

**MINUTES  
CITY OF GAINESVILLE  
CITY COUNCIL MEETING  
200 South Rusk  
Gainesville, Texas 76240  
April 19, 2011**

The City Council of the City of Gainesville, Texas met in regular session on April 19, 2011 at 6:30 p.m. with the following persons in attendance.

**MEMBERS PRESENT:** Mayor Glenn Loch  
Carolyn Hendricks, Philip Neelley, Ray Nichols, Vince Rippy,  
Beverly Snuggs

**MEMBERS PRESENT:** Jim Goldsworthy

**STAFF PRESENT:** Barry Sullivan, City Manager; Kay Lunnon, City Secretary; Bill Harris, City Attorney; Dan Parker, Finance Director; Steven Fleming, Police Chief; Ron Sellman, Public Services Director

**OTHERS PRESENT:** Kit Chase, Delania Trigg, Brandon Atkins, Kevin Phillips, Jon Frith, Mike Shelton, Jason Henry

**CALL TO ORDER**

Mayor Loch called the meeting to order at 6:30 p.m. Loch noted that Councilman Goldsworthy was out of town on business with the Gainesville Economic Development Corporation.

**INVOCATION & PLEDGE OF ALLEGIANCE**

Reverend Tom Penalver, Gainesville Bible Church gave the invocation. Mayor Loch led in the pledge to the flag.

**RECOGNITIONS**

Barry Sullivan read and presented a Certificate of Recognition to Police Officer Naji Saleh, naming him as City Employee of the Month for April 2011. Officer Saleh was recognized for his assistance in saving a teenage boy from a burning structure by removing ornamental iron covering the windows attached to the brick veneer of the house. Saleh also received a certificate redeemable for one day off with pay.

**CONSENT AGENDA**

Council reviewed the Minutes of the regular City Council Meeting of April 5, 2011 and approved them as written.

Councilmember Nichols **moved to approve the Consent Agenda**, and was seconded by Councilmember Rippy. Motion carried by vote of 6 Ayes, 0 Nays, 0 Abstentions, and 1 Absent (Goldsworthy).

**RESOLUTION NO. 04-19-2011 – AWARDING SUMP BID PACKAGE “A” TO LYNN VESSELS CONSTRUCTION LLC**

A RESOLUTION AWARDING BID NO. 2011-2 TO LYNN VESSELS CONSTRUCTION, LLC FOR STREET AND UTILITY MAINTENANCE PROGRAM (SUMP) PACKAGE “A”.

A contract was awarded to Lynn Vessels Construction LLC for the Streets and Utility Maintenance Program (SUMP), Package A, in the total amount of \$694,145.34, including two change orders. Package A includes water, sewer, and drainage utilities work on portions of Broadway Street (Denison to Taylor), Bone Street (Taylor to Preston), and Jefferson Street (Broadway to Elm). The contract was recommended for approval with Change Order No. 1 (\$25,050.72) for additional excavation and additional sewer lines, and Change Order No. 2 (\$26,337.08) for concrete (instead of asphalt as bid) on Broadway Street, from the east side of the bridge to Taylor Street. In recommending approval of the change orders, the City Manager said geotechnical data on the Broadway Street portion revealed the subgrade under the existing asphalt is inadequate for milling and overlaying, and the increased price of oil/asphalt makes it more cost effective to rebuild Broadway with concrete instead of asphalt. In general, he said, an asphalt street will last 30 years, while a concrete street will last 40 years. The two change orders have been accepted by the contractor. The City received sealed bids for Package A on April 7, 2011. Four bidders responded, with the low bid coming in from Lynn Vessels Construction, LLC. The project will be paid from the 2010 SUMP Certificates of Obligation.

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

**ORDINANCE NO. 1270-04-2011 – APPROVE ISSUANCE OF GTUA CONTRACT REVENUE BONDS, SERIES 2011 FOR EXPANSION OF MOSS LAKE TREATMENT PLANT AND NORTHWEST WATER DISTRIBUTION SYSTEM**

CONSIDER ALL MATTERS INCIDENT AND RELATED TO THE APPROVING THE ISSUANCE OF THE "GREATER TEXOMA UTILITY AUTHORITY CONTRACT REVENUE BONDS, SERIES 2011 (CITY OF GAINESVILLE PROJECT)", INCLUDING THE ADOPTION OF AN ORDINANCE PERTAINING THERETO.

