

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, February 28, 2012 at 6:30 p.m.

Mayor Wood called the meeting to order at 6:30 p.m. Gerry Boren gave the invocation. The Pledge of Allegiance followed. Ronnie Johnson, Curtis Webster, Dennis Baade, Melvyn Hayes and Rodney Bevill were present. A quorum was established.

Citizen Presentations: (Limited to 3 Minutes)

Rob Rea wanted his name cleared in regards to the frivolous charges brought against him for shaking a woman's hand to firmly while discussing the merits of the November 2011 extended-hours alcohol election. A Judge dismissed the charges brought against him. He reiterated what he had said at previous Council meetings regarding the needless election in November 2011. He praised the Council members for their continued efforts to conduct City business.

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 **January 24, 2012 Council meetings** and the following **January reports:**

- Financial – Budget vs. Actual Expenses – Year to Date (Nov & Dec 2011)
- 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

Johnson asked that the minutes be removed and discussed separately. Webster asked that the Municipal Court report be removed and discussed separately.

Johnson moved to approve the remaining Consent Agenda. Bevill seconded. All Council members voted 'aye.' Motion carried.

Johnson asked that Item #2 of the January 24, 2012 minutes be corrected to reflect that he voted 'no' on the motion to appoint Marty Goss to the Planning and Zoning Commission.

Webster moved to approve the January 24, 2012 minutes with corrections. Johnson seconded. All Council members voted 'aye.' Motion carried.

Webster asked that the Municipal Court report be produced with a darker print and that the docket adjustment be typed rather than handwritten.

Webster moved to delay approving the January Municipal Court report until next month when both January and February's report could be presented in darker print with typed docket adjustment reports. Baade seconded. All Council members voted 'aye.' Motion carried.

ITEM # 2: Presentation – Update of Park Grant. (Mike Howell)

Mike Howell, Grant Writer and Gerry Boren, City Manager presented a Power Point slide show regarding updates made to the park grant, showing pictures of the amphitheater, horseshoe pits, soccer fields, play ground and fitness equipment and explaining the costs associated with the different phases of construction.

ITEM # 3: Discuss and/or take action to approve an Interlocal Agreement with Region VIII Education Service Center to provide cooperative purchasing services to the City through a program known as The Interlocal Purchasing System (TIPS/TAPS) Program. (City Manager)

The Interlocal Purchasing System (TIPS/TAPS) Program was an East Texas Coop that offered assistance with playground equipment. The State had established purchase requirements for cities. This organization meets or exceeds all State requirements for competitive bidding. They didn't exclude any local businesses from being members of the coop. There was no cost to be a member.

Webster moved to approve an Interlocal Agreement with Region VIII Education Service Center to provide cooperative purchasing services to the City through a program known as The Interlocal Purchasing System (TIPS/TAPS) Program. Bevill seconded. All Council members voted 'aye.' Motion carried.

ITEM # 4: Discuss and/or take action to adopt Resolution #R-2012-001 giving the City Manager authority to sign and deliver any and all necessary requests and documents in connection with The Interlocal Purchasing System (TIPS/TAPS) Program. (City Manager)

Webster moved to adopt Resolution #R-2012-001 giving the City Manager authority to sign and deliver any and all necessary requests and documents in connection with The Interlocal Purchasing System (TIPS/TAPS) Program. Baade seconded. All Council members voted 'aye.' Motion carried.

ITEM # 5: Discuss and/or take action to adopt Resolution #R-2012-002 dedicating 21 acres of parkland in the Gun Barrel City Community Park as natural area/open space/wetland for perpetuity, as required by the Texas Parks and Wildlife department. **(City Manager)**

A deed and title had been recorded with Henderson County showing that the 21 acres which had been dedicated as natural area/open space/wetlands for the park grant now belonged to the City and not the EDC.

