

STATE OF TEXAS *
COUNTY OF HENDERSON *
CITY OF GUN BARREL CITY *

The City Council of the City of Gun Barrel City, Texas met in a regular meeting, in City Hall, located at 1716 West Main Street, Gun Barrel City, Texas, on Monday, August 26, 2013 at 6:30 p.m.

Mayor Pro-tem Baade called the meeting to order at 6:30 p.m. Gerry Boren gave the invocation. The Pledge of Allegiance followed. Roll was called and a quorum established.

[Council Member - Rodney Bevill: Absent](#)

[Council Member - Melvyn Hayes: Present](#)

[Mayor - Paul Eaton: Absent](#)

[Council Member - Dennis Baade: Present](#)

[Council Member - Curtis Webster: Present](#)

[Council Member - Marty Goss: Present](#)

Citizen Presentations: None

ITEM # 1: Consent Agenda: All matters listed under 'Consent Agenda' are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately. Consider approving the **minutes** of the **July 23, 2013 Council meetings** and the following

July reports:

Financial – Budget vs. Actual Expenses–Year to Date

Municipal Court – traffic and non-traffic court activity

Police Department – number of cases filed and cleared

Dispatch Report – calls for service

Animal Control – number of complaints, impoundments and citations

Fire Department/Fire Marshal – number of incidents, investigations & mutual aid

Street Department – cost break down of monthly street repair

Building Official – number of inspections and associated fees

Code Enforcement – break down of violations

EDC minutes and financial reports

[Council Member - Curtis Webster: Motion to approve the Consent Agenda.](#)

[Council Member - Melvyn Hayes: 2nd](#)

[Council Member - Rodney Bevill: Absent](#)

[Council Member - Melvyn Hayes: Approve](#)

[Mayor - Paul Eaton: N/A](#)

[Council Member - Dennis Baade: Approve](#)

[Council Member - Curtis Webster: Approve](#)

[Council Member - Marty Goss: Approve](#)

ITEM # 2: Discuss and/or take action to receive a report from the Planning and Zoning Commission regarding the Agriculture Zone District. **(City Manager)**

00:03:27

The Planning & Zoning Commission recommended that the dates of the public hearings be reflected in the ordinance so it was changed to reflect that their public hearing was held on August 12 and that the Council would hold theirs on August 26. Also, under the nonconforming uses, it was clarified that no existing nonconforming uses shall in any way be expanded, extended, enlarged, reconstructed, altered or otherwise improved unless its use is changed.

Council Member - Curtis Webster: Motion to receive the report.

Council Member – Marty Goss: 2nd

Council Member - Rodney Bevill: Absent

Council Member - Melvyn Hayes: Approve

Mayor - Paul Eaton: N\A

Council Member - Dennis Baade: Approve

Council Member - Curtis Webster: Approve

Council Member - Marty Goss: Approve

ITEM # 3: Public hearing to discuss the Agriculture Zone District. **(Mayor)**

The Mayor Pro-tem opened the public hearing. There were no comments. The public hearing was closed.

ITEM # 4: Discuss and/or take action to adopt Ordinance #O-2013-015 amending the Agriculture Zone District. **(Mayor)**

Council Member - Curtis Webster: Motion to adopt Ordinance #O-2013-015 amending the Agriculture Zone District.

Council Member - Marty Goss: 2nd

Council Member - Rodney Bevill: Absent

Council Member - Melvyn Hayes: Approve

Mayor - Paul Eaton: N\A

Council Member - Dennis Baade: Approve

Council Member - Curtis Webster: Approve

Council Member - Marty Goss: Approve

ITEM # 5: Discuss and/or take action to approve a contract in the amount of \$5,236.28 with Henderson County to conduct the November 5, 2013 election. **(City Manager)**

The City Secretary explained the County would conduct early voting and Election Day voting for \$5,236.28 for the local option election. She continued to draft the ballot, prepare, post and publish all the legal notices.

Council Member - Curtis Webster: Motion to approve a contract in the amount of \$5,236.28 with Henderson County to conduct the November 5, 2013 election.