Council officially authorized the Greater Texoma Utility Authority to sell \$4,100,000 in Contract Revenue Bonds, Series 2011, on behalf of the City of Gainesville, to be used for the expansion of the Moss Lake Treatment Plant and the Northwest Water Distribution System. With this contract, the City agrees to repay the GTUA for the bonds, which are being sold through the Texas Water Development Board's Water Infrastructure Fund (WIF) at an interest rate of 2.15%. City Manager Sullivan said in seeking funding for the project, the City was approved for WIF program funds totaling \$7,235,000, but the current economy has postponed indefinitely the state selling bonds for this program. Jerry Chapman of the GTUA was able to secure at this time \$4,100,000 from the state to start the project, and he has received a written commitment for another \$2 million. Sullivan said the City has also received an earmark from Congress for a \$485,000 grant from the EPA for this project. The cost of the Moss Lake Treatment Plant Expansion and Northwest Water Distribution System Improvements Project is estimated at \$7,096,490. Sullivan added that the City will not have to increase water rates to pay for this bond, due to retiring Water and Sewer Fund Debt Service over the next three years.

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

Councilmember Nichols **moved to adopt the ordinance**. The motion was seconded by Councilmember Neelley and carried by vote of 6 Ayes, 0 Nays, 0 Abstentions, and 1 Absent.

**RESOLUTION NO. 04-19-2011 A – AUTHORIZING TASK ORDER NO. 12 WITH HDR ENGINEERING FOR ENVIRONMENTAL INFORMATION DOCUMENT FOR WATER TREATMENT PLANT EXPANSION AND NORTHWEST DISTRIBUTION SYSTEM IMPROVEMENTS 2010**

A RESOLUTION AUTHORIZING THE CITY MANAGER, FOR AND ON BEHALF OF THE CITY OF GAINESVILLE, TO EXECUTE AN AGREEMENT FOR PROFESSIONAL SERVICES WITH HDR ENGINEERING, INC. FOR TASK ORDER NO. 12 FOR COMPLETION OF AN ENVIRONMENTAL INFORMATION DOCUMENT FOR THE GAINESVILLE WATER TREATMENT PLANT EXPANSION AND NORTHWEST DISTRIBUTION SYSTEM IMPROVEMENTS 2010.

Agreement with HDR Engineering was authorized for Task Order No. 12 for an Environmental Information Document (EID) for the Gainesville Water Treatment Plant Expansion and Northwest Distribution System Improvements 2010. The EID is required in order for the City to obtain grant funding from the Environmental Protection Agency and funding from the Texas Water Development Board Water Infrastructure Fund (WIF). The total amount for Task Order No. 12 is \$49,308 and will be paid from funds received through the TWDB Water Infrastructure Fund (WIF) and an EPA Grant.

Councilmember Neelley **moved to approve the Resolution**, was seconded by Councilmember Rippy. Motion carried by vote of 1 Ayes, 0 Nays, 0 Abstentions, and 1 Absent (Goldsworthy).

**ORDINANCE 1271-04-2011 - RE-ZONING 216 WEST PECAN STREET FROM SINGLE FAMILY TWO (SF-2) TO GENERAL COMMERCIAL (C-2)**

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 SINGLE FAMILY TWO (SF-2) TO GENERAL COMMERCIAL (C-2) THE PROPERTY IDENTIFIED AS 216 WEST PECAN STREET, GAINESVILLE, TEXAS; 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.

Ordinance was adopted for a zoning district change for 216 West Pecan Street from Single Family Two (SF-2) to General Commercial (C-2), as requested by the property owner, R.R. Land & Investments, LLC. Planning and Zoning approved the rezoning in March and recommended Council approval. The property abuts both the General and Central Area Commercial Districts, making the zoning change permissible, and the rezoning is both consistent with existing use, and contiguous to similar zoning districts.

Councilmember Snuggs **moved to suspend the Charter requirement of three readings**, seconded by Councilmember Nichols. Motion carried by vote of 6 Ayes, 0 Nays, 0 Abstentions, and 1 Absent (Goldsworthy).

Councilmember Snuggs **moved to adopt the ordinance**. The motion was seconded by Councilmember Nichols and carried by vote of 6 Ayes, 0 Nays, 0 Abstentions, and 1 Absent.

**EXECUTIVE SESSION**

Council did not convene into Executive Session.

**ADJOURN**

With no further business to come before the City Council, the meeting adjourned at 7:12 p.m.

Respectfully submitted,

/S/  
**Kay Lunnon, City Secretary**

/S/  
**Glenn Loch, Mayor**