

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

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

MEMBERS PRESENT: Mayor Tommy Moore, Mayor Pro Tem Ken Keeler, Haley Hughes, Randy Jones, Jeff Johnson, and Mary Jo Dollar.

MEMBERS ABSENT: Dakota Nichols.

STAFF PRESENT: Barry Sullivan, City Manager; Diana Alcala, City Secretary; Allen McDonald, Public Works Director; Hayley Skinner, Recreation Coordinator; Jennifer Schumate, Chamber of Commerce President; JI Johnson, Finance Director; Kevin Gann, Parks and Recreation Director; Kevin Phillips, Police Chief; Mike Doughty, Community Development Director; Paulina Schutt-Swiatkowski, Communications & Outreach Director; Tony Dresser (Videographer).

OTHERS PRESENT: Angie Hare, Anna Beal, Craig Hughes, Delania Raney, John Hare, Kenneth Skinner, Tavia Josey, Traci Skinner.

CALL TO ORDER

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

INVOCATION & PLEDGE OF ALLEGIANCE

John Hare from the Lake Kiowa Chapel gave the invocation. Mayor Tommy Moore led the pledge to the flag.

RECOGNITIONS/PROCLAMATIONS

Hayley Skinner was recognized as the October Employee of the Month.

CONSENT AGENDA

The following Consent Agenda items were approved by Council.

- A. Approve Minutes of October 15, 2024 City Council Meeting.
- B. Consideration of and action on a Resolution of the City Council of the City of Gainesville, Texas, authorizing the Mayor to sign an Interlocal Agreement for Public Improvement Assessment Collection between Cooke County Appraisal District ("District"), Texas and the City of Gainesville Liberty Pointe Public Improvement District ("PID").
- C. Consideration of and action on a Resolution of the City Council of the City of Gainesville, Texas authorizing the submission of a Texas Community Development Block Grant Program Application to the Texas Department of Agriculture for the Community Development Fund.

- D. Consideration of and action on a Resolution of the City Council of the City of Gainesville, Texas authorizing the City Manager to provide an easement and right-of-way for underground electric supply and communications lines to Oncor Electric Delivery Company, LLC.

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

PUBLIC HEARING TO CONSIDER THE ANNEXATION OF CERTAIN TRACTS OF LAND AS INDUSTRIAL-ZONED PROPERTY (I); ALONG WITH BEING A PART OF THE GATEWAY INDUSTRIAL PARK OVERLAY DISTRICT FOR THE FOLLOWING DESCRIBED TERRITORY INTO THE CITY OF GAINESVILLE: APPROXIMATELY 198.6683 ACRES GENERALLY LOCATED AT FM 1202 AND COUNTY ROAD 444 IN COOKE COUNTY, TEXAS AND INCLUDING TRACT 1, AN APPROXIMATELY 138.6674 ACRES SITUATED IN THE W.W. HILLS SURVEY, ABSTRACT NO. 454, B.C. FORBES SURVEY, ABSTRACT NO. 1614, AND THE J.M. WILLIAMSON SURVEY, ABSTRACT NO. 1109; AND TRACT 2, AN APPROXIMATELY 60.0009 ACRES SITUATED IN THE B.B.B. & C.R.R. SURVEY, ABSTRACT NO. 156, AND IN THE JP HAVINS SURVEY, ABSTRACT NO. 455.

Mayor Tommy Moore opened the public hearing at 6:34 p.m. and called for public comment.

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

Councilmember Dollar **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 6:35 p.m.

ORDINANCE NO. 1579-11-2024 - AN ORDINANCE OF THE CITY OF GAINESVILLE, TEXAS AMENDING THE CODE OF ORDINANCES CHAPTER 6 – CEMETERIES, SECTION 6-13 PLACEMENT OF OBJECTS IN THE CEMETERY; PROVIDING FOR AN EFFECTIVE DATE; CONTAINING A SEVERABILITY CLAUSE; AND MAKING AN OPEN MEETING FINDING.

This Ordinance amends the Code of Ordinances Chapter 6 – Cemeteries, Section 6-13 Placement of Objects in the Cemetery.

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

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

RESOLUTION NO. 11-05-2024C - A RESOLUTION TO APPROVE PLACEMENT OF A MEMORIAL MARKER COMMEMORATING THE 250 YEAR ANNIVERSARY OF THE CREATION OF THE UNITED STATES OF AMERICA BY THE DAUGHTERS OF THE AMERICAN REVOLUTION AT LEONARD PARK.

This resolution approves a placement of a memorial marker for the 250 year anniversary of the Declaration of Independence by the Daughters of the American Revolution at Leonard Park, located in the area of the Cooke County War Memorial and the Gold Star Families Memorial

Monument.

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

RESOLUTION NO. 11-05-2024D - A RESOLUTION AUTHORIZING THE CITY MANAGER OF THE CITY OF GAINESVILLE, TEXAS TO SIGN A FIVE-YEAR PURCHASING AGREEMENT WITH AXON ENTERPRISES, INC., A SOLE SOURCE PROVIDER, FOR SIXTEEN (16) TASER 10 CONDUCTED ENERGY WEAPONS (CEW) INCLUDING CARTRIDGES AND TRAINING.

