

CITY OF GLADEWATER
CITY COUNCIL REGULAR SESSION
MINUTES
MARCH 17, 2011
6:00 P.M.

MEMBERS PRESENT: Mayor Walter Derrick, Mayor Pro-tem Jimmy Williams, Joe Derouen, Judith Burlison, Leon Watson, Scott Owens, J.D. Shipp

STAFF PRESENT: Sean Pate, Melba Haralson, Dennis Jones

GUESTS PRESENT: Mary J. Williams, Delbert Burlison, Marsha Valdetero, Lola May, Mark May, Karen Jacks, Pat Watson, Beth McKaney, Lana Niemann, Mark Carpenter, Douglas Angus, Brent Bailey, Colleen Bailey, Ryan Bailey, Gene Keenon, Elijah Anderson, Harold Wells

I. CALL TO ORDER – 6:00 p.m.

- a) Invocation – Mayor Walter Derrick
- b) Pledge of Allegiance – Councilmember J.D. Shipp

II. CITIZENS COMMENTS

- 1) Gene Keenon, Allied Waste, stated there was a need for lighting at the softball field and he was able to secure half the cost on behalf of Allied Waste in the amount of \$1,100.
- 2) Mark Carpenter, 2301 Woodbine, stated he will put up the other \$1,100 for the kids.

III. CONSIDERATION of Consent Agenda

- a) Minutes – February 17, 2011
- b) Consideration of hiring Gary R. Traylor & Associates for grant management services for HOME-RSP #2010-0022
- c) Ratification of Investment Policy
- d) Appointment of Connie Player to Main Street Board to fill an unexpired term until November 2013

Mayor Pro-tem Williams had questions regarding the fees of Gary Traylor & Associates. Councilmember Burlison moved to pull out Item B until we get more information, seconded by Mayor Pro-tem Williams. Carried 7-0.

Councilmember Watson moved to approve the remainder of the consent agenda; Items A, C and D, seconded by Councilmember Shipp. Carried 7-0.

IV. CONSIDERATION of financial audit for fiscal year 2010

Karen Jacks, CPA presented highlights of the financial audit. She stated there was a clean opinion on all three reports, which is the highest level of opinion they can render. She also commended staff and stated this was the fewest entries they've ever had to make, which can be attributed to the great condition of the books prior to the audit.

Councilmember Owens moved to approve the financial audit report and stated City Secretary Melba Haralson did a terrific on financials while also filling in as interim city manager. Motion was seconded by Councilmember Burlison. Carried 7-0.

V. PUBLIC HEARING regarding a request from Lana Niemann for a Restricted Commercial zoning to sell beer and wine at The Fork restaurant located at 111 N. Main Street

Mayor Derrick opened the public hearing at 6:19 p.m.

Lana Niemann, owner of The Fork restaurant presented her request. Councilmember Burlison received confirmation that each future request is considered separately.

With no other public comments, the public hearing was closed at 6:21 p.m.

CITY COUNCIL MEETING MINUTES

March 17, 2011

Page 2

- VI. CONSIDERATION of a request by Lana Niemann for a Restricted Commercial zoning to sell beer and wine at The Fork restaurant located at 111 N. Main Street

Councilmember Derouen moved to approve the request, seconded by Councilmember Shipp. Carried 7-0.

- VII. CONSIDERATION of a request from Wesley Ray and John Paul Tallent to re-plat a portion of Lots 29, 30 and 30A, Section E-1 of the Lake Gladewater Subdivision

City Manager Pate explained this issue had been heard and approved by the Planning & Zoning Commission last week. The property line is being adjusted to match the fence line.

Mr. Wesley Ray gave specifics about the property line adjustment and Mayor Derrick stated all property owners are in total agreement.

Councilmember Owens moved to approve the request, seconded by Mayor Pro-tem Williams. Carried 6-0-1, with Councilmember Shipp abstaining.

- VIII. CONSIDERATION of a request from Wesley Ray to approve access easements over existing concrete drives on Lots 27 and 28, Section E-1 of the Lake Gladewater Subdivision

Mr. Wesley Ray presented the request for a recorded easement across his lot for an existing concrete drive. City Manager Pate stated this was also approved unanimously by the Planning & Zoning Commission.

Mayor Pro-tem Williams moved to approve, seconded by Councilmember Derouen. Carried 6-0-1, with Councilmember Shipp abstaining.

- IX. PRESENTATION and possible CONSIDERATION regarding purchase of an Asphalt Zipper 300B

City Manager Pate introduced Doug Angus, Sales Manager for the Asphalt Zipper, who gave a presentation on the equipment. He said the Asphalt Zipper will reclaim asphalt and reuse it as base material. Mr. Angus said the equipment costs roughly \$50 per hour to operate.

Councilmember Owens stated it will require us to lease a grader, or the county may provide one. City Manager Pate said the principal and interest payments will not be due until next fiscal year and the money we would have budgeted to purchase base material can be reallocated for payments. Councilmember Shipp asked if training was included in the purchase price and what is the duration. Mr. Angus responded one day training is included. Councilmember Derouen asked about replacing the heads. Mr. Angus stated they have to be ordered from factory in Salt Lake City and should be replaced on a regular basis. City Manager Pate said the equipment costs about \$88,000 and can be financed at 3.6% for 5 years, with an annual payment of \$20,000. Mr. Pate said he checked with Austin Bank and they can match the rate and terms.

