

**MINUTES
CITY OF GAINESVILLE
CITY COUNCIL MEETING
200 South Rusk
Gainesville, Texas 76240
October 20, 2009**

The City Council of the City of Gainesville, Texas met in regular session on October 20, 2009 at 6:30 p.m. with the following persons in attendance:

MEMBERS PRESENT: Mayor Glenn Loch
Council Members Charles Draper, Jim Goldsworthy, Carolyn Hendricks, Ray Nichols, Vince Rippy, Beverly Snuggs

STAFF PRESENT: Barry Sullivan, City Manager; Kay Lunnon, City Secretary; Belvin Harris, City Attorney; Steven Fleming, Police Chief; Dan Parker, Finance Director; John Noblitt, Community Development Director

OTHERS PRESENT: Kit Chase, Dee Blanton, Harriett Dickson, Lary Kuehn, Ray Bouldin, Paul Carpenter

CALL TO ORDER

Mayor Loch called the meeting to order at 6:30 p.m. with a quorum of members present.

INVOCATION & PLEDGE OF ALLEGIANCE

Reverend Paul Carpenter, First Christian Church, gave the invocation. Mayor Loch led the pledge to the flag.

PRESENTATIONS

Mayor Loch presented to the Morton Museum the bronze plaque that was removed from the California Street Bridge before it was demolished as part of the Pecan Creek Flood Reduction Project. The historic plaque was cast by the Austin Bridge Co., Dallas, Texas, and originally installed on the bridge during its dedication in December 1930. Names listed on the plaque are Frank Morris, Jr., Mayor; Leo Kuehn, Dr. D. M. Higgins, Fred Frasher and R. E. Wooldrige, Councilmen; L. A. House, City Manager. The City presented the plaque to the Morton Museum for historic display, with an accession note that if for any reason the plaque is de-accessioned by Morton Museum, it is to be returned to the City of Gainesville. Harriett Dickson and Lary Kuehn were present to receive the plaque on behalf of the Morton Museum.

REPORTS

Jerry Elliott, who serves as the City representative on the Board of Directors of the Texoma Area Paratransit System, gave the City Council an update on TAPS services in Gainesville and Cooke County. Elliott reported TAPS became completely debt free as of June 2009 with no outstanding lines of credit. He said ridership is increasing and they have acquired sixteen new buses using stimulus funds. Currently, three buses serve Cooke County with a fourth bus to be added by November 30, 2009. Elliott looks forward to improving TAPS service in Cooke County.

Patrick McCage, Parks Supervisor, reported on Parks and Recreation Department activities. The department consists of eight employees who maintain approximately two hundred twelve acres in the Gainesville park system. McCage reported that athletic programs utilizing City parks served over 3300 participants in adult and youth athletic programs, including baseball, softball, football, and soccer. He said over fifty percent of participants using City athletics facilities reside outside the city limits. Sixty-one thousand dollars in enhancement fees paid by participants in the athletic programs was spent on athletic field improvements, including sixteen

dugouts, soccer nets, outfield fencing, backstop, and ball field light fixtures. In addition, a new restroom facility under construction at Keneteso Park is being funded by a combination of enhancement funds and 2008 certificates of obligation. McCage stated that underground systems for the Leonard Park swimming pool are planned to be refurbished next spring prior to opening in June. He said that pool use this year increased over last year. Councilman Draper expressed appreciation to the City on behalf of the Cooke County Youth Center for use of the City pool this summer and providing the trolley to transport the kids to the pool.

CONSENT AGENDA
MINUTES OF OCTOBER 6, 2009

Council reviewed the Minutes of the Regular City Council Meeting of October 6, 2009, and approved them as written.

Councilmember Snuggs moved to **approve the Consent Agenda**, and was seconded by Councilmember Nichols. Motion carried by vote of 7 Ayes, 0 Nays, 0 absent.

RESOLUTION NO. 10-20-2009 – AUTHORIZE NRA GRANT APPLICATION FOR RENOVATION OF INDOOR SHOOTING RANGE

A RESOLUTION AUTHORIZING PARTICIPATION IN A NATIONAL RIFLE ASSOCIATION GRANT FOR THE PURPOSE OF RENOVATING THE EXISTING INDOOR SHOOTING RANGE LOCATED AT THE FORMER NATIONAL GUARD ARMORY BUILDING BY THE GAINESVILLE POLICE DEPARTMENT.

The Gainesville Police Department (GPD) was authorized to apply for grant funding through the National Rifle Association for renovation of the indoor shooting range located at the former National Guard Armory, now the Public Services Building, on Hird Street. The intention is that, once renovated, the indoor range would be utilized for firearms training by the GPD and other area law enforcement personnel, groups such as the 4-H, and the public. A structural engineer has estimated the cost to renovate the range to meet state standards at \$14,500. Responding to question regarding operational expenses for the indoor range, City Manager, Barry Sullivan stated that the City is still looking into alternatives for operation and that applying for this grant does not obligate the city to do the project.

