

**MINUTES
CITY OF GAINESVILLE
CITY COUNCIL MEETING
200 South Rusk
Gainesville, Texas 76240
March 5, 2024**

The City Council of the City of Gainesville, Texas met in regular session March 5, 2024 at 6:30 p.m. with the following persons in attendance.

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

MEMBERS ABSENT: Tommy Moore.

STAFF PRESENT: Barry Sullivan, City Manager; Diana Alcalá, City Secretary; Allen McDonald, Public Works Director; JI Johnson, Finance Director; Kevin Phillips, Police Chief; Mike Doughty, Community Development Director; Wayne Twiner, Fire Chief; William Myers, GEDC Director.

OTHERS PRESENT: Amanda Arnold, Anna Beall, Aubrey Eberhart, Delania Raney, Ethan Facio, James Fuller, Janice Hill, Lynda Cray, Matt Edington, Mike Gordon, Randy Jones, Tony Smith, Tony Dresser (Videographer).

CALL TO ORDER

Mayor Pro Tem Ken Keeler called the meeting to order at 6:30 p.m.

INVOCATION & PLEDGE OF ALLEGIANCE

City Manager Barry Sullivan gave the invocation and led the pledge to the flag.

EMPLOYEE OF THE MONTH

Matt Edington was recognized as the March Employee of the Month.

REPORTS

City Manager Barry Sullivan presented the semi-annual report on the Capital Improvements Plan and Implementation of Impact Fees in the City of Gainesville.

Fire Chief Wayne Twiner gave an update on Fire Station #2.

CONSENT AGENDA

The following Consent Agenda items were approved by Council.

- A. Approve Minutes of February 20, 2024 City Council Meeting.
- B. Consideration of and action on a Resolution authorizing the City Manager of the City of Gainesville, Texas to approve Grant Application 4817001 for Chemical, Biological, Radiological, Nuclear (CBRN) and Irritant Protective Masks to the Office of the Governor, Criminal Justice Division.

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

PUBLIC HEARING ON AN ORDINANCE AMENDING ORDINANCE 1219-12-2008; THE ZONING ORDINANCE OF THE CITY OF GAINESVILLE, TEXAS, AUTHORIZING THE CITY OF GAINESVILLE, TEXAS, TO AMEND APPENDIX A ZONING, SECTION 3.4.02 BY ADDING SUBSECTION 3.4.02 I DEALING WITH THE LOCATION OF SWIMMING POOLS; PROVIDING FOR AN EFFECTIVE DATE; CONTAINING A SEVERABILITY CLAUSE AND MAKING AN OPEN MEETING FINDING.

Mayor Pro Tem Ken Keeler opened the public hearing at 6:47 p.m. and called for public comment.

No citizen came forward to speak on behalf of the item.

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

The public hearing was closed at 6:49 p.m.

ORDINANCE NO. 1559-03-2024 - 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 4, 2024 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.

This Ordinance will partially cancel the General Election since the Municipal Judge, Ward 5, and Ward 6 will run unopposed.

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

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

RESOLUTION NO. 03-05-2024A - A RESOLUTION AUTHORIZING THE CITY MANAGER, FOR AND ON BEHALF OF THE CITY OF GAINESVILLE, TO EXECUTE AN AGREEMENT WITH KIMLEY-HORN AND ASSOCIATES FOR IMPLEMENTATION OF INDIVIDUAL PROJECT ORDER 2024 MILL AND OVERLAY, OF THE STREET AND UTILITY MAINTENANCE PROGRAM FOR THE CITY OF GAINESVILLE.

This Resolution authorizes the City Manager to sign IPO 2024 Mill and Overlay with Kimley-Horn to provide professional engineering services for rehabilitation of approximately 3,825 LF of asphalt road on Lawrence St., Taylor St., and Star St. (SUMP Project N22).

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, 1 Absent.

RESOLUTION NO. 03-05-2024B- A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GAINESVILLE, TEXAS APPROVING A FINAL PLAT OF LOTS 1-6; OF THE VALENTINE COMMERCIAL ADDITION, BEING 14.210 ACRES IN THE ALEXANDER BOUTWELL SURVEY, ABSTRACT 0099, GAINESVILLE, COOKE COUNTY, TEXAS.

This Resolution approves a final plat of Lots 1-6, Valentine Commercial Addition, being 14.21 acres in the Boutwell A. Survey; Abstract 0099; Gainesville, Cooke County, Texas to develop a mixed-use commercial development in the C2 Zoning District.

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

ORDINANCE NO. 1560-03-2024 - AN ORDINANCE AMENDING ORDINANCE 1219-12-2008; THE ZONING ORDINANCE OF THE CITY OF GAINESVILLE, TEXAS, AUTHORIZING THE CITY OF GAINESVILLE, TEXAS, TO AMEND APPENDIX A ZONING, SECTION 3.4.02 BY ADDING SUBSECTION 3.4.02 I DEALING WITH THE LOCATION OF SWIMMING POOLS; PROVIDING FOR AN EFFECTIVE DATE; CONTAINING A SEVERABILITY CLAUSE AND MAKING AN OPEN MEETING FINDING.

This Ordinance amends Ordinance 1219-12-2008 by adding section I to Appendix A. Zoning, Article III. – Use of land or premises, section 3.4.02 general provisions for all districts to allow swimming pools to be constructed within five feet of the principal structure.

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

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

With no further business to come before the City Council, the meeting was adjourned at 6:58 p.m.
Respectfully submitted,



Diana Alcalá, City Secretary



Tommy Moore, Mayor

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