

**MINUTES
CITY OF GAINESVILLE
CITY COUNCIL MEETING
200 South Rusk
Gainesville, Texas 76240
March 3, 2020**

The City Council of the City of Gainesville, Texas met in regular session on March 3, 2020 at 6:30 p.m. with the following persons in attendance.

MEMBERS PRESENT: Mayor Jim Goldsworthy, Mayor Pro Tem Tommy Moore, Carolyn Hendricks, Ken Keeler, Brandon Eberhart, Keith Clegg

MEMBERS ABSENT: Mary Jo Dollar

STAFF PRESENT: Barry Sullivan, City Manager; Belvin Harris, City Attorney; Kevin Phillips, Chief of Police; J. I. Johnson, Finance Director; Calvin Manuel, Community Development Director; Diana Alcala, City Secretary

OTHERS PRESENT: Delania Raney, Mike Gordon, Aubrey Eberhart, Megan Gray, Dean Smith, Paul Terral, Judy Smith, Tony Dresser (videographer)

CALL TO ORDER

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

INVOCATION & PLEDGE OF ALLEGIANCE

Paul Terral gave the invocation. Mayor Jim Goldsworthy led the pledge to the flag.

CONSENT AGENDA

Council reviewed the Minutes of the regularly scheduled City Council Meeting on February 4, 2020 and approved them as written.

Councilmember Keeler **moved to approve the Consent Agenda.** The motion was seconded by Councilmember Moore and carried by vote of 6 Ayes, 0 Nays, 0 Abstentions, 1 Absent (Dollar).

RESOLUTION NO. 03-03-2020 - A RESOLUTION ACCEPTING THE AUDIT, FINANCIAL STATEMENT AND OPINION FOR FISCAL YEAR ENDING SEPTEMBER 30, 2019, AS PREPARED BY SCHALK & SMITH, CERTIFIED PUBLIC ACCOUNTANTS, AND AUTHORIZING THE CITY SECRETARY TO FILE THE AUDIT IN ACCORDANCE WITH THE PROVISIONS OF LOCAL GOVERNMENT CODE SUBTITLE A CHAPTER 103.

CONSIDERATION OF AND ACTION ON A RESOLUTION ACCEPTING THE AUDIT, FINANCIAL STATEMENT AND OPINION FOR FISCAL YEAR ENDING SEPTEMBER 30, 2019, AS PREPARED BY SCHALK & SMITH, CERTIFIED PUBLIC ACCOUNTANTS, AND AUTHORIZING THE CITY SECRETARY TO FILE THE AUDIT IN ACCORDANCE WITH THE PROVISIONS OF LOCAL GOVERNMENT CODE SUBTITLE A CHAPTER 103.

Approved a Resolution a resolution accepting the audit, financial statement, and opinion for Fiscal Year ending September 30, 2019, as prepared by Schalk & Smith, Certified Public Accountants,

and authorizing the City Secretary to file the audit in accordance with the provisions of Local Government Code, Subtitle A, Chapter 103.

Councilmember Moore **moved to approve the Resolution.** The motion was seconded by Councilmember Clegg and carried by vote of 6 Ayes, 0 Nays, 0 Abstentions, 1 Absent (Dollar).

RESOLUTION NO. 03-03-2020 A- A RESOLUTION AWARDDING RFP 2020-02 FOR SUMP BOND BID PACKAGE K.

CONSIDERATION OF AND ACTION ON A RESOLUTION AWARDDING RFP 2020-02 FOR SUMP BOND BID PACKAGE K.

Approved a Resolution awarding RFP 2020-02 for SUMP Bond Bid Package K.

Councilmember Clegg **moved to approve the Resolution.** The motion was seconded by Councilmember Moore and carried by vote of 6 Ayes, 0 Nays, 0 Abstentions, 1 Absent (Dollar).

ORDINANCE 1470-02-2020- AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GAINESVILLE, TEXAS RECEIVING CERTIFICATION OF THE CITY SECRETARY RELATING TO THE REGULAR GENERAL ELECTION CALLED FOR MAY 2, 2020 DECLARING UNOPPOSED CANDIDATES; DECLARING THE RESULTS OF THE ELECTION; AND FINDING AND DETERMINING THE MEETING AT WHICH THIS ORDINANCE IS PASSED TO BE OPEN TO THE PUBLIC AS REQUIRED BY LAW; AND MAKING AN OPEN MEETING FINDING.

