

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

The City Council of the City of Gun Barrel City met in a Regular meeting at City Hall, located at 1716 Main St. Gun Barrel City Texas on Tuesday, March 26, 2019 at 6:30 p.m.

Mayor Skains called the meeting to order at 6:30 p.m. and gave the invocation followed by the Pledge of Allegiance. Roll was called and a quorum established.

[Mayor - J. David Skains: Present](#)

[Council Member - Rob Rea: Present](#)

[Council Member - Ron Wyrick: Present](#)

[Council Member - Keith Butler: Present](#)

[Council Member - Anne Mullins: Present](#)

[Mayor Pro-tem - Linda Rankin: Present](#)

Presentation of gift to the city from the Beautification Committee. Board president, Barbara Webster announced that they are honored today to present their contribution for the 50th Anniversary Celebration by adding two welcoming signs to the city. One off of hwy. 198 and the other off of hwy. 334.

Citizen Comments: Mike Gallagher stated that the Athens Daily Review published in the paper that Gun Barrel City was the 10th best city to live in.

[00:06:00](#)

ITEM # 1: Consent Agenda:

City Manager report

February 26, 2019 Workshop and Regular Council Minutes

Financial – Budget vs. Actual Expenses – Year to Date (February)

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 & Park Department – break down of monthly street & park repairs

Building Official – number of inspections and associated fees

Code Enforcement – break down of violations

EDC Executive Director Report

No EDC Minutes or Financials provided

[Mayor Pro-tem - Linda Rankin: Motion to approve the consent agenda as written.](#)

[Council Member - Keith Butler: 2nd](#)

[Mayor - J. David Skains: N/A](#)

[Council Member - Rob Rea: Approve](#)

[Council Member - Ron Wyrick: Approve](#)

[Council Member - Keith Butler: Approve](#)

[Council Member - Anne Mullins: Approve](#)

[Mayor Pro-tem - Linda Rankin: Approve](#)

ITEM # 2: Discuss and/or take action to approve the Annual Financial Report for the fiscal year ending September 30, 2018 (2017-2018 Audit). **(City Manager)**

[Mayor Pro-tem - Linda Rankin: Motion to approve the annual financial report for the fiscal year ending September 30, 2018.](#)

[Council Member - Keith Butler: 2nd](#)

[Mayor - J. David Skains: N\A](#)

[Council Member - Rob Rea: Approve](#)

[Council Member - Ron Wyrick: Approve](#)

[Council Member - Keith Butler: Approve](#)

[Council Member - Anne Mullins: Approve](#)

[Mayor Pro-tem - Linda Rankin: Approve](#)

ITEM # 3: Discuss and/or take action to adopt Ordinance O-2019-009 amending Chapter 39: Records Management, Sections 39.01 through 39.08 of the city's Code of Ordinances. **(City Manager)**

Councilman Keith Butler made a motion to accept item number three as it is written, Councilman Ron Wyrick seconded.

Councilwoman, Linda Rankin asked if it would be possible for Council to consider removing their motion and tabling this until the Council has had time to go over this again. Councilman Butler rescinded his motion and a motion to table this item was established.

[Mayor Pro-tem - Linda Rankin: Motion to table item for further review.](#)

[Council Member - Keith Butler: 2nd](#)

[Mayor - J. David Skains: N\A](#)

[Council Member - Rob Rea: Disapprove](#)

[Council Member - Ron Wyrick: Approve](#)

[Council Member - Keith Butler: Approve](#)

[Council Member - Anne Mullins: Approve](#)

[Mayor Pro-tem - Linda Rankin: Approve](#)

[00:11:43](#)

ITEM # 4: Discuss and/or take action to receive a report from the Planning and Zoning Commission regarding a request from Adam and Christina Brooke to grant a special use permit to operate a tattoo/piercing studio (Lucky 11 Tattoo) located at 1012 W. Main Street, Suite 110 Gun Barrel City, a General Business District B-2 zoned area. **(City Manager)**

