

**MINUTES
CITY OF GAINESVILLE
CITY COUNCIL MEETING
200 South Rusk
Gainesville, Texas 76240
October 20, 2015**

The City Council of the City of Gainesville, Texas met in regular session on October 20, 2015 at 6:30 p.m. with the following persons in attendance.

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

STAFF PRESENT: Barry Sullivan, City Manager; Bill Harris, City Attorney; Caitlyn Huddleston, City Secretary; Dan Parker, Finance Director; Kevin Phillips, Police Chief; Arlene Loyd, Gainesville Economic Development Corporation Executive Director

OTHERS PRESENT: Nikki King, Cathy Mounce, John Hambrecht, Doug Smithson, Kevin Gann, Cathy Kinsella, Rod Tyler, Dean Smith, Tom Reynolds, Patty Bowden, Joe Bowden, Tim Meador, Diana Meador, Jan Thiez, Nancy Jackson, Phil Larson, Tony Dresser (Videographer)

CALL TO ORDER

Mayor Jim Goldsworthy called the meeting to order at 6:30 p.m.

INVOCATION & PLEDGE OF ALLEGIANCE

Phil Larson, Hope Connection, gave the invocation. Mayor Goldsworthy led the pledge to the flag.

RECOGNITIONS

Employee of the Month, October 2015

City Manager Barry Sullivan read and presented the recognition certificate for October Employee of the Month to Kevin Gann, Municipal Golf Course Golf Shop Manager. Gann was recognized for his cooperative and positive attitude. Kevin exhibited a great attitude this year, going above and beyond his regular duties as golf shop manager to help when the maintenance staff was short-handed. Kevin's tremendous help this past spring with the flood cleanup is another example of his positive attitude and supportive spirit. Kevin's willingness to voluntarily step up and accept more responsibilities during this trying year has been invaluable to this department. He continually sets a great example of leadership for all golf staff as well as high standards that reflect well upon him and the City. The certificate included an additional day of vacation.

PROCLAMATIONS

National Hospice and Palliative Care Month, November 2015

Mayor Jim Goldsworthy presented Home Hospice of Cooke County with a proclamation declaring the month of November 2015 to be National Hospice and Palliative Care Month. The proclamation gave several statistics on care provided by hospice programs. "Each year an estimated 1.6 million Americans living with life-limiting illness, and their families, receive care

from the nation's hospice programs; and the most recent statistics report that more than 335,000 trained volunteers contributed 16 million hours of service to hospice programs last year." Mayor Goldsworthy thanked representatives of Home Hospice of Cooke County Nancy Jackson, Director of Community Development, and Cathy Kinsella, Volunteer Coordinator, on hand to receive the proclamation.

CONSENT AGENDA

Council reviewed the Minutes of the regularly scheduled City Council Meeting of October 6, 2015 and approved them as written.

RESOLUTION 10-20-2015 – APPROVE APPOINTMENTS TO THE BOARD OF APPEALS

A RESOLUTION APPROVING APPOINTMENTS TO THE BOARD OF APPEALS

Council voted to reappoint Van Knight to the Board of Appeals to a term expiring October 2017.

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

RESOLUTION 10-20-2015 A – ACCEPTING THE CONTRACT WITH HARRISON, WALKER AND HARPER, LP FOR THE WATER TREATMENT PLANT EXPANSION AND IMPROVEMENTS PROJECT AS COMPLETE.

A RESOLUTION ACCEPTING THE CONTRACT WITH HARRISON, WALKER AND HARPER, LP FOR THE WATER TREATMENT PLANT EXPANSION AND IMPROVEMENTS PROJECT AS COMPLETE

Council approved acceptance of the contract with Harrison, Walker, and Harper, LP for the Water Treatment Plant Expansion and Improvement Project as complete. City Manager Barry Sullivan noted that the acceptance of a project as complete is usually done internally by staff, but federal and state grant funds require the City Council to recognize this project as complete. Sullivan also stated that acceptance allows the City to move to the next phase of the project to use some additional funding for the new water tower and chemical feed system at the Water Treatment Plant.

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

RESOLUTION 10-20-2015 B – APPROVING GEDC CONTRACT EXTENSION WITH RIB CRIB.

A RESOLUTION APPROVING ACTIONS OF THE GAINESVILLE ECONOMIC DEVELOPMENT CORPORATION WHICH VOTED TO EXTEND THE CONTRACT WITH RIB CRIB.

