

**MINUTES
CITY OF GAINESVILLE
CITY COUNCIL MEETING
200 South Rusk
Gainesville, Texas 76240
May 19, 2009**

The City Council of the City of Gainesville, Texas met in regular session on May 19, 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 Rippy, Beverly Snuggs

MEMBERS ABSENT: Ray Nichols

STAFF PRESENT: Barry Sullivan, City Manager; Kay Lunnon, City Secretary; Bill Harris, City Attorney; Steven Fleming, Police Chief; Dan Parker, Finance Director; Kent Sharp, GEDC Executive Director; Chris Cypert, Municipal Court Judge

OTHERS PRESENT: Mary Onugha, Dee Blanton, Natalia Jones, Kit Chase, Helen Loch

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 Ray Nichols was noted.

INVOCATION & PLEDGE OF ALLEGIANCE

The invocation was given by Reverend Mark Loewen, First Christian Church. Mayor Loch led the pledge to the flag.

CANVASS RETURNS OF MAY 9, 2009 GENERAL ELECTION

Mayor Loch read the returns of the May 9, 2009 General Election. A total of 270 votes were cast during Early Voting and a total of 576 votes were cast on Election day. Carolyn Hendricks, running unopposed, received a total of 29 votes and was declared elected to the Council Ward 1 position; Beverly Snuggs, running unopposed, received a total of 45 votes and was declared elected to the Council Ward 2 position; Jim Goldsworthy, running unopposed, received a total of 81 votes and was declared elected to the Council Ward 4; and in the Mayoral race, Glenn Loch received 524 votes and Michael Stockwell received 167 votes. Glenn Loch was declared elected as Mayor.

RESOLUTION NO. 05-19-2009 – DECLARING AND APPROVING OFFICIAL RESULTS OF CANVASS OF ELECTION RETURNS

A RESOLUTION AND ORDER CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE GENERAL ELECTION HELD MAY 9, 2009.

With no further discussion, Councilmember Draper moved to **approve the Resolution declaring the official results of election returns**, and was seconded by Councilmember Rippy. Motion carried by vote of 6 Ayes, 0 Nays, 1 absent (Nichols).

OATHS OF OFFICE TO NEWLY ELECTED OFFICIALS

Municipal Judge Chris Cypert, administered the Oath of Office to each newly elected official: Carolyn Hendricks, Councilmember Ward 1; Beverly Snuggs, Councilmember Ward 2; Jim Goldsworthy, Councilmember Ward 4; and Glenn Loch, Mayor.

ELECTION OF MAYOR PRO TEM

Mayor Loch called for nominations for Mayor Pro Tem for the next Council year, May 2009 to May 2010. Councilmember Draper nominated Jim Goldsworthy as Mayor Pro Tem, and Councilmember Snuggs seconded the nomination. Nominations ceased. Mayor called for the vote. Jim Goldsworthy was elected Mayor Pro Tem by vote of 6 Ayes, 0 Nays, 0 Abstentions, and 1 Absent. (Nichols).

CONSENT AGENDA

MINUTES OF MAY 5, 2009 REGULAR COUNCIL MEETING

Council reviewed the Minutes of the City Council Meeting of May 5, 2009 and approved them as written.

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

RESOLUTION NO. 05-19-2009A – APPROVING GEDC LEASE OF LAND AND BUILDING AT 2600 AIRPORT DRIVE TO SCHLUMBERGER, INC.

A RESOLUTION APPROVING ACTIONS OF THE GAINESVILLE ECONOMIC DEVELOPMENT CORPORATION OF THE CITY OF GAINESVILLE WHICH VOTED TO APPROVE THE LEASE OF THE LAND AND BUILDING LOCATED AT 2600 AIRPORT DRIVE, GAINESVILLE, TEXAS TO SCHLUMBERGER, INC.

GEDC Executive Director, Kent Sharp, gave Council a copy of the lease agreement approved by the GEDC Board and stated that Schlumberger has planned to move in by June 1. The resolution approves a two-year lease between the GEDC and Schlumberger, Inc. for the building and land at 2600 Airport Drive. Schlumberger will pay \$127,500 in year one and \$175,000 in year two. GEDC will pay the land lease, building insurance and real property ad valorem taxes out of lease proceeds. Schlumberger will pay all utilities and personal property ad valorem taxes in addition to the base lease. Council approval of the resolution in one reading was recommended.