[Council Member - Ron Wyrick: Motion to receive a report from the Planning and Zoning.](#)

[Council Member - Keith Butler: 2nd](#)

[Mayor - J. David Skains: N\A](#)

[Council Member - Rob Rea: Approve](#)

[Council Member - Ron Wyrick: Approve](#)

[Council Member - Keith Butler: Approve](#)

[Council Member - Anne Mullins: Approve](#)

[Mayor Pro-tem - Linda Rankin: Approve](#)

ITEM # 5: Public hearing to discuss a request from Adam and Christina Brooke to grant a special use permit to operate a tattoo/piercing studio (Lucky 11 Tattoo) located at 1012 W. Main Street, Suite 110 Gun Barrel City, a General Business District B-2 zoned area. **(City Manager)**

Christina and Adam Brooke, owners of Lucky 11 tattoo introduced themselves and advised they are here today to request that Council grant them a special use permit to operate their tattoo studio. She advised after the planning and zoning meeting they made amendments to their business plans. A couple things changed to their plan including a change in business hours. They would close by 10 pm. All staff would be required to have blood born pathogen certification prior to their first day of employment. A second amendment is that all artists would not provide images that can be considered racist, gang or drug related. The last amendment is there would be a zero tolerance policy for loud noise, vandalism and loitering.

ITEM # 6: Discuss and/or take action to adopt Ordinance O-2019-010 granting a special use permit to Adam and Christina Brooke to operate a tattoo and piercing studio (Lucky 11 Tattoo) located at 1012 W. Main Street, Suite 110 Gun Barrel City, a General Business District B-2 zoned area. **(City Manager)**

[Council Member - Rob Rea: Motion to adopt Ordinance #O-2019-010 granting a special use permit to Adam and Christina Brooke to operate at 1012 W. Main Street.](#)

[Council Member - Keith Butler: 2nd](#)

[Mayor - J. David Skains: N\A](#)

[Council Member - Rob Rea: Approve](#)

[Council Member - Ron Wyrick: Approve](#)

[Council Member - Keith Butler: Approve](#)

[Council Member - Anne Mullins: Approve](#)

[Mayor Pro-tem - Linda Rankin: Disapprove](#)

[00:17:57](#)

ITEM # 7: Discuss and/or take action to receive a report from the Planning and Zoning Commission regarding replatting lots 648–650 in the Oak Harbor subdivision, belonging to William Miniati Jr. and Cynthia Miniati, physically located at 164 Palisade Drive Gun Barrel City, TX 75156 into four lots, Lot 648R-1, 648R-2, 649R and 650R. **(City Manager)**

[Council Member - Rob Rea: Motion to receive a report.](#)

[Council Member - Ron Wyrick: 2nd](#)

[Mayor - J. David Skains: N\A](#)

[Council Member - Rob Rea: Approve](#)

[Council Member - Ron Wyrick: Approve](#)

[Council Member - Keith Butler: Approve](#)

[Council Member - Anne Mullins: Approve](#)

[Mayor Pro-tem - Linda Rankin: Approve](#)

ITEM # 8: Public hearing to discuss replatting Lots 648–650 in the Oak Harbor subdivision, belonging to William Miniati Jr. and Cynthia Miniati, physically located at 164 Palisade Drive Gun Barrel City, TX 75156 into four lots, Lot 648R-1, 648R-2, 649R and 650R. **(City Manager)**

The public hearing was open, there were no comments and the hearing was closed.

