

**MINUTES
CITY OF GAINESVILLE
CITY COUNCIL MEETING
200 South Rusk
Gainesville, Texas 76240
March 15, 2016**

The City Council of the City of Gainesville, Texas met in regular session on March 15, 2016 at 6:30 p.m. with the following persons in attendance.

MEMBERS PRESENT: Keith Clegg, Carolyn Hendricks, Mary Jo Dollar, Ken Keeler, Ray Nichols, Beverly Snuggs

MEMBERS ABSENT: Mayor Jim Goldsworthy

STAFF PRESENT: Barry Sullivan, City Manager; Caitlyn Huddleston, City Secretary; Kevin Phillips, Chief of Police; Dan Parker, Finance Director; Karen Dixon, Controller

OTHERS PRESENT: David Gray, Ryan Schniederjan, Randy Jones, Rod Tyler, Judy Smith, John Hambrecht, Nikki King, Tony Dresser (Videographer)

CALL TO ORDER

Mayor Pro Tem Ray Nichols called the meeting to order at 6:30 p.m.

INVOCATION & PLEDGE OF ALLEGIANCE

David Gray, Hillcrest Church of Christ, gave the invocation. Mayor Pro Tem Ray Nichols led the pledge to the flag.

CONSENT AGENDA

Council reviewed the Minutes of the regularly scheduled City Council Meeting of March 1, 2016 and approved them as written.

RESOLUTION 03-15-2016 – APPROVING APPOINTMENTS TO THE GAINESVILLE MAIN STREET BOARD

Council appointed Donna Hertel to the Gainesville Main Street Board for a term to expire in December 2016, and reappointed Derek Murphree to the board for a three year term to expire December 2018.

Councilmember Clegg **moved to approve the Consent Agenda**, seconded by Councilmember Dollar, the motion carried by vote of 6 Ayes, 0 Nays, 0 Abstentions, 1 Absent (Goldsworthy.)

PRESENTATION AND DISCUSSION AT THE REQUEST OF BOYS BASEBALL OF COOKE COUNTY ON RULES FOR FIELD AREAS, INCLUDING ANIMALS AND E-CIGARETTES, DURING PRACTICES AND GAMES

Ryan Schniederjan spoke to council on behalf of Boys Baseball of Cooke County and requested additional rules be implemented for their 2016 season, which will run from April to June. Boys Baseball would like to ban all pets on leashes in and around the baseball fields during the season. They would also like to ban E-cigarettes during games and practices in and around the fields. Ryan explained that Boys Baseball would put up the signs and would point to them if any

violations occurred. Mayor Pro Tem Nichols indicated that this was a discussion and that no action would be taken at this meeting. If deemed necessary, staff would research and bring an ordinance instating these requests for council consideration at a later meeting.

RESOLUTION 03-15-2016 A – ACCEPTING THE AUDIT, FINANCIAL STATEMENT AND OPINION FOR FISCAL YEAR ENDING SEPTEMBER 30, 2015

Council voted to accept the annual audit for Fiscal Year ending September 30, 2015, as prepared by the accounting firm of Schalk & Smith, Certified Public Accountants, which provided an unqualified opinion on the financial statements. An “unqualified opinion” is the highest level opinion that can be provided by an auditor. Judy Smith highlighted several sections of the audit including the fact that the net position of the City grew during FY 2015. Smith also noted a new governmental accounting standard (GASB No. 68) requires that governments with defined benefit pensions to recognize their long-term obligation for pension benefits as a liability for the first time. This liability represents the impact on the City if every employee retired from the city on the same day, although this is highly unlikely. Recognizing this new liability will not impact bond ratings because this does not change the actual operations or cash flow for the City. Mayor Pro Tem Ray Nichols thanked Council, Staff, Department Heads, and every employee for their professional service and said they are the reason for a good audit.

Councilmember Hendricks **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 (Goldsworthy.)

ORDINANCE 1385-03-2016 – RECEIVING THE CERTIFICATION OF THE CITY SECRETARY RELATING TO THE REGULAR GENERAL AND SPECIAL ELECTION CALLED FOR MAY 7, 2016; FINDING THAT THE CANDIDATES WHO HAVE FILED FOR A PLACE ON THE BALLOT ARE UNOPPOSED; DECLARING THE RESULTS OF THE ELECTION

Council approved cancellation of the General and Special Election called for May 7, 2016 due to all candidates for office being unopposed, and with no propositions on the ballot. The City Secretary certified that the positions to be elected in both elections received only one applicant. The ordinance makes the finding that the candidates for Wards 2, 3, 5, 6 and Municipal Court Judge are unopposed; cancels the election and declares Steve Gordon elected to a one-year term and Keith Clegg, Tommy Moore, Mary Jo Dollar, and Chris Cypert elected to two-year terms that will begin with their oath of office which will be administered at the regularly scheduled City Council meeting on May 17, 2016.

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

Councilmember Snuggs **moved to adopt the ordinance.** The motion was seconded by Councilmember Clegg and carried by vote of 6 Ayes, 0 Nays, 0 Abstentions, 1 Absent (Goldsworthy.)

RESOLUTION 03-15-2016 B – AUTHORIZING THE CITY MANAGER TO EXECUTE RELEASE OF LIENS AGAINST A PROPERTY TO BE SOLD AT SHERIFF’S SALE

Council authorized the release of City liens against the property located at 1101 N Morris in order for the property to be sold at the next Sheriff’s sale. The City holds one demolition lien and three mowing liens against the property totaling four thousand, four hundred sixty-seven dollars and eighty-one cents (\$4,467.81). Staff recommended releasing the liens to facilitate sale of the

property and getting it back on the tax roll so that the City does not have to continue to maintain the property. City Manager Barry Sullivan noted that there are less and less of demolition liens since implementing the voluntary demolition program.

Councilmember Keeler **moved to approve the resolution.** The motion was seconded by Councilmember Snuggs and carried by vote of 6 Ayes, 0 Nays, 0 Abstentions, 1 Absent (Goldsworthy.)

ADJOURN

With no further business to come before the City Council, the meeting was adjourned at 7:04 p.m.

Respectfully submitted,

**Caitlyn Huddleston, City Secretary
Tem**

Ray Nichols, Mayor Pro