

**MINUTES  
CITY OF GAINESVILLE  
CITY COUNCIL MEETING  
200 South Rusk  
Gainesville, Texas 76240  
June 20, 2023**

The City Council of the City of Gainesville, Texas met in regular session June 20, 2023 at 6:30 p.m. with the following persons in attendance.

**MEMBERS PRESENT:** Mayor Tommy Moore, Mayor Pro Tem Ken Keeler, Keanna Franklin, Brandon Eberhart, Michael Hill, and Mary Jo Dollar.

**MEMBERS ABSENT:** None

**STAFF PRESENT:** Barry Sullivan, City Manager; Diana Alcala, City Secretary; Allen McDonald, Public Works Director; Chad Mulkey, Police Officer; JI Johnson, Finance Director; Kevin Phillips, Chief of Police; Mike Doughty, Community Development Director; William Myers, GEDC Director.

**OTHERS PRESENT:** Anna Beall, Aubrey Eberhart, David Hardin, Delania Raney, Frank Mahnich, Henry Koehler, Jeff Johnson, Lauri Johnson, Mike Gordon, Paul Terrel, Tony Dresser (Videographer).

**CALL TO ORDER**

Mayor Tommy Moore called the meeting to order at 6:30 p.m.

**INVOCATION & PLEDGE OF ALLEGIANCE**

Pastor Paul Terrel from the Faith Lutheran Church gave the invocation, Mayor Tommy Moore led the pledge to the flag.

**CONSENT AGENDA**

The following Consent Agenda items were approved by Council.

- A. Approve Minutes of June 6, 2023 City Council Meeting.
- B. Consideration of and action on a Resolution of the City Council of the City of Gainesville approving the sale of alcohol at the Gainesville Farmers Market during Safari Sounds Benefit Concert.
- C. Consideration of and action on a Resolution making appointments to the Airport Advisory Board.
- D. Consideration of and action on a Resolution making an appointment to the North Texas Groundwater Conservation District.
- E. Consideration of and action on a Resolution of the City Council of the City of Gainesville making an appointment to the Board of Directors of the Greater Texoma Utility Authority.
- F. Consideration and action on a Resolution of the City Council of the City of Gainesville, Texas, cancelling the regularly scheduled Council Meeting of July 4, 2023.

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

**RESOLUTION 06-20-2023E - A RESOLUTION APPROVING CONSTRUCTION FOR BUTTERFIELD STAGE EXPANSION.**

This Resolution grants the approval of expansion plans presented by the Butterfield Stage at no cost to the City.

Councilmember Keeler **moved to approve the Resolution**. The motion was seconded by Councilmember Hill and carried by vote of 6 Ayes, 0 Nays, 0 Abstentions, 0 Absent, 1 Vacancy.

**RESOLUTION 06-20-2023F - A RESOLUTION APPOINTING A COUNCIL MEMBER FOR WARD 5 ON THE GAINESVILLE CITY COUNCIL; SAID APPOINTEE TO HOLD OFFICE UNTIL THE GENERAL ELECTION OF CITY OFFICERS ON MAY 4, 2024.**

This Resolution appoints Jeff Johnson to the vacant Ward 5 City Council position. The appointee will hold the position until the next annual City General Election of Officers, May 4, 2024.

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

**PUBLIC HEARING IN ACCORDANCE WITH CHAPTER 26 OF THE TEXAS PARKS AND WILDLIFE CODE TO HEAR FROM THE PUBLIC ON THE PROPOSED USE OR TAKING OF SESQUICENTENNIAL PARK.**

Mayor Tommy Moore opened the public hearing at 6:36 p.m. and called for public comment.

Councilmember Dollar **moved to close the public hearing**, seconded by Councilmember Keeler, the motion carried by vote of 6 Ayes, 0 Nays, 0 Abstentions, 0 Absent, 1 Vacancy.

The public hearing was closed at 6:37 p.m.

**RESOLUTION 06-20-2023G - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GAINESVILLE, TEXAS PROVIDING FOR ANNUAL COMPENSATION FOR THE MUNICIPAL COURT JUDGE OF THE CITY OF GAINESVILLE, TEXAS IN ACCORDANCE WITH ARTICLE IV, SECTION 4.05, OF THE CHARTER OF THE CITY OF GAINESVILLE, TEXAS.**

This Resolution approves a salary increase by an amount to be decided by council effective May 8, 2023.

