

**MINUTES  
CITY OF GAINESVILLE  
CITY COUNCIL MEETING  
200 South Rusk  
Gainesville, Texas 76240  
December 19, 2006  
6:30 P.M.**

The City Council of the City of Gainesville, Texas met in regular session on December 19, 2006 at 6:30 p.m. with the following persons in attendance:

**MEMBERS PRESENT:** Mayor Glenn Loch  
Council Members Charles Draper, Jim Goldsworthy, Carolyn Hendricks, Vince Rippey, Beverly Snuggs, Woody Williams

**STAFF PRESENT:** Mike Land, City Manager; Kay Lunnon, City Secretary; Bill Harris, City Attorney, Dan Parker, Finance Director

**VISITORS PRESENT:** Andy Hogue, Kathy Floyd, Pastor Dowling, Maria Urbina

**CALL TO ORDER**

Mayor Loch called the meeting to order with a quorum of six members present. Councilmember Draper arrived during the invocation.

**INVOCATION & PLEDGE OF ALLEGIANCE**

The invocation was given by Pastor Duke Dowling, Southside Baptist Church. Mayor Loch led in the pledge to the flag.

**CONSENT AGENDA**

Council reviewed the Minutes of the December 5, 2006 Regular City Council Meeting and approved them as written.

**BOARD APPOINTMENTS:**

**RESOLUTION NO. 12-19-2006 - APPOINTMENT TO PARKS BOARD**

Robbie Baugh was appointed to complete the term of Pam Johnson, who resigned.

Councilmember Goldsworthy **moved for approval of the Consent Agenda**, and was seconded by Councilmember Williams. The motion was approved unanimously.

Ayes: Draper, Goldsworthy, Hendricks, Loch, Rippey, Snuggs, and Williams.

Nays: None.

**RESOLUTIONS**

**TABLED RESOLUTION TO PARTICIPATE IN THE STATE COOPERATIVE PURCHASING PROGRAM**

CONSIDERATION OF AND ACTION ON A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL PARTICIPATION AGREEMENT FOR CITY OF GAINESVILLE PARTICIPATION IN THE STATE COOPERATIVE PURCHASING PROGRAM.

City Manager Land described the State Buy Board Program as a purchasing cooperative that allows the local governments to access a State list of vendors for purchase of vehicles and equipment without having to go through the bid process. He said the City could also utilize the list for purposes of cost comparison. Council requested further information on the cost for City participation in the program. Council will consider the item again on its January 2, 2007 agenda.

Councilmember Goldsworthy **made a motion to table this item and place it for consideration at the first City Council meeting in January 2007.** The motion was seconded by Councilmember Rippy, and approved unanimously.

Ayes: Draper, Goldsworthy, Loch, Hendricks, Rippy, Snuggs, and Williams.

Nays: None.

## **ORDINANCES**

### **DISAPPROVED AN ORDINANCE TO AMEND ATHLETIC FIELD ENHANCEMENT FEE**

CONSIDERATION OF AND ACTION ON AN ORDINANCE AMENDING CHAPTER 14, ARTICLE I, SECTION 14-9 OF THE CODE OF ORDINANCES, THE ATHLETIC FIELD ENHANCEMENT FEE; PROVIDING FOR REPEAL OF CONFLICTING PROVISIONS; REQUIRING PUBLICATION; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; PROVIDING FOR SUSPENSION OF THE CHARTER REQUIREMENT OF READING ON THREE SEPARATE DAYS; AND MAKING AN OPEN MEETING FINDING.

Parks Supervisor, Patrick McCage, summarized that Parks Board and Parks Department wanted to try to make the enhancement fee more equitable for all teams that use City athletic fields, and he said the purpose of this amendment is to allow a waiver of the per user fee for teams that play fifty percent or less of their games on the City's athletic fields.

Discussing all the different team sports that utilize the fields, Council had concerns that a fee waiver could become a burden for City Staff to track, and might allow too many teams to "opt out" of the fee. Council said the fee has been in place less than a year and was designed to provide for needed field enhancements. Field maintenance is provided for all teams that play on them. Council desired to continue the fee for another year before considering an amendment to the ordinance.

Councilmember Goldsworthy **moved to Suspend the Charter**, and was seconded by Councilmember Snuggs. Motion carried:

Ayes: Draper, Goldsworthy, Hendricks, Loch, Rippy, Snuggs, and Williams.