ITEM # 9: Discuss and/or take action to approve the replatting of lots 648–650 in the Oak Harbor subdivision, belonging to William Miniati Jr. and Cynthia Miniati, physically located at 164 Palisade Drive Gun Barrel City, TX 75156 into four lots, Lot 648R-1, 648R-2, 649R and 650R. **(City Manager)**

[Council Member - Keith Butler: Motion to approve item number 9 as it is written.](#)

[Council Member - Ron Wyrick: 2nd](#)

[Mayor - J. David Skains: N\A](#)

[Council Member - Rob Rea: Approve](#)

[Council Member - Ron Wyrick: Approve](#)

[Council Member - Keith Butler: Approve](#)

[Council Member - Anne Mullins: Approve](#)

[Mayor Pro-tem - Linda Rankin: Approve](#)

[00:19:50](#)

ITEM # 10: Discuss and/or take action to adopt Ordinance O-2019-011 granting a special use sign permit to Murphy Oil USA Inc. per Section 154.06 of the Code of Ordinances. **(City Manager)**

[Council Member - Keith Butler: Motion to adopt Ordinance #O-2019-011 and item number 10 as it is written.](#)

[Council Member - Ron Wyrick: 2nd](#)

[Mayor - J. David Skains: N\A](#)

[Council Member - Rob Rea: Approve](#)

[Council Member - Ron Wyrick: Approve](#)

[Council Member - Keith Butler: Approve](#)

[Council Member - Anne Mullins: Disapprove](#)

[Mayor Pro-tem - Linda Rankin: Disapprove](#)

Councilwoman Rankin mentioned there is a very strict ordinance that regulates the height of signs in the city. If we allow this ordinance to be used in this manner we are still going to have to look at all the other businesses that are going to want to follow suit so we are opening the door to changing our entire signage system. Rankin advised we are not going to give to any and every one and prefers we not allow the increase of this sign. Councilman Butler stated in the application request they mentioned the reason for the request was because of the Starbucks building and that the trees have grown too high, he asked how we can help alleviate the situation for them if we can't cut down the trees. Councilwoman Mullins advised our maximum sign height is 30 feet and our max building height is 35, she doesn't believe it was the city's intent that a sign be taller than a building. That said she agrees they are in somewhat of a depressed location because of their site with the retaining wall on the adjacent property however she doesn't believe it's a 20 foot difference. Councilman Wyrick stated this kind of request is based on a case by case request, not everyone is going to get one just because they make the request.

[00:28:02](#)

ITEM # 11: Discuss and/or take action to interview applicants for the Economic Development Corporation Board of Directors. **(Mayor)**

[Council Member - Keith Butler: Motion to interview applicants for the EDC Board of Directors.](#)

[Council Member - Ron Wyrick: 2nd](#)

[Mayor - J. David Skains: N\A](#)

[Council Member - Rob Rea: Approve](#)

[Council Member - Ron Wyrick: Approve](#)

[Council Member - Keith Butler: Approve](#)
[Council Member - Anne Mullins: Approve](#)
[Mayor Pro-tem - Linda Rankin: Approve](#)

There were two candidates that submitted applications for the EDC Board of Directors, Mr. Gaddis and Mr. Lawrence. Both candidates were present and introduced themselves. Councilman Rea asked both candidates if they had spoken or interviewed with anyone regarding the EDC responsibilities. Both candidates answered yes.

ITEM # 12: Discuss and/or take action to consider making appointment(s) in open session to the Economic Development Corporation Board of Directors. **(Mayor)**

[Council Member - Keith Butler: Motion to take action to making appointments in open session to Economic Development Corporation.](#)
[Mayor Pro-tem - Linda Rankin: 2nd](#)

Councilman Rea advised his votes are not predicated on the qualifications of either candidate, he feels it would be more appropriate if the entire board were to interview these individuals rather than just a couple members. Council voted for Mr. Gaddis who received a 4-1 vote followed by Mr. Lawrence who also received a 4-1 vote.

[00:34:45](#)

ITEM # 13: Discuss and/or take action to adopt Resolution R-2019-002 adopting Election Systems & Software (ES&S) equipment for the use in Election voting. **(City Manager)**

[Council Member - Rob Rea: Motion to adopt Resolution #R-2019-002 adopting Election Systems & Software \(ES&S\).](#)
[Council Member - Ron Wyrick: 2nd](#)
[Mayor - J. David Skains: N\A](#)
[Council Member - Rob Rea: Approve](#)
[Council Member - Ron Wyrick: Approve](#)
[Council Member - Keith Butler: Approve](#)
[Council Member - Anne Mullins: Approve](#)
[Mayor Pro-tem - Linda Rankin: Approve](#)

Mayor Skains read Resolution #R-2019-002 aloud and there was no discussion.

