERATION OF BOARD APPOINTMENTS

- a) Lake Board
- b) Library Board

Mayor Pro-tem Derrick moved to appoint Jim St. John to fill the unexpired term of Tonie Estridge as recommended by the Lake Board. Motion was seconded by Councilmember Parrish, carried 5-0.

Councilmember Owens moved to table the Library Board appointment until a recommendation is received from the Library Board, seconded by Councilmember Jerry Williams. Carried 5-0.

XIV. CONSIDERATION OF CONTRACT with Smart Business Consulting, LLC for grant writing services

City Manager Stokes explained that this service is through the Texas Historical Commission and recommended approval. He added that the grant market is very competitive and applications with less matching funds and unlikely to be successful. Mr. Stokes confirmed to Councilmember Owens that the grant writing fee is paid whether or not we are awarded the grant.

Councilmember Jerry Williams moved to approve, seconded by Mayor Pro-tem Derrick. Carried 5-0.

XV. CONSIDERATION OF FINAL ACCEPTANCE of Water Treatment Plant Improvements, Phase I

John Ringler, of KSA Engineers stated that the City switched from chlorines to chloramines on May 2, 2005. The contract is complete and

the retainage can be released. Mr. Ringler also gave a brief overview of Phase 2 of the project.

XVI. CONSIDERATION OF ORDINANCE to rename Claire Street to McNeece Street

Mayor Pro-tem Derrick explained that only one address would be affected by changing the street name. He stated that Police Chief Jimmy Davis has no objection to the change. James Lincoln, Jr. spoke on behalf of Pastor McNeece and all he's done for the community. Councilmember Jerry Williams questioned whether Claire Street was named after someone in particular. Mayor Pro-tem Derrick answered that during his research he found no one that knows why it was originally named Claire. Mr. Derrick also stated that the south side of Claire Street is not platted for residential lots.

Councilmember Jerry Williams moved to approve the ordinance, seconded by Councilmember Parrish. Carried 5-0.

XVII. PRESENTATION OF PROCLAMATION to C.H. McNeece

Item skipped. Mayor Tallent stated that he will be presenting this proclamation at the Rising Star Church of God in Christ on June 4<sup>th</sup>.

XVIII. DISCUSSION REGARDING STREET PAVING PROJECT and park improvements

City Manager Stokes presented a report of estimated revenue and expenditures related to the land and timber sales. He explained that the American Legion is joint owners of 1 1/2 acres of the old Jaycee Park. We are working with the American Legion to resolve this issue.

Mr. Stokes went over his recommendations to spend park proceeds on playground equipment for the Lake Park and spend the remainder for street repairs to E. Lake Drive and Gay Avenue from Glade Creek to the high school. He said that Upshur County cannot help us with these paving projects. We estimate \$62,250 for Gay Avenue and \$220,000 for E. Lake Drive. He stated that we will have the engineer prioritize this work and will ask the engineer to attend our June meeting.

Mr. Stokes also stated that the two lots that the Council recently rejected bids on have not been re-bid yet. His recommendation is to donate those lots to the Habitat for Humanity.

XIX. DISCUSSION REGARDING GAY-HAGGANS CEMETERY

Jay Stokes explained that we are doing research to determine who owns the Gay-Haggans Cemetery off Phillips Springs Road. The cemetery has not been maintained for about 50 years. A recent inquiry has brought this to our attention and Upshur County Appraisal District shows the property is owned by the City of Gladewater. We will continue to research and bring back findings to the Council.

XX. CITIZENS COMMENTS

None.

XXI. MAYOR'S REPORT

Mayor Tallent reported the following;

- a) The sewer project on the west side of town is progressing very well.
- b) The Gardens of Gladewater is doing dirt work and should be pouring concrete in July. We've had a few minor problems with dirt blowing, but these problems have been addressed.
- c) Congratulations to the Gladewater High School baseball team for winning their way to the state playoffs.
- d) A budget workshop will be held at City Hall at 6:00 p.m. on Thursday, May 26<sup>th</sup>.
- e) Our next Council meeting will be on Monday, June 27<sup>th</sup> at 6:00 p.m.

XXII. ADJOURN

Councilmember Parrish moved to adjourn at 7:20 p.m., seconded by Councilmember Owens. Adjourned by consensus.

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JOHN PAUL TALLENT, MAYOR

ATTEST:

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MELBA HARALSON, CITY SECRETARY