Council authorized the Gainesville Economic Development Corporation (GEDC) to extend the development contract with Rib Crib BBQ, Inc until December 1, 2015. Previously, the contract expired on September 13, 2015. City Manager Barry Sullivan advised the City was notified by Rib Crib BBQ that they plan on waiving contingencies for a targeted closing date of or before December 1, 2015. Mayor Goldsworthy noted that the process is long in the making and that we are looking forward to the project coming to fruition.

Councilmember Hendricks **moved to approve the resolution**. The motion was seconded by Councilmember Keeler and carried by vote of 7 Ayes, 0 Nays, 0 Abstentions, 0 Absent.

PUBLIC HEARING ON PROPOSED AMENDMENTS TO APPENDIX A – ZONING, SECTION 2.1.06 NONCONFORMING BUILDINGS, SECTION 3.5.01E (2) CONSTRUCTION, 3.5.01F RESIDENTIAL WALLS AND FENCES, AND SECTION 4.1 DEFINITIONS

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Mayor Goldsworthy opened the Public Hearing at 6:39 p.m. and called for public comment on the proposed amendments. No one came forward to speak either for or against the proposed amendments.

With no further discussion, Councilmember Nichols moved to close the Public Hearing, with second by Councilmember Dollar, and the motion carried by vote of 7 Ayes, 0 Nays, and 0 Absent.

The Public Hearing was closed at 6:39 p.m.

ORDINANCE 1375-10-2015 – AMENDING APPENDIX A – ZONING, SECTION 2.1.06 NONCONFORMING BUILDINGS, SECTION 3.5.01E (2) CONSTRUCTION, 3.5.01F RESIDENTIAL WALLS AND FENCES, AND SECTION 4.1 DEFINITIONS.

FIRST READING OF AN ORDINANCE AMENDING APPENDIX A – ZONING, SECTION 2.1.06 NONCONFORMING BUILDINGS, SECTION 3.5.01E (2) CONSTRUCTION, 3.5.01F RESIDENTIAL WALLS AND FENCES, AND SECTION 4.1 DEFINITIONS; PROVIDING FOR PENALTY NOT TO EXCEED \$2,000; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR AN EFFECTIVE DATE AND FINDING THE MEETING WAS OPEN TO THE PUBLIC.

Council adopted an ordinance amending current code to allow for the use of metal siding for current residential structures that are legal non-conforming because of siding. Homeowners can now replace the siding with the current material on the structure or metal siding that mimics wood and is installed in a lap pattern. This ordinance also allows for chain-link fencing to be used in additional zonings including Agriculture (A), Single Family One (SF1) and Single Family Two (SF2). The height of the chain-link is limited to four feet, and must be galvanized or black in color. Amendments also allow for the use of exterior insulation and finishing systems (EIFS). Previously, these types of materials were prohibited due to faults with the product. In recent years, some EIFS material has improved. The newer material has wicking layers that allow water to escape and the outer coating is very durable. This ordinance allows Dryvit Outsulation or equivalent material to be used as masonry.

Mayor Goldsworthy noted that these changes were brought about in part because of community members and businesses coming to City Council, and encouraged citizens to make suggestions for improvements in the City.

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

Councilmember Nichols **moved to adopt the ordinance**. The motion was seconded by Councilmember Snuggs and carried by vote of 7 Ayes, 0 Nays, 0 Abstentions, 0 Absent.

RESOLUTION 10-20-2015 C – ALLOWING CCAD TO RETAIN FY 2014 EXCESS RESERVES

A RESOLUTION ALLOWING THE COOKE COUNTY APPRAISAL DISTRICT TO RETAIN EXCESS RESERVES COLLECTED IN FY 2014

Council granted approval to the Cooke County Appraisal District (CCAD) to retain the City's portion of excess reserves in their 2014 budget. The CCAD board of directors requested approval from the taxing entities to allow the district to keep the excess funds and to apply the reserves in case of a disaster. The City's portion of the excess reserves is \$1,016.79. CCAD Chief Appraiser Doug Smithson was on hand to address the council and answer any questions. There was some discussion of previous reserve amounts and expenses. Per Smithson, the FY 2014 audit required that reserves be credited back to taxing entities. The CCAD Board's goal is to build up reserves for capital improvements in case of disaster and has requested entities allow the appraisal district to retain the reserves. In the past years, they refunded reserves and operated with a zero balance. Reserves revenues have been spent to purchase a server and buy down of retirement system in previous years. Currently, the CCAD is operating with about 30 days of reserves. Councilmember Snuggs confirmed that the appraisal district operates an efficient budget.

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

ADJOURN

With no further business to come before the City Council, the meeting was adjourned at 6:51 p.m.
Respectfully submitted,

Caitlyn Huddleston, City Secretary

Jim Goldsworthy, Mayor