Council Member - Marty Goss: 2nd

Council Member - Rodney Bevill: Absent

Council Member - Melvyn Hayes: Approve

Mayor - Paul Eaton: N\A

Council Member - Dennis Baade: Approve

Council Member - Curtis Webster: Approve

Council Member - Marty Goss: Approve

ITEM # 6: Discuss and/or take action to adopt Ordinance #O-2013-016 adopting the seventeenth supplement to the Code of Ordinances as published by the American Legal Publishing Corporation. **(City Secretary)**

The City Secretary explained this was for the most recent codification of ordinances.

Council Member - Marty Goss: Motion to adopt Ordinance #O-2013-016.

Council Member - Melvyn Hayes: 2nd

Council Member - Rodney Bevill: Absent

Council Member - Melvyn Hayes: Approve

Mayor - Paul Eaton: N\A

Council Member - Dennis Baade: Approve

Council Member - Curtis Webster: Approve

Council Member - Marty Goss: Approve

ITEM # 7: Discuss and/or take action to adopt Ordinance #O-2013-017 adopting the eighteenth supplement to the Code of Ordinances as published by the American Legal Publishing Corporation (Charter). **(City Secretary)**

The City Secretary explained this was for the codification of the Charter amendments adopted by the voter at the May election.

Council Member - Marty Goss: Motion to adopt Ordinance #O-2013-017.

Council Member - Melvyn Hayes: 2nd

Council Member - Rodney Bevill: Absent

Council Member - Melvyn Hayes: Approve

Mayor - Paul Eaton: N\A

Council Member - Dennis Baade: Approve

Council Member - Curtis Webster: Approve

Council Member - Marty Goss: Approve

ITEM # 8: Discuss and/or take action to approve an agreement between Henderson County and the City where the County will provide housing and care for certain incarcerated inmates at thirty dollars per day. **(Chief Boswell)**

00:13:38

Chief Boswell said this was an update to the current interlocal agreement. There were two changes. The first was the rate was going from \$25 per day to \$30 per day. The second was if one of our inmates who had been transported to the County had to be admitted to the hospital, the City would now be responsible for the medical bills not the County.

Council Member - Curtis Webster: Motion to approve an agreement for inmate housing with Henderson County.

Council Member - Melvyn Hayes: 2nd

Council Member - Rodney Bevill: Absent

Council Member - Melvyn Hayes: Approve

Mayor - Paul Eaton: N\A

Council Member - Dennis Baade: Approve

Council Member - Curtis Webster: Approve

Council Member - Marty Goss: Approve

ITEM # 9: Discuss and/or take action to approve a 1.7% Consumer Price Index rate adjustment allowed in the Allied Waste Contract for Solid Waste Collection & Disposal as stated in Paragraph 12.02, to be effective October 1, 2013. **(City Manager)**

00:15:18

It was in the Allied Waste contract that they can annually increase their rates by the standard CPI rate. It would raise the residential rate by 23 cents a month or 69 cents per quarter.

Council Member - Curtis Webster: Motion to approve a 1.7% Consumer Price Index rate adjustment allowed in the Allied Waste Contract for Solid Waste Collection & Disposal as stated in Paragraph 12.02, to be effective October 1, 2013.

Council Member - Melvyn Hayes: 2nd

Council Member - Rodney Bevill: Absent

Council Member - Melvyn Hayes: Approve

Mayor - Paul Eaton: N\A

Council Member - Dennis Baade: Approve

Council Member - Curtis Webster: Approve

Council Member - Marty Goss: Approve

ITEM #10: Discuss and/or take action to require the EDC to provide the following items to the City Council when they (the EDC) are considering a loan: 1) criminal background check, 2) credit report, 3) application, 4) business plan and 5) income and expense performance. (**Webster**)

00:19:07

Webster put this on the agenda so the Council would have the same advantage instead of just rubber stamping an EDC project. The Council would have the advantage of looking at the same items so they can make a decision on whether to approve a loan recommended by the EDC.

The City Manager and the EDC had formed a team to look into this request and get these products for the Council. The team was comprised of Gerry Boren, the City Manager and Gary Damiano, an EDC Board member. Boren suggested Curtis Webster serve on this team as well. A business proposal had been received from Trinity Employment Background Service in Gun Barrel City to provide some of these reports. In Boren's opinion, the EDC was ready to march down this process. It's just that they wanted several options presented to them. Boren said they would present a case to the EDC so they can see what the team's recommendation is and let them (the EDC) decide and then it can be brought back to Council.