ITEM # 14: Discuss and/or take action to approve a contract in the amount of \$8,641.60 with Henderson County to conduct the City's May 4, 2019 General Election. **(City Manager)**

[Council Member - Rob Rea: Motion to approve a contract in the amount of \\$8,641.60 with Henderson County to conduct city elections.](#)
[Council Member - Keith Butler: 2nd](#)
[Mayor - J. David Skains: N\A](#)
[Council Member - Rob Rea: Approve](#)
[Council Member - Ron Wyrick: Approve](#)
[Council Member - Keith Butler: Approve](#)
[Council Member - Anne Mullins: Approve](#)
[Mayor Pro-tem - Linda Rankin: Approve](#)

ITEM # 15: Discuss and/or take action to move the April 23, 2019 Council meeting to April 16, 2019 due to early voting. **(City Manager)**

[Council Member - Keith Butler: Motion to move the April 23, 2019 Council meeting to April 16, 2019 due to early voting.](#)

[Council Member - Ron Wyrick: 2nd](#)

[Mayor - J. David Skains: N/A](#)

[Council Member - Rob Rea: Approve](#)

[Council Member - Ron Wyrick: Approve](#)

[Council Member - Keith Butler: Approve](#)

[Council Member - Anne Mullins: Approve](#)

[Mayor Pro-tem - Linda Rankin: Approve](#)

[00:37:36](#)

ITEM # 16: Discuss and/or take action to adopt Ordinance #O-2019-012 amending Chapter 112, Peddlers, Vendors and Solicitors Section 112.03 Prohibitions, Subsection (B), in the Code of Ordinances to allow for adoption events held by a Humane Society contracted to the city. **(Mayor)**

[Council Member - Rob Rea: Motion to adopt Ordinance #O-2019-012 amending Chapter 112, Peddlers, Vendors and Solicitors Section 112.03 to allow for adoption events held by a humane society contracted to the city.](#)

[Council Member - Keith Butler: 2nd](#)

[Mayor - J. David Skains: N/A](#)

[Council Member - Rob Rea: Approve](#)

[Council Member - Ron Wyrick: Approve](#)

[Council Member - Keith Butler: Approve](#)

[Council Member - Anne Mullins: Approve](#)

[Mayor Pro-tem - Linda Rankin: Approve](#)

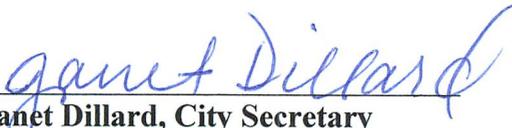
ITEM # 17: Discuss and/or take action to convene into executive session pursuant to Texas Government Code: Section 551.074, Personnel matters to discuss the scope of the annual evaluation of the City Manager to be completed in June. **(Mayor)**

Mayor Skains advised item #17 and 18 would be tabled.

ITEM # 18: Discuss and/or take action to reconvene into open session to take any action necessary as a result of the executive session. **(Mayor)**

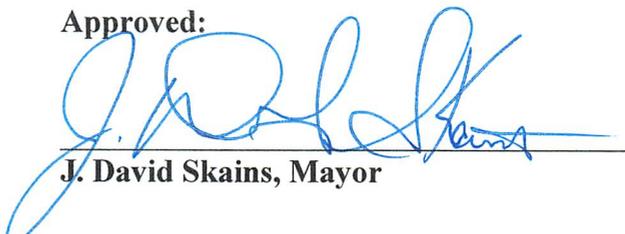
The meeting adjourned at 7:08pm.

Attest:



Janet Dillard, City Secretary

Approved:



J. David Skains, Mayor