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

RESOLUTION NO. 05-19-2009B - AUTHORIZING THE CITY MANAGER TO MAKE OFFERS TO PURCHASE REAL ESTATE PROPERTIES AS PART OF THE PECAN CREEK FLOOD DAMAGE REDUCTION PROJECT.

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

Council approval of the resolution authorizes the City Manager to make offers to the owners to purchase ten real estate properties and easements as part of the Pecan Creek Flood Project. Property appraisals were completed by Merit Appraisals and approved by the Corps of Engineers for acquisition. Barry Sullivan stated the total value of the properties and easements is \$77,890. The purchase offers are based on the appraised value for each parcel.

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

PUBLIC HEARING ON CITY PARTICIPATION IN JUSTICE ASSISTANCE GRANT PROGRAM

The City Manager prefaced the public hearing to explain that the Gainesville Police Department is applying for Justice Assistance Grant funding to replace eight mobile radios in the patrol fleet. Police Chief Fleming added that the new radios will be narrowband compliant and will increase communication interoperability for the department.

Mayor Loch opened the Public Hearing at 6:44 p.m. and called for public comment regarding the City's participation in the Justice Assistance Grant Program.

No person came forward to speak either for or against participation in the grant program. 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. The Public Hearing was closed at 6:45 p.m.

RESOLUTION NO. 05-19-2009C – AUTHORIZE PARTICIPATION IN JUSTICE ASSISTANCE GRANT PROGRAM FOR UPGRADES TO POLICE MOBILE RADIO SYSTEM

A RESOLUTION AUTHORIZING PARTICIPATION IN A JUSTICE ASSISTANCE GRANT PROGRAM FOR THE PURPOSE OF UPGRADING THE GAINESVILLE POLICE DEPARTMENT MOBILE RADIO SYSTEM.

Gainesville Police Department is applying for grant funding in the amount of \$21,361.36 through the Justice Assistance Grant Program, to replace eight mobile radios in the patrol fleet. The new radios will allow GPD to meet the narrowband compliance deadline of January 1, 2013, and will also increase interoperability capabilities.

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

ORDINANCE NO. 1224-05-2009 – AMENDING APPROPRIATIONS FOR THE FISCAL YEAR FROM OCTOBER 1, 2008 THROUGH SEPTEMBER 30, 2009

FIRST READING OF AN ORDINANCE AMENDING APPROPRIATIONS FOR THE SUPPORT, MAINTENANCE, BUILDINGS AND IMPROVEMENTS FOR THE CITY OF GAINESVILLE, TEXAS, FOR THE FISCAL YEAR FROM OCTOBER 1, 2008 THROUGH SEPTEMBER 30, 2009 AND REVISING THE BUDGET FOR OCTOBER 1, 2008 THROUGH SEPTEMBER 30, 2009; PROVIDING AN EFFECTIVE DATE; AND MAKING AN OPEN MEETING FINDING.

City Manager Barry Sullivan recommended budget amendments that reduce appropriations in the current City budget by \$1,484,937, stating the cuts are necessary to offset the loss of sales tax revenues that result in a total revenue loss in the General Fund. The cuts eliminate this fiscal year the reconstruction of Buck Street and Beecher Street, two seasonal workers from the Parks Department and one seasonal worker from the Cemetery. The Golf Course will not fill an open full-time position. The Street Department will not purchase a new street sweeper. Cemetery and Parks Departments will not buy new trucks this year. The Golf Course is eliminating purchase of a mower, and the Zoo will lease a mower instead of purchasing. Other savings come from departments being conservative with their budgets. City Manager Sullivan also credited the City Council's foresight in saving money on a five-year electric contract.

Suspension of the Charter requirement of three readings and adoption of the ordinance on first reading was recommended.

Councilmember Draper moved to **suspend the Charter requirement of three readings**, and was seconded by Councilmember Rippy. Motion carried by vote of 6 Ayes, 0 Nays, 1 absent (Nichols).

Councilmember Goldsworthy moved to **adopt the Ordinance**, 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.

ADJOURN

With no further business to come before the City Council, the meeting adjourned at 6:53 p.m.

/S/
Glenn Loch, Mayor

Attest:

/S/
Kay Lunnon, City Secretary