CONSIDERATION OF AND ACTION ON AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GAINESVILLE, TEXAS RECEIVING CERTIFICATION OF THE CITY SECRETARY RELATING TO THE REGULAR GENERAL ELECTION CALLED FOR MAY 2, 2020 DECLARING UNOPPOSED CANDIDATES; DECLARING THE RESULTS OF THE ELECTION; AND FINDING AND DETERMINING THE MEETING AT WHICH THIS ORDINANCE IS PASSED TO BE OPEN TO THE PUBLIC AS REQUIRED BY LAW; AND MAKING AN OPEN MEETING FINDING.

Approved the adoption of an Ordinance of the City Council of the City of Gainesville, Texas receiving certification of the City Secretary relating to the regular General Election called for May 2, 2020 declaring unopposed candidates; declaring the results of the election; and finding and determining the meeting at which this ordinance is passed to be open to the public as required by law; making an open meeting finding; and suspending the Charter Requirement of three separate readings.

Councilmember Keeler **moved to Suspend the Charter requirement of three readings,** seconded by Councilmember Moore, the motion carried by vote of 6 Ayes, 0 Nays, 0 Abstentions, 1 Absent (Dollar).

Councilmember Keeler **moved to Adopt the Ordinance,** seconded by Councilmember Moore, the motion carried by vote of 6 Ayes, 0 Nays, 0 Abstentions, 1 Absent (Dollar).

PUBLIC HEARING ON AN ORDINANCE OF THE CITY OF GAINESVILLE, TEXAS GRANTING A SPECIAL USE PERMIT (SUP) AS REQUESTED BY CHAD AND TAMMY WALKER TO OPERATE A SHORT TERM RENTAL (STR) ABOVE THEIR PROPERTY, THE ONE ELEVEN BOUTIQUE, LOCATED AT 111 SOUTH COMMERCE STREET (PID#820); PROVIDING FOR AN EFFECTIVE DATE; CONTAINING A SEVERABILITY CLAUSE; AND MAKING AN OPEN MEETING FINDING.

Councilmember Hendricks **moved to close the Public Hearing**, seconded by Councilmember Eberhart, the motion carried by vote of 6 Ayes, 0 Nays, 0 Abstentions, 1 Absent (Dollar).

ORDINANCE 1471-02-2020- AN ORDINANCE GRANTING A SPECIAL USE PERMIT (SUP) AS REQUESTED BY CHAD AND TAMMY WALKER TO OPERATE A SHORT TERM RENTAL (STR) ABOVE THE ONE ELEVEN BOUTIQUE, LOCATED AT 111 SOUTH COMMERCE STREET (PID#820); PROVIDING FOR AN EFFECTIVE DATE; CONTAINING A SEVERABILITY CLAUSE; AND MAKING AN OPEN MEETING FINDING.

CONSIDERATION OF AND ACTION ON AN ORDINANCE GRANTING A SPECIAL USE PERMIT (SUP) AS REQUESTED BY CHAD AND TAMMY WALKER TO OPERATE A SHORT TERM RENTAL (STR) ABOVE THE ONE ELEVEN BOUTIQUE, LOCATED AT 111 SOUTH COMMERCE STREET (PID#820); PROVIDING FOR AN EFFECTIVE DATE; CONTAINING A SEVERABILITY CLAUSE; AND MAKING AN OPEN MEETING FINDING.

Approved the adoption of an Ordinance of the City of Gainesville, Texas, granting a Special Use Permit (SUP) as requested by Chad and Tammy Walker to operate a Short Term Rental (STR) above their property, The One Eleven Boutique, located at 111 South Commerce Street (PID#820); Providing for an Effective Date; Containing a Severability Clause; and making an Open Meeting Finding.

Councilmember Moore **moved to Suspend the Charter requirement of three readings**, seconded by Councilmember Keeler, the motion carried by vote of 6 Ayes, 0 Nays, 0 Abstentions, 1 Absent (Dollar).

Councilmember Moore **moved to Adopt the Ordinance**, seconded by Councilmember Eberhart, the motion carried by vote of 6 Ayes, 0 Nays, 0 Abstentions, 1 Absent (Dollar).

ADJOURN

With no further business to come before the City Council, the meeting was adjourned at 7:02 p.m. Respectfully submitted,

**Diana Alcala, City Secretary
Mayor**

Jim Goldsworthy,