Webster moved to adopt Resolution #R-2012-002 dedicating 21 acres of parkland in the Gun Barrel City Community Park as natural area/open space/wetland for perpetuity, as required by the Texas Parks and Wildlife department. Baade seconded. All Council members voted 'aye.' Motion carried.

ITEM # 6: Discuss and/or take action to hire Mike Spencer with Heartland to be the General Contractor of the park improvements. **(City Manager)**

City Manager Boren asked the Council to approve hiring Mike Spencer with Heartland Park and Recreation to be the General Contractor of the park improvements. Three contracts would be signed for Phases I, II and III. Upon satisfactory completion of those three contracts, additional contracts could be signed for other facets of the park improvements.

Mike Spencer was very well known within the park improvement and development community. He had submitted a turn-key type bid. If another bid came in lower than Spencer's, Boren would challenge Spencer's bid.

Webster moved to hire Heartland Park and Recreation to be the General Contractor of the park improvements. Johnson seconded. All Council members voted 'aye.' Motion carried.

ITEM # 7: Discuss and/or take action to award bids for the year 2012 for street materials and construction consisting of: **(Mayor)**

Cold mix asphalt per ton delivered
Hot mix asphalt per ton delivered

The Street Superintendent's recommendation, as presented by the City Manager, was to award the bid for cold mix asphalt to R K Hall for \$81.60 per ton and hot mix asphalt to APAC for \$77.00 per ton.

Webster moved to award the bids as recommended by the Street Superintendent. Hayes seconded. All Council members voted 'aye.' Motion carried.

ITEM # 8: Discuss and/or take action to approve the Henderson County Rural Fire Protection Contract in the amount of \$9,921.74. **(City Manager)**

In order to provide rural fire protection for the citizens of Henderson County that were not protected within a municipality, Henderson County had agreed to pay Gun Barrel City \$9,921.74 to run calls in the County.

Webster moved to approve the Henderson County Rural Fire Protection Contract in the amount of \$9,921.74. Baade seconded. All Council members voted 'aye.' Motion carried.

ITEM # 9: Annual report to the City Council as required by Senate Bill 1074 in regards to Racial Profiling. **(Chief Boswell)**

Chief Boswell reported that as required by SB 1074, the Gun Barrel City Police Department had filed the necessary Racial Profiling report with the State.

No motion was necessary.

ITEM #10: Discuss a traffic light / street light at the intersection of Heritage Parkway and Hwy.334. **(Howard Smith)**

In order to demonstrate the importance of this issue, Howard Smith, a resident, had gathered nearly 400 signatures from fellow Gun Barrel City citizens who supported having a street light and/or traffic light at Heritage Parkway and Hwy. 334. Businesses from Heritage Cove that were present at the meeting included LaQuinta, Moviestar Cinema, Extreme BBQ, Aaron's Sales & Lease, Edward Jones Investments, Sears and the cable company.

When asked about moving the traffic light at Harbor Point Road and Hwy. 334, Boren commented that Harbor Point Road had been designated as an arterial street in the Master Plan and a light was very much needed at that location due to heavy traffic. At one time, TxDOT had told Ken Landers that if he was willing to pay for the light, they would install one.

Boren estimated the cost of street lights at \$80,000. He said two subdivisions, Loon Bay and Arbolado, had contracted with the City for street lights through TXU. However, both subdivisions reimbursed the City for the monthly electrical costs. Parkway lights were suggested. Boren said the City would get billed \$20 per light per month regardless of whether they were on or not. They would be low sodium with amber lights. If the businesses in Heritage Cove wanted to follow a concept similar to that followed by Loon Bay and Arbolado, maybe the City could work something out with TXU.

Webster didn't think that the City could do anything about a traffic light but the parkway lights might be an alternative. He suggested Boren work with Howard Smith and the Heritage Cove businesses.

The meeting adjourned at 8:06 p.m.

Attest:



Christy Eckerman, City Secretary

Approved:



Dennis Wood, Mayor