

**MINUTES
CITY OF GAINESVILLE
CITY COUNCIL MEETING
200 South Rusk
Gainesville, Texas 76240
August 4, 2009**

The City Council of the City of Gainesville, Texas met in regular session on August 4, 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; Bill Harris, City Attorney; Steven Fleming, Police Chief; Dan Parker, Finance Director

OTHERS PRESENT: Dee Blanton, Carolyn Bennett, Kit Chase, Jason Beck, Natalia Jones

CALL TO ORDER

Mayor Loch called the meeting to order at 6:30 p.m. All members were present.

INVOCATION & PLEDGE OF ALLEGIANCE

Reverend Don Yeager, First United Methodist Church, gave the invocation. Mayor Loch led the pledge to the flag.

REPORTS

City Manager Barry Sullivan reviewed an engineering project plan map showing all real properties that are necessary for purchase for the Pecan Creek Flood Damage Reduction Project. To date, the City has purchased forty-three of the ninety-nine properties, easements and right-of-way needed. Sullivan said a third party appraiser is providing the land values, and the City has asked that the benefit of the doubt on value be given to the citizens. The appraisals are reviewed and authorized by the Corps of Engineers before the City makes the offer of purchase to the property owner. Sullivan reported that purchase of properties and easements in the California Street and Broadway Street bridge areas are complete; those properties were a priority in order for relocation of water, sewer and utilities to be done before the bridge replacement project begins on September 1. The actual channelization work will begin after the work on the bridges has commenced. The channelization project will begin on the south and work north. A mitigation area on the north end of the project is to be purchased toward the end of the project per Federal requirements.

CONSENT AGENDA

MINUTES OF JULY 21, 2009

Council reviewed the Minutes of the Regular City Council Meeting of July 21, 2009, and approved them as written.

RESOLUTION NO. 08-04-2009 – APPOINTMENT TO MENTAL HEALTH MENTAL RETARDATION SERVICES OF TEXOMA BOARD

Mayor Loch recommended re-appointment of Reverend Mark Loewen to the MHMR Board for a two-year term, expiring August 2011.

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

RECORD VOTE FOR A PROPOSED TAX RATE OF \$0.647 FOR FISCAL YEAR 2009-2010

CONSIDERATION OF AND ACTION ON A PROPOSED TAX RATE FOR THE CITY OF GAINESVILLE FOR FISCAL YEAR 2009-2010.

Sullivan stated the budget workshop was held the previous Saturday and the proposed tax rate is the same as this year's rate \$0.647. He advised that because the proposed rate exceeds the effective tax rate (\$0.60260), council is required to take a record vote to consider the tax rate and schedule two public hearings on the tax rate before it can be adopted.

Councilmember Draper made a **motion that a tax rate of \$0.647 per \$100 of property value be considered for Fiscal Year 2009-2010**. Seconded by Councilmember Snuggs, the motion carried by vote of 7 Ayes, 0 Nays, 0 absent.

SET PUBLIC HEARING DATES FOR PROPOSED TAX RATE FOR FY 2009-2010

CONSIDERATION OF AND ACTION ON SETTING PUBLIC HEARING DATE(S) FOR THE PROPOSED 2009 TAX RATE.

Councilmember Goldsworthy **moved to schedule public hearings on the proposed tax rate for August 18, 2009 and on September 1, 2009 at Gainesville City Hall, 200 South Rusk at 6:30 p.m.** The motion was seconded by Councilmember Nichols, and carried by vote of 7 Ayes, 0 Nays, 0 absent.

RESOLUTION NO. 08-04-2009 A - APPROVE GEDC ADOPTION OF BUDGET FOR FY 2009-2010

A RESOLUTION APPROVING ACTIONS OF THE GAINESVILLE ECONOMIC DEVELOPMENT CORPORATION OF THE CITY OF GAINESVILLE, WHICH VOTED TO ADOPT THE 2009-2010 GEDC BUDGET.

Kent Sharp reviewed the Fiscal Year 2009-2010 budget for the Gainesville Economic Development Corporation. The GEDC Board of Directors approved the budget at their meeting on July 27.

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

ORDINANCE NO. 1227-08-2009 – AUTHORIZE INTERLOCAL AGREEMENT WITH TEXAS MUNICIPAL LEAGUE EMPLOYEE BENEFITS POOL TO PROVIDE BENEFITS AND RELATED SERVICES FOR CITY EMPLOYEES

FIRST READING OF AN ORDINANCE AUTHORIZING THE EXECUTION OF THE TEXAS MUNICIPAL LEAGUE INTERGOVERNMENTAL EMPLOYEE BENEFITS POOL INTERLOCAL AGREEMENT TO PROVIDE CERTAIN BENEFITS AND RELATED SERVICES FOR CITY EMPLOYEES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR REPEAL OF CONFLICTING PROVISIONS; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION; PROVIDING AN EFFECTIVE DATE; AND MAKING AN OPEN MEETING FINDING.

Council adopted an ordinance authorizing an Interlocal Agreement with the Texas Municipal League Intergovernmental Employee Benefits Pool to continue to provide certain health benefits for city employees. Sullivan said the agreement with TMLIEBP has been updated from the previously adopted agreement, but all changes are minor language changes that should not have