Councilmember Goldsworthy moved to **approve the resolution**, and was seconded by Councilmember Rippy. Motion carried by vote of 7 Ayes, 0 Nays, 0 absent.

RESOLUTION NO. 10-20-2009 A – ACCEPT HOMELAND SECURITY GRANT PROGRAM AWARD FOR 2009

A RESOLUTION ACCEPTING SUB-RECIPIENT AWARD OF FUNDS FROM THE GOVERNORS DIVISION OF EMERGENCY MANAGEMENT, 2009 HOMELAND SECURITY GRANT PROGRAM AND AUTHORIZING EXPENDITURE OF FUNDS IN ACCORDANCE WITH THE 2009 TEXAS HOMELAND SECURITY GRANT PROGRAM GUIDELINES.

A grant award of \$80,064.76 from the 2009 Homeland Security Grant Program, Governors Division of Emergency Management, was accepted. City Emergency Management Coordinator, Steve Boone, said the funds will be used for replacement and upgrade of communications equipment in the Police and Fire Departments to meet state requirements.

Councilmember Draper moved to **approve the resolution**, and was seconded by Councilmember Snuggs. Motion carried by vote of 7 Ayes, 0 Nays, 0 absent.

RESOLUTION NO. 10-20-2009 B – RECOGNIZE ANNUAL VETERANS DAY CELEBRATION AND TEMPORARY CLOSURE OF CALIFORNIA STREET

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GAINESVILLE, TEXAS, RECOGNIZING THE ANNUAL VETERANS DAY CELEBRATION IN THE CITY OF GAINESVILLE AND REQUESTING TEMPORARY CLOSURE OF A PORTION OF CALIFORNIA STREET IN ACCORDANCE WITH AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION.

The annual Veterans Day Celebration in the City of Gainesville was recognized to be held on November 11. Under the terms of the multi-year agreement with TXDOT, the City officially recognizes the celebration and requests temporary closure of U. S. Hwy 51 for the events held at the Veterans Memorial in Leonard Park.

Councilmember Nichols moved to **approve the resolution**, and was seconded by Councilmember Draper. Motion carried by vote of 7 Ayes, 0 Nays, 0 absent.

RESOLUTION NO. 10-20-2009 C – APPROVE INVESTMENT POLICY FOR CITY OF GAINESVILLE

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GAINESVILLE APPROVING THE INVESTMENT POLICIES PROVIDED BY AND RECOMMENDED BY THE CITY STAFF.

Council approved and adopted the City's Investment Policy for Fiscal Year 2009-2010. In compliance with State law and City Code, the Investment Policy is governed by the City Council, which conducts annual review of its investment policy, approves any changes or modifications, and adopts the written Investment Policy for the current fiscal year. The City Manager stated the goal of the investment policy in order of priority is safety, liquidity, and return on investments.

Councilmember Draper moved to **approve the resolution**, and was seconded by Councilmember Goldsworthy. Motion carried by vote of 7 Ayes, 0 Nays, 0 absent.

ORDINANCE 1233-10-2009 - REZONE 2203 WEST HIGHWAY 82 FROM AGRICULTURAL (A) TO OUTDOOR COMMERCIAL (C3)

AN ORDINANCE AMENDING ORDINANCE 1219-12-2008; THE ZONING ORDINANCE OF THE CITY OF GAINESVILLE, TEXAS AUTHORIZING THE CITY OF GAINESVILLE, TEXAS, TO REZONE FROM AGRICULTURAL (A) TO OUTDOOR COMMERCIAL (C3) THE PROPERTY IDENTIFIED AS 2203 WEST HIGHWAY 82; PROVIDING FOR AMENDMENT OF THE OFFICIAL ZONING MAP OF THE CITY OF GAINESVILLE; PROVIDING FOR AN EFFECTIVE DATE; CONTAINING A SEVERABILITY CLAUSE AND MAKING AN OPEN MEETING FINDING.

An ordinance approving the rezoning of the property identified as 2203 West Highway 82 from Agricultural (A) to Outdoor Commercial (C3) was approved and adopted on second reading. The applicant, Pace's Transport, Inc., requested the zoning district change for the property which is currently bounded on the east and the south by outdoor commercial zoning. Planning and Zoning Commission recommended approval of the change.

Councilmember Snuggs moved to **Suspend the Charter requirement of three readings**, seconded by Councilmember Draper, the motion carried by vote of 7 Ayes, 0 Nays, 0 absent.

Councilmember Snuggs moved to **adopt the ordinance**. The motion was seconded by Councilmember Draper and carried by vote of 7Ayes, 0 Nays, 0 absent.

