

**MINUTES
CITY OF GAINESVILLE
CITY COUNCIL MEETING
200 South Rusk
Gainesville, Texas 76240
September 1, 2009**

The City Council of the City of Gainesville, Texas met in regular session on September 1, 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, Vince Rippey, Beverly Snuggs

MEMBERS ABSENT: Ray Nichols

STAFF PRESENT: Barry Sullivan, City Manager; Kay Lunnon, City Secretary; Steven Fleming, Police Chief; Dan Parker, Finance Director; Lynette Pettigrew, Main Street Director; John Noblitt, Planning Technician

OTHERS PRESENT: Kit Chase, Larry Lewis, Dee Blanton, Natalia Jones

CALL TO ORDER

Mayor Loch called the meeting to order at 6:30 p.m. with a quorum of members present. The absence of Councilman Nichols was noted.

INVOCATION & PLEDGE OF ALLEGIANCE

Reverend Mark Fuller, First Baptist Church, gave the invocation. Mayor Loch led the pledge to the flag.

REPORTS

Main Street Director, Lynette Pettigrew, highlighted activities of Main Street, Keep Gainesville Beautiful, the Downtown Development Association, and Medal of Honor Program. Main Street is currently working on the annual Depot Day festival, scheduled for the second Saturday in October. A "GO TEXAN" grant has been received from the Texas Department of Agriculture and the funds are designated for advertising and promotion of Depot Day. Keep Gainesville Beautiful is promoting sale of Courthouse stones. Pettigrew reminded that the \$75,000 Governor's Achievement Award funds received by the KGB a few years ago is still available and will be used for a Gainesville gateway to the city whenever TXDOT completes the I-35 / Highway 82 frontage improvements project. Pettigrew said the Downtown Development Association promotes various events to encourage shopping in downtown Gainesville, such as the "Shop and Pop" discount promotional starting later this month, and the annual downtown Victorian Stroll in December. Several members of the local Medal of Honor Board are planning to attend the international convention this month in Washington DC. Local Medal of Honor activities are scheduled for April 2010.

CONSENT AGENDA
MINUTES OF AUGUST 18, 2009

Council reviewed the Minutes of the Regular City Council Meeting of August 18, 2009, and approved them as written.

RESOLUTION NO. 09-01-2009 - APPOINTMENTS TO GAINESVILLE ECONOMIC DEVELOPMENT CORPORATION BOARD OF DIRECTORS

A RESOLUTION APPROVING APPOINTMENTS TO THE GAINESVILLE ECONOMIC DEVELOPMENT CORPORATION BOARD OF DIRECTORS.

Don Wallace, Charles Draper, and Jim Goldsworthy were approved for re-appointments to the GEDC Board of Directors for two-year terms expiring August 2011.

Councilmember Rippy moved to **approve the items on the Consent Agenda**, and was seconded by Councilmember Snuggs. Motion carried by vote of 6 Ayes, 0 Nays, 1 absent (Nichols).

SECOND PUBLIC HEARING ON PROPOSED TAX RATE FOR FY 2009-2010

Mayor Loch opened the Public Hearing at 6:39 p.m. and called for public comment regarding the proposed tax rate of \$0.647 per \$100 valuation for the City of Gainesville Fiscal Year 2009-2010.

No one came forward to speak either for or against the proposed tax rate. With no further discussion, Councilmember Snuggs **moved to close the Public Hearing**, and was seconded by Councilmember Draper. Motion carried by vote of 6 Ayes, 0 Nays, 1 absent (Nichols). The Public Hearing was closed at 6:40 p.m.

After closing the Public Hearing, Mayor Loch announced that the City Council will vote on the proposed tax rate at the regular City Council meeting on September 15, 2009, at 6:30 p.m. at City Hall, 200 South Rusk.

PUBLIC HEARING ON PROPOSED BUDGET FOR FISCAL YEAR 2009-2010

Mayor Loch opened the Public Hearing at 6:40 p.m. and called for public comment on the proposed budget for the City of Gainesville Fiscal Year 2009-2010.

No one came forward to speak either for or against the proposed budget. With no further discussion, Councilmember Draper **moved to close the Public Hearing**, and was seconded by Councilmember Snuggs. Motion carried by vote of 6 Ayes, 0 Nays, 1 absent (Nichols). The Public Hearing was closed at 6:41 p.m.

RESOLUTION NO. 09-01-2009 A – SETTING DATE FOR CITY COUNCIL TO CONSIDER ADOPTION OF THE FY 2009-2010 BUDGET

A RESOLUTION SETTING THE DATE FOR CITY COUNCIL CONSIDERATION OF ADOPTION OF FISCAL YEAR 2009-2010 BUDGET FOR THE CITY OF GAINESVILLE.