Nays: None

Councilmember Goldsworthy **moved to deny adoption of the Ordinance**, was seconded by Councilmember Snuggs, and adopted by unanimous vote:

Ayes: Draper, Goldsworthy, Hendricks, Loch, Rippy, Snuggs, and Williams.

Nays: None

### **ORDINANCE NO. 1165-12-2006 – ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2007**

CONSIDERATION OF AND ACTION ON AN ORDINANCE AUTHORIZING THE ISSUANCE OF "CITY OF GAINESVILLE, TEXAS, GENERAL OBLIGATION REFUNDING BONDS, SERIES 2007"; SPECIFYING THE TERMS AND FEATURES OF

SAID BONDS; LEVYING A CONTINUING DIRECT ANNUAL AD VALOREM TAX FOR THE PAYMENT OF SAID BONDS; PROVIDING FOR THE REDEMPTION OF CERTAIN OUTSTANDING OBLIGATIONS OF THE CITY; AND RESOLVING OTHER MATTERS INCIDENT AND RELATED TO THE ISSUANCE, SALE, PAYMENT AND DELIVERY OF SAID BONDS, INCLUDING THE APPROVAL AND EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT, A BOND PURCHASE AGREEMENT AND A SPECIAL ESCROW AGREEMENT AND THE APPROVAL AND DISTRIBUTION OF AN OFFICIAL STATEMENT; MAKING AN OPEN MEETING FINDING; PROVIDING FOR PUBLICATION; PROVIDING FOR SUSPENSION OF THE CITY CHARTER REQUIREMENT OF READING ON THREE SEPARATE OCCASIONS; AND PROVIDING AN EFFECTIVE DATE.

Maria Urbina, representing First Southwest Company, presented details on final actions necessary to accomplish issuance of the Series 2007 General Obligation Refunding Bonds. She stated Council's approval at this meeting for the sale of these bonds would lock in the interest rate, and the closing date on the sale of the bonds would take place on January 23, 2007.

Councilmember Draper **moved for Suspension of Charter**, and was seconded by Councilmember Snuggs. Motion carried:

Ayes: Draper, Goldsworthy, Hendricks, Loch, Rippy, Snuggs, and Williams.

Nays: None

Councilmember Rippy **moved to adopt the Ordinance**, was seconded by Councilmember Goldsworthy, and adopted by unanimous vote:

Ayes: Draper, Goldsworthy, Hendricks, Loch, Rippy, Snuggs, and Williams.

Nays: None

### **EXECUTIVE SESSION**

Mayor Loch announced at 7:24 p.m. that Council would adjourn into Executive Session.

### **RECONVENE INTO OPEN SESSION**

Council completed its Executive Session and reconvened into open session at 8:03 p.m. Mayor Loch called for action from discussion in Executive Session.

### **RESOLUTION NO. 12-19-2006 B – EXTENDING EMPLOYMENT CONTRACT FOR CITY MANAGER**

A RESOLUTION AUTHORIZING THE MAYOR TO EXTEND THE CONTRACT OF EMPLOYMENT OF MICHAEL S. LAND AS CITY MANAGER.

In making her motion, Councilmember Snuggs expressed appreciation for the excellent job performance of City Manager Mike Land and **moved to extend Mike Land's contract for another year and to increase his annual salary to \$105,000**. The motion was seconded by Councilmember Rippy, and met with unanimous approval:

Ayes: Draper, Goldsworthy, Hendricks, Loch, Rippy, Snuggs, and Williams.

Nays: None

### **CITY MANAGERS COMMENTS**

Mike Land thanked the Council for their vote of confidence in the previous action item and said he is looking forward to the challenges of the coming year.

Land reminded everyone about the City's holiday schedule for the next two weeks during Christmas and New Years Day and to remember that the pickup schedule for solid waste would be reduced to four days during each week.

**CITY ATTORNEY'S COMMENTS**

Attorney Harris wished everyone a Merry Christmas and a Happy New Year.

**MAYORS COMMENTS**

Mayor Loch reiterated Councilmember Snuggs' praises for the leadership of the City Manager and said Council appreciates the outstanding job he has done for the City.

**ADJOURNMENT**

There being no further business to come before the City Council, the meeting was adjourned at 8:07 p.m.

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**Glenn Loch, Mayor**

Attest:

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**Kay Lunnon, City Secretary**