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 Tuesday, October 23, 2012 at 6:30 p.m.

Mayor Eaton called the meeting to order at 6:30 p.m. and gave the invocation. The Pledge of Allegiance followed. Roll was called.

Council Member - Rodney Bevill: Present
Council Member - Melvyn Hayes: Present
Mayor - Paul Eaton: Present
Council Member - Dennis Baade: Present
Council Member - Curtis Webster: Present
Council Member - Ronnie Johnson: Present
A quorum was established.

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 **September 21, 2012 workshop, the September 25, 2012 Council meeting and the October 1, 2012 Joint Council and EDC meeting** and the following **September reports:**

Financial – Budget vs. Actual Expenses – Year to Date (August)
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 and garage sale applications/fees
EDC minutes and financial report

Council Member - Curtis Webster: Motion to approve the Consent Agenda.
Council Member - Melvyn Hayes: 2nd
Council Member - Rodney Bevill: Approve
Council Member - Melvyn Hayes: Approve
Mayor - Paul Eaton: N\A

Council Member - Dennis Baade: Approve
Council Member - Curtis Webster: Approve
Council Member - Ronnie Johnson: Approve

ITEM # 2: Announcement that candidates are needed for two vacancies on the Planning & Zoning Commission. Joe Rankin and John Delay have both served three consecutive terms. **(City Manager)**

The City Manager announced that both Joe Rankin and John Delay had served three consecutive terms on the Planning and Zoning Commission. Applications would be taken to fill the two vacancies.

ITEM # 3: Discuss and/or take action to appoint a Chairperson for this year's Christmas parade. **(City Manager)**

Council Member - Dennis Baade: Motion to appoint Melvyn Hayes as the Chairperson for this year's Christmas parade.
Council Member - Ronnie Johnson: 2nd
Council Member - Rodney Bevill: Approve
Council Member - Melvyn Hayes: Abstain
Mayor - Paul Eaton: N\A
Council Member - Dennis Baade: Approve
Council Member - Curtis Webster: Approve
Council Member - Ronnie Johnson: Approve

ITEM # 4: Discuss and/or take action to ratify the EDC's action to sell 2 acres to Country Place Living for $115,000. **(Baade)**

This is part of the 92 acres that the EDC bought several years ago. Country Place Living was going to purchase two acres of land directly across the new Church Street from SilverLeaf. The property is on the south side of the new Church Street which runs east/west from Municipal Drive to the future Luther Lane north of Main Street. Country Place Living would be a 22 unit assisted living facility. This was being sold as improved property. The improvements included streets, right-of-way, water and sewer and water detention. There was also money set aside for plan review, inspections and a contingency of over 11% for any improvement cost overruns. The EDC is projected to profit by over $43,000. The contingency was $13,000. Potentially they could make $56,000.

Council Member - Dennis Baade: Motion to ratify the EDC's action to sell two acres to Country Place Living for $115,000.
Council Member - Curtis Webster: 2nd
Council Member - Rodney Bevill: Approve
Council Member - Melvyn Hayes: Approve

Mayor - Paul Eaton: N\A
Council Member - Dennis Baade: Approve
Council Member - Curtis Webster: Approve
Council Member - Ronnie Johnson: Approve

ITEM # 5: First reading of Resolution #R-2012-009, EDC Project 2012-003, Applebee's. **(Mayor)**

This item was removed from the agenda per the EDC.

ITEM # 6: Discuss and/or take action to adopt Resolution #R-2012-008 authorizing the submission of a Texas Community Development Block Grant application to the Texas Department of Agriculture for community Development Funds in the amount of $275,000. **(City Manager)**

This was the second go around. We applied for this last year but didn't' get enough points. This was for roads and drainage in Willowwood. Everything was ready to go we just needed this resolution in order to submit the grant.

Council Member - Curtis Webster: Motion to adopt Resolution #R-2012-008.
Council Member - Ronnie Johnson: 2nd
Council Member - Rodney Bevill: Approve
Council Member - Melvyn Hayes: Approve
Mayor - Paul Eaton: N\A
Council Member - Dennis Baade: Approve
Council Member - Curtis Webster: Approve
Council Member - Ronnie Johnson: Approve

ITEM # 7: Discuss and/or take action on whether to change the date of the November 27 Council meeting due to holiday traveling. **(City Manager)**

After discussion, the date of the November 27 Council meeting was not changed. No motion was made.

ITEM # 8: Discuss and/or take action to cancel the December Council meeting because it falls on Christmas Day or reschedule for an earlier date. **(City Manager)**

Normally the December meeting is very light. The City Manager recommended that it be cancelled.

Council Member - Rodney Bevill: Motion to cancel the December meeting unless an emergency pops up.
Council Member - Dennis Baade: 2nd

Council Member - Rodney Bevill: Approve
Council Member - Melvyn Hayes: Approve
Mayor - Paul Eaton: N\A
Council Member - Dennis Baade: Approve
Council Member - Curtis Webster: Approve
Council Member - Ronnie Johnson: Approve

ITEM # 9: Discuss and/or take action to make appointments to the Charter Review Commission and charge them with the task of making recommendations on amendments to the Charter. **(City Manager)**

00:15:53

The list of names being recommended were: Carroll Strickland, Linda Rankin, Patsy Black, Lanny Roberts, Tom Wheeler, Pauline Steadman, Rita Evans, Lynda Bruner, Marty Goss and Marcie Boren. The Council needed to officially appoint this Commission and charge them with the task of reviewing the Charter and making recommendations for amendments.

Bevill stated that his wife wanted to be on this commission but he wasn't sure if spouses of employees or Council members should be on the commission. He had a problem with one of the names, not personally, but he didn't think the City Manager's wife should be on the commission. The City Manager commented that it wasn't against the law but it was up to Council. There was one part of the Charter that dealt with the City Manager and his wife could recuse herself. Webster said he agreed with Bevill because the appearance of her serving didn't feel right. The City Manager said he had checked with the City Attorney and as long as it wasn't a decision making committee it was alright. This wasn't a decision making committee. When the City Manager asked Patsy Black, who had served on the committee several times, she said she agreed with Councilman Bevill and it might be perceived by the citizens as a conflict. Marcie Boren's name was replaced with Bob Cassady.

Council Member - Curtis Webster: Motion to appoint Carroll Strickland, Linda Rankin, Patsy Black, Lanny Roberts, Tom Wheeler, Pauline Steadman, Rita Evans, Lynda Bruner, Marty Goss and Bob Cassady to the Charter Review Commission.
Council Member - Dennis Baade: 2nd
Council Member - Rodney Bevill: Approve
Council Member - Melvyn Hayes: Approve
Mayor - Paul Eaton: N\A
Council Member - Dennis Baade: Approve
Council Member - Curtis Webster: Approve
Council Member - Ronnie Johnson: Approve

This Commission will now call their first meeting, appoint a Chairman, Vice Chairman and Secretary. They would be obligated to report back to the Council on a monthly basis. The amendments would be limited to ten for the election in May. Any concerns the Council members have should be directed to the Commission. The City Attorney felt a lot of the work could be done with her via internet. The meetings were also limited to two hours to avoid burnout.

ITEM #10: Second reading of Resolution #R-2012-009, EDC Project 2012-003, Applebee's. **(Mayor)**

This item was removed from the agenda per the EDC.

ITEM #11: Discuss and/or take action to adopt Resolution #R-2012-009, EDC Project 2012-003, Applebee's. **(EDC / Mayor)**

The meeting adjourned at 6:56 p.m.

Attest:

Christy Eckerman

Christy Eckerman, City Secretary

Approved:

Paul Eaton

Paul Eaton, Mayor