

**MINUTES
CITY OF GAINESVILLE
CITY COUNCIL MEETING
200 South Rusk
Gainesville, Texas 76240
November 19, 2013**

The City Council of the City of Gainesville, Texas met in regular session on November 19, 2013 at 6:30 p.m. with the following persons in attendance.

MEMBERS PRESENT: Mayor Jim Goldsworthy
Keith Clegg, Mary Jo Dollar, Carolyn Hendricks, Ken Keeler, Ray Nichols, Beverly Snuggs

STAFF PRESENT: Barry Sullivan, City Manager; Kay Lunnon, City Secretary; Bill Harris, City Attorney; Dan Parker, Finance Director; Kevin Phillips, Acting Interim Police Chief; Julie Smith, Community Services Director; Jody Henry, Fire Marshal

OTHERS PRESENT: Greg Russell, Keith King, Reverend Scott Sundbye, William Carter, Cale Kennedy, Ricardo Munoz, Ken & Lois Essenburg, Craig Evins, Kyle Evins, Kendall Evins, Serena Evins, Angie Hare, Dolores Hennesy, Nicole Dalton, Tony Dresser (Videographer)

CALL TO ORDER

Mayor Goldsworthy called the meeting to order at 6:30 p.m. with all members present.

INVOCATION & PLEDGE OF ALLEGIANCE

Reverend Scott Sundbye, Faith Lutheran Church gave the invocation. Mayor Goldsworthy led the pledge to the flag.

RECOGNITIONS

Star of North Texas Award

Mayor Goldsworthy read and presented a certificate of recognition and Star of North Texas medallions to Lois and Ken Essenburg for their volunteerism, service and sustained commitments in the community. The Essenburgs have been involved with Special Olympics for over twenty-three years, serving as Head Coaches for local special citizens and providing them with opportunities for physical fitness and interaction with their peers. The recognition appreciates the efforts and compassion demonstrated by the Essenburgs for the citizens of Gainesville.

Employee of the Month, November 2013

Craig Evins, Supervisor in Public Services, was named Employee of the Month for November 2013 in recognition and appreciation for his assistance to the Parks and Recreation Department during the opening of the Aquatic Center in Leonard Park. The recognition cites Evins and his crews for making sure the roadways and area around the Aquatic Center were cleaned up from the construction and made presentable for the public. As employee of the month, Evins also received a certificate for one day of paid vacation.

CONSENT AGENDA

Council reviewed the Minutes of the regular City Council Meeting of November 5, 2013, and approved them as written.

Councilmember Snuggs **moved to approve the Consent Agenda**, and was seconded by Councilmember Clegg. The motion carried by vote of 7 Ayes, 0 Nays, 0 Abstentions, 0 Absent.

RESOLUTION NO. 11-19-2013 – APPROVING RENAMING OF CITY FACILITY AS THE STEVEN K. FLEMING PUBLIC SAFETY CENTER

A RESOLUTION APPROVING THE RENAMING OF THE CITY OF GAINESVILLE PUBLIC SAFETY CENTER TO THE STEVEN K. FLEMING PUBLIC SAFETY CENTER.

Council approved renaming the City of Gainesville Public Safety Center, located at 201 Santa Fe Street, as the Steven K. Fleming Public Safety Center to honor the memory of Police Chief Steven Fleming for his outstanding and distinguished service to the citizens of the City of Gainesville. Fleming served the citizens of the City of Gainesville for twenty-two years, beginning in 1991 as a police officer and advancing through the ranks as corporal, sergeant and captain. He was appointed Chief of Police in 2008. Chief Fleming passed away in the line of duty on November 1, 2013.

Councilmember Hendricks moved for **approval of the resolution**, and was seconded by Councilmember Keeler. Motion carried by vote of 7 Ayes, 0 Nays, 0 Abstentions, 0 Absent.

ORDINANCE NO. 1329-11-2013 - AMENDING THE 2009 INTERNATIONAL BUILDING CODE AND THE 2009 INTERNATIONAL FIRE CODE IN CHAPTER 5 OF THE CITY CODE OF ORDINANCES

FIRST READING OF AN ORDINANCE OF THE CITY OF GAINESVILLE, TEXAS, AMENDING SECTIONS 5-3, SPECIFIC AMENDMENTS TO THE 2009 INTERNATIONAL BUILDING CODE, CHAPTER 5, ARTICLE I; AND AMENDING SECTION 5-10, SPECIFIC AMENDMENTS TO THE 2009 INTERNATIONAL FIRE CODE, CHAPTER 5, ARTICLE I; PROVIDING A CONFLICTS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Ordinance amending city code requirements for sprinkler systems in Bed and Breakfast establishments was adopted. The ordinance makes specific local amendments to the 2009 International Building Code and the 2009 International Fire Code to provide exception to fire sprinkler requirements for B & B's that meet certain criteria. The ordinance is written to provide for fire safety while allowing the B & B to operate. Mayor Goldsworthy said the number one concern is fire safety.

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

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

RESOLUTION NO. 11-19-2013 A – APPROVAL TO WALMART STORE FOR TEMPORARY PLACEMENT CARGO CONTAINERS ON THE PARKING LOT

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GAINESVILLE, TEXAS, GRANTING APPROVAL OF WALMART STORE #185'S REQUEST TO TEMPORARILY PLACE TWENTY-ONE (21), FORTY-FOOT CARGO CONTAINERS ON THE PARKING LOT FOR THE PURPOSE OF MERCHANDISE LAW-AWAY DURING SEASONAL SALES PROVIDED ALL CARGO CONTAINERS ARE REMOVED FROM THE SITE NO LATER THAN JANUARY 31, 2014.

The local WalMart Store received approval for temporary placement of twenty-one (21) forty-foot cargo containers on their parking lot to be used for storage of merchandise on lay-away during seasonal sales. Council's approval stipulates the containers to be removed no later than January 31, 2014. Planning and Zoning Commission approved the request on November 12.

The City Manager said City Code prohibits cargo containers over thirty (30) feet in length without the recommendation of P & Z and approval by the City Council.

Councilmember Keeler moved for **approval of the resolution**, and was seconded by Councilmember Nichols. Motion carried by vote of 7 Ayes, 0 Nays, 0 Abstentions, 0 Absent.

EXECUTIVE SESSION

Council did **not** convene into Executive Session.

ADJOURN

With no further business to come before the City Council, the meeting was adjourned at 6:40 p.m.

Respectfully submitted,

/S/
Kay Lunnon, City Secretary

/S/
Jim Goldsworthy, Mayor