Councilmember Keeler **made a motion to approve a 6% pay increase**. The motion was seconded by Councilmember Dollar and carried by vote of 6 Ayes, 0 Nays, 0 Abstentions, 0 Absent, 1 Vacancy.

**EXECUTIVE SESSION**

At 6:39 p.m. Mayor Tommy Moore announced that Council would convene into Executive Session in compliance with Vernon's Texas Codes Annotated, Government Code, Chapter 551 (Open Meetings Act), to discuss the following:

- Under Government Code §551.071 Attorney-Client Privilege
- Under Government Code §551.072 Real Property
- Under Government Code §551.087 Economic Development

Council reconvened into open session at 7:44 p.m. and Mayor Tommy Moore announced no action was taken during executive session.

**ORDINANCE 1537-06-2023 - AN ORDINANCE OF THE CITY OF GAINESVILLE, TEXAS, MAKING LEGISLATIVE FINDINGS OF FACT AND CONCLUSIONS; APPROVING THE PLAN TO SELL, CONVEY OR EXCHANGE SESQUICENTENNIAL PARK; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR PROPER NOTICE AND MEETING.**

This Ordinance approves the City to allow for the sale or exchange of Sesquicentennial Park.

Councilmember Dollar **moved to SUSPEND THE CHARTER**. The motion was seconded by Councilmember Keeler and carried by vote of 6 Ayes, 0 Nays, 0 Abstentions, 0 Absent, 1 Vacancy.

Councilmember Dollar **moved to approve the Ordinance.** The motion was seconded by Councilmember Keeler and carried by vote of 6 Ayes, 0 Nays, 0 Abstentions, 0 Absent, 1 Vacancy.

**RESOLUTION 06-20-2023H - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GAINESVILLE, TEXAS AUTHORIZING THE CITY MANAGER TO SIGN AN AMENDMENT TO RIGHT OF WAY AND EASEMENT AGREEMENT BETWEEN THE CITY OF GAINESVILLE AND COPANO FIELD SERVICES/NORTH TEXAS, LLC FOR CITY-OWNED PROPERTY LOCATED OFF COUNTY ROAD 444.**

This Resolution authorizes the City Manager to sign an amendment to Right of Way and Easement Agreement between the City of Gainesville and Copano Field Services/North Texas, LLC for a property owned by the City off County Road 444.

Councilmember Eberhart **moved to approve the Resolution.** The motion was seconded by Councilmember Hill and carried by vote of 6 Ayes, 0 Nays, 0 Abstentions, 0 Absent, 1 Vacancy.

**RESOLUTION 06-20-2023I - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GAINESVILLE, TEXAS AUTHORIZING THE GAINESVILLE ECONOMIC DEVELOPMENT CORPORATION TO SIGN THE AMENDMENT TO RIGHT OF WAY AND EASEMENT AGREEMENT BETWEEN THE GEDC AND COPANO FIELD SERVICES/NORTH TEXAS, LLC.**

This Resolution authorizes the Gainesville Economic Development Corporation to sign the Amendment to Right of Way and Easement Agreement between the GEDC and Copano Field Services/North Texas, LLC.

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

**RESOLUTION 06-20-2023J - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GAINESVILLE, TEXAS, AUTHORIZING THE CITY MANAGER TO PROCEED WITH NEGOTIATIONS RELATED TO BID 2023-08 SALE OR EXCHANGE OF CITY-OWNED LAND.**

This Resolution authorizes the City Manager to proceed with contract negotiations with Albertsons regarding the proposal received from BID 2023-08 Sale or Exchange of City-owned land.

Councilmember Hill **moved to approve the Resolution.** The motion was seconded by Councilmember Franklin and carried by vote of 6 Ayes, 0 Nays, 0 Abstentions, 0 Absent, 1 Vacancy.

With no further business to come before the City Council, the meeting was adjourned at 7:52 p.m.  
Respectfully submitted,



Diana Alcalá, City Secretary



Tommy Moore, Mayor



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