Councilmember Burlison moved to approve the purchase of \$88,270 giving City Manager Sean Pate the authority to secure financing with the local bank at the same rate and terms as presented without using a certificate of deposit as collateral. Motion was seconded by Councilmember Watson. Carried 7-0.

- X. CONSIDERATION of a request from Street/Parks Superintendent Dennis Jones to trade in a John Deere 6300 tractor for a John Deere 5085 M tractor

Street/Parks Superintendent Dennis Jones said the rig we have now is too big and would like to trade it in for a smaller model. He said we need something smaller to cut right of ways with.

CITY COUNCIL MEETING MINUTES

March 17, 2011

Page 3

Councilmember Owens stated it is under the bid limit but asked if we shopped for competitive prices. Dennis Jones confirmed he had and this was the best bid. Councilmember Owens then stated we bought the wrong equipment on the recommendation of Veolia and luckily we didn't take a big loss. Councilmember Williams agreed stating we originally paid \$49,884 and will be getting \$48,500 for trade in.

Councilmember Owens moved to approve trade-in of John Deere 6300 tractor and 2515 bush hog for \$48,500 and purchase a John Deere 5085M tractor with 10 foot bush hog for \$37,883. Motion was seconded by Councilmember Watson. Carried 7-0.

XI. CONSIDERATION of purchasing a new traffic signal cabinet for signal light at Gay Avenue and Martha Street

City Manager Pate said the surplus from the tractor trade-in can be used toward the purchase of a new signal cabinet for \$15,700 for the signal light at Gay and Martha. He said the existing light is obsolete and cannot be repaired and it is causing a safety issue at Gay Avenue Elementary School. We are receiving numerous complaints.

Councilmember Shipp moved to approve the purchase for \$15,700, seconded by Councilmember Derouen. Carried 7-0.

XII. CONSIDERATION of agreement with McCreary Veselka Bragg & Allen for collection of delinquent accounts receivables

City Manager Pate stated we are already using this firm for collection of delinquent taxes and court fines. This will extend the agreement to collect for utility billing and other account receivables. They keep 30% of collections for their fee.

Mayor Pro-tem Williams move d to approve, seconded by Councilmember Watson. Carried 7-0.

XIII. CONSIDERATION of Resolution to deed real property at Lot 1 Block 1 Saunders Addition to Gladewater Independent School District for parking

Councilmember Owens explained that these properties would be included in a tax sale and bring limited funds. Weldon School needs parking and this would help them out. He then moved to approve the resolution, seconded by Councilmember Watson. Carried 7-0.

XIV. CONSIDERATION of Resolution to deed real property at Lot 86 Block 1 Saunders Addition to Gladewater Independent School District for parking

Councilmember Owens moved to approve, seconded by Councilmember Burlison. Carried 7-0.

XV. CONSIDERATION of Ordinance to amend §50.15 – Schedule of Rates of Gladewater Code of Ordinances as codified pursuant to contract with Allied Waste Services

Gene Keenon, Manager of Government Affairs for Allied Waste said this is the annual adjustment based on the CPI of 1.7%. He said the City of Gladewater remains well under the market rates.

Councilmember Watson moved to approve the increase, seconded by Councilmember Shipp. Carried 7-0.

XVI. CITY MANAGER REPORT

- a) Grants
- b) Special Projects
- c) Announcements

City Manager Pate gave the following report;

CITY COUNCIL MEETING MINUTES

March 17, 2011

Page 4

1. The water treatment plant project is going great and is on schedule. We have exhausted the loan amount and are now into the grant funds of about \$1.5 million. We have talked to John Ringler (KSA Engineers) about either replacing the existing 12" main from the water treatment plant to the Gay Avenue water tower or looping the system using grant proceeds.
2. Texas Capital Fund is ready to release applications and will only award 4 grants. The Main Street Board is meeting with Gary Traylor to apply for a 15% match grant to replace sidewalks on the side streets downtown.
3. We have made some drainage repairs behind Briar Cove with a new catch box and improvements to the channel.
4. The East Lake culvert is starting to see some failure. We are exploring options of using grant funds for repair since this leads to the water treatment plant.
5. The Retail Coach has released the map of our retail trade area. The entire study will be ready in a couple weeks. Demographics on area are based on 15-20 minute drive time. We already have 5 matches for the city and will probably get 12 more.
6. East Texas Council of Governments is putting together a proposal for GIS mapping for infrastructure. The cost is not cheap but they will work with us on terms. The proposal should be ready for the April agenda.
7. Dennis Jones and crew are to be commended for excellent job of clearing the Gay-Haggans Cemetery. They have done a remarkable job and it is now accessible to the public. They have also done a great job of cleaning Everett Park.

XVII. ADJOURN

Councilmember Shipp moved to adjourn at 7:17 p.m., seconded by Councilmember Burlison. Adjourned by consensus.

WALTER DERRICK, MAYOR

ATTEST:

MELBA HARALSON, CITY SECRETARY