A Resolution was approved setting September 15, 2009, at 6:30 p.m. as the date and time that the City Council will meet to consider and take action on the Proposed Budget for Fiscal Year 2009-2010. The meeting is a regularly scheduled City Council meeting and will be held in Council Chambers at City Hall, located at 200 South Rusk Street.

Councilmember Draper **made a motion to schedule September 15, 2009 as the date the City Council will consider and take action on the Fiscal Year 2009-2010 budget**. His motion was seconded by Councilmember Goldsworthy. Motion carried by vote of 6 Ayes, 0 Nays, 1 absent (Nichols).

RESOLUTION NO. 09-01-2009 B – AWARDED BID NO. 2009-10 FOR THE AIRPORT RUNWAY LIGHTING AND OVERLAY PROJECT TO LANE CONSTRUCTION

A RESOLUTION AWARDED BID NO. 2009-10 FOR THE AIRPORT RUNWAY LIGHTING AND OVERLAY PROJECT; AUTHORIZING EXECUTION OF ALL NECESSARY DOCUMENTS ON BEHALF OF THE CITY; AUTHORIZING PAYMENT FOR THE CITY'S PORTION OF THE PROJECT.

Award of Bid No. 2009-10 contracting the overlay of Runway 17 and lighting improvements at the Gainesville Municipal Airport was recommended and approved for award to Lane Construction Corporation of Roanoke, Texas. Lane's proposal in the amount of seven hundred fifty-four thousand, nine hundred fifty thousand dollars (\$754,950.00) was the lowest bid of eleven bids received by the City. TXDOT/AV reviewed all the bids and recommended Lane Construction Corporation for the project. The City Manager said the project will be paid by a grant received from the Texas Department of Transportation Aviation Division that is paid ninety percent (90%) by TXDOT/AV and ten percent (10%) by the City.

Councilmember Goldsworthy moved to **approve the Resolution**, and was seconded by Councilmember Draper. Motion carried by vote of 6 Ayes, 0 Nays, 1 absent (Nichols).

RESOLUTION NO. 09-01-2009 C – APPROVING THE PROPOSED BUDGET FOR THE COOKE COUNTY APPRAISAL DISTRICT FOR FY 2009-2010 AND ESTABLISHMENT OF A RESERVE FUND

A RESOLUTION TO APPROVE OR DISAPPROVE THE PROPOSED COOKE COUNTY APPRAISAL DISTRICT 2009-2010 BUDGET AND ESTABLISHMENT OF A RESERVE FUND.

The Cooke County Appraisal District 2009-2010 fiscal year budget and establishment of a reserve fund was approved by Council. The City's portion of the budget is a combined total of \$111,171.85 for 2009-2010 appraisals and collections. Sullivan reported that this year the CCAD is requesting approval by the taxing units to use funds remaining in the current budget year in the amount of \$57,463 to establish a reserve fund. If the reserve fund is not approved by the majority of the tax units, the excess funds will be credited back to the tax entities. Councilmember Snuggs, who also serves on the CCAD Board of Directors, recommended approval of both the budget and the reserve fund. She said the budget is strong without any extras. Regarding the reserve fund, Snuggs said the Board's intention is that it would be for emergency use only. Councilman Goldsworthy emphasized that the dollar amount held in reserve by the CCAD should not get too large. Council approved establishment of the reserve fund.

Councilmember Draper moved to **approve the Resolution**, and was seconded by Councilmember Rippy. Motion carried by vote of 6 Ayes, 0 Nays, 1 absent (Nichols).

RESOLUTION NO. 09-01-2009 D - AUTHORIZING OFFER TO PURCHASE REAL ESTATE PROPERTIES AS PART OF THE PECAN CREEK FLOOD DAMAGE REDUCTION PROJECT.

A RESOLUTION AUTHORIZING THE CITY MANAGER TO MAKE OFFER TO PURCHASE REAL ESTATE PROPERTIES AS PART OF THE PECAN CREEK LOCAL FLOOD DAMAGE REDUCTION PROJECT.

The City Manager was authorized to make an offer to purchase one (1) parcel of unimproved real estate property that is needed for the Pecan Creek Flood Project. The offer to purchase is based on the appraised value of \$3,900. Appraisal of the property was completed by Merit Appraisals and approved by the Corps of Engineers for acquisition. Sullivan said, to date, the City has purchased fifty-two (52) of the ninety-nine (99) parcels needed for the project.

Councilmember Goldsworthy moved to **approve the Resolution**, and was seconded by Councilmember Snuggs. Motion carried by vote of 6 Ayes, 0 Nays, 1 absent (Nichols).

EXECUTIVE SESSION

The City Council did not convene into executive session.