Webster said he was very specific in what he wanted the Council to see. If Boren was saying the same thing, then Webster would agree to be on the team. But Webster wanted to see every item that he had laid out in this agenda item: 1) criminal background check, 2) credit report, 3) application, 4) business plan and 5) income and expense performance. And, Webster wanted this passed tonight.

Council Member - Curtis Webster: Motion to require the EDC to provide the following items to the City Council when they (the EDC) are considering a loan: 1) criminal background check, 2) credit report, 3) application, 4) business plan and 5) income and expense performance.

Council Member - Melvyn Hayes: 2nd

Council Member - Rodney Bevill: Absent

Council Member - Melvyn Hayes: Approve

Mayor - Paul Eaton: N\A

Council Member - Dennis Baade: Approve

Council Member - Curtis Webster: Approve

Council Member - Marty Goss: Approve

ITEM #11: Report from Mickie Raney on 2013 July Fest. (**Raney**)

00:23:07

The City Manager said the overall expenditure in 2013 was \$59,196. We brought in \$34,624.04 so overall the City spent \$24,571.96. There were approximately 2,200 tickets sold. The traffic was over 5,000. If each person who visited the community spent \$10, then \$50,000 was put into our economy. Boren acknowledged the work of Mickie Raney, the Street Department, Fire Department and Police Department. Without the support of those departments, events like this would not be possible. The

carnival made \$29,000 of which the City received 10%, \$2,900. The car show was a success with 50+ entries.

Councilman Goss extended a special thanks to the Fire Department for taking care of his mother who had passed out due to the heat and complications of diabetes.

No action was necessary on this item.

ITEM #12: Discuss and/or take action to spend up to \$10,000 out of the Hotel-Motel fund for the October festival which includes lawn mower races, bands and arts & crafts. **(City Manager)**

00:28:21

Boren said it was time to start planning the festival for October. In talking to the hotels, Boren found out their lean times were from October thru March. The Lone Star Lawn Mower Racing Association was here for July Fest as the City's guests. They liked what we're doing and we're now in their racing circuit. We're planning on having lawn mower racing on October 26 at 2 p.m. If October goes well, we will plan another one for March. Visitors were here from Prescott, Arkansas, Louisiana and Texas looking at us. The Street Department had already cut the dirt for the race track.

We were asking for \$10,000 but were not anticipating having to spend that much. If they run into an issue then they would have ample funds. They were planning on doing a fire department fund raiser in the morning to help all the local fire departments around Cedar Creek Lake. The plans include having a DJ to play music during the lunch, a chili or brisket cook-off, arts & crafts vendors and maybe bring in a band after the lawn mower races.

There were events planned for every weekend in October. The Plunkett Circus would be here the first weekend, a prayer service would be held on the second weekend, the MADD walk on the third weekend and the lawn mower races on the fourth weekend. The Monster Mash Bash would be on October 31.

In November, the American Legion wanted to have a parade on this side of the lake honoring veterans. Also, the Christmas parade this year will fall on December 7, Pearl Harbor Day. They were considering 'Remember Me' for the theme.

Council Member - Curtis Webster: Motion to spend up to \$10,000 out of the Hotel-Motel fund for the October festival.

Council Member - Melvyn Hayes: 2nd

Council Member - Rodney Bevill: Absent

Council Member - Melvyn Hayes: Approve

Mayor - Paul Eaton: N\A

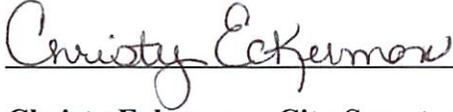
Council Member - Dennis Baade: Approve

Council Member - Curtis Webster: Approve

Council Member - Marty Goss: Approve

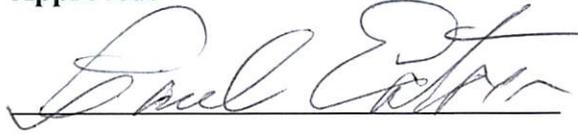
The meeting adjourned at 7:07 p.m.

Attest:

Handwritten signature of Christy Eckerman in cursive script, written over a horizontal line.

Christy Eckerman, City Secretary

Approved:

Handwritten signature of Paul Eaton in cursive script, written over a horizontal line.

Paul Eaton, Mayor