This resolution authorizes the City Manager to sign a five-year purchasing agreement with Axon Enterprises, Inc for 16 taser 10 conducted energy weapons including cartridges and training.

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

RESOLUTION NO. 11-05-2024E - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GAINESVILLE, TEXAS, APPROVING THE SEX OFFENDER RESTRICTION ZONES MAP ATTACHED TO THIS RESOLUTION AS THE OFFICIAL RECORD OF THE LOCATION AND BOUNDARIES OF THE SEX OFFENDER RESIDENCY RESTRICTION ZONES WITHIN THE CITY OF GAINESVILLE AS DEFINED BY CITY OF GAINESVILLE CODE OF ORDINANCES ARTICLE VI. – REGISTERED SEX OFFENDERS.

This resolution approves the sex offender restriction zones map as the official record of the location and boundaries of the sex offender residency restriction zones within the City of Gainesville.

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

RESOLUTION NO. 11-05-2024F - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GAINESVILLE, TEXAS, APPROVING THE DRUG-FREE ZONE MAP ATTACHED TO THIS RESOLUTION AS THE OFFICIAL RECORD OF THE LOCATION AND BOUNDARIES OF THE DRUG-FREE ZONES WITHIN THE CITY OF GAINESVILLE AS DEFINED BY TEXAS HEALTH AND SAFETY CODE SECTION 481.134 AND DIRECTING THAT SAID MAP BE FILED WITH THE COUNTY CLERK OF COOKE COUNTY.

This resolution approves the drug-free zone map as the official record of the location and boundaries of the drug-free zones within the City of Gainesville.

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

ORDINANCE NO. 1580-11-2024 - AN ORDINANCE GRANTING THE PETITION FILED BY JOHN SCHMITZ ON BEHALF OF CAMP HOWZE LAND DEVELOPMENT, LLC, REQUESTING ANNEXATION OF APPROXIMATELY 198.6683 ACRES GENERALLY LOCATED AT FM 1202 AND COUNTY ROAD 444 IN COOKE COUNTY, TEXAS; AND EXTENDING THE BOUNDARY LIMITS OF THE CITY SO AS TO INCLUDE THE

DESCRIBED PROPERTY WITHIN THE CITY LIMITS; AND GRANTING TO ALL THE INHABITANTS OF THE PROPERTY ALL THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING THE INHABITANTS BY ALL OF THE ORDINANCES, RESOLUTIONS, ACTS AND REGULATIONS OF THE CITY; ZONING THE PROPERTY AS INDUSTRIAL (I); EXTENDING THE BOUNDARIES OF THE GATEWAY INDUSTRIAL PARK BUILDING HEIGHT OVERLAY DISTRICT TO INCLUDE THE ANNEXED PROPERTY; PROVIDING INSTRUCTIONS FOR FILING THIS ORDINANCE AND FOR CORRECTING THE OFFICIAL MAP AND BOUNDARIES OF THE CITY AND AMENDING THE ZONING MAP; PROVIDING SEVERABILITY AND CUMULATIVE CLAUSES; AND PROVIDING AN EFFECTIVE DATE.

This ordinance grants the petition filed by John Schmitz on behalf of Camp Howze Land Development, LLC, requesting annexation of approximately 198.6683 acres generally located at FM 1202 and County Road 444 in Cooke County, Texas.

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

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

RESOLUTION NO. 11-05-2024G - 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 WATER MASTER PLAN FOR THE CITY OF GAINESVILLE.

This resolution authorizes the City Manager to execute an agreement with Kimley-Horn and Associates to update the 2020 Water Master Plan, which will be utilized to update the 2021 Roadway, Water and Wastewater Service Impact Fees.

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

RESOLUTION NO. 11-05-2024H - 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 WASTEWATER MASTER PLAN FOR THE CITY OF GAINESVILLE.

This resolution authorizes the City Manager to execute an agreement with Kimley-Horn and Associates to update the 2020 Wastewater Master Plan, which will be utilized to update the 2021 Roadway, Water and Wastewater Service Impact Fees.

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, 1 Absent.

EXECUTIVE SESSION

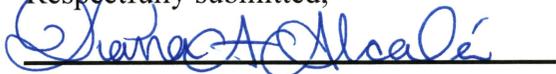
At 6:49 p.m. Mayor Tommy Moore announced that Council would convene into Executive Session in compliance with Vernon's Texas Codes Annotated, Government Code, Chapter 551 (Open Meetings Act), to discuss the following:

Under Government Code §551.087 Economic Development

Council reconvened into open session at 7:01 p.m. and Mayor Tommy Moore announced no action was taken during executive session.

With no further business to come before the City Council, the meeting was adjourned at 7:01 p.m.

Respectfully submitted,



DIANA ALCALA, CITY SECRETARY



TOMMY MOORE, MAYOR



THIS PAGE LEFT INTENTIONALLY BLANK