

CITY COMMISSION MINUTES

March 8, 2016

9:00 A.M.

The City Commission of the City of Sweetwater, Texas met in regular session on March 8, 2016 at 9:00 a.m. in the City Commission Room at City Hall, 200 E. Fourth Street with the following members present:

JIM MCKENZIE, Mayor

JIM LEE, Commissioner

RICKY CASTRO, Commissioner

JEROD PEEK, Mayor Pro-Tem

LARRY MAY, Commissioner

EDWARD BROWN, City Manager

PETE SHERIDAN, City Attorney

PATTY TORRES, City Secretary

Staff members present: City Services Director Kirk Harris, Public Works Director Russell Jones, Utilities Director Eddy Campbell, Chief of Police Brian Frieda, Emergency Services Director Grant Madden, and Human Resource Director Lisa Adames.

1. Mayor McKenzie called the meeting to order.
2. Kevin Shipp gave the invocation.
3. Mayor Pro-Tem Peek led the pledge of allegiance.
4. Motion was made by Commissioner May, seconded by Mayor Pro-Tem Peek to approve minutes for the meeting held on February 16, 2016. The motion carried unanimously.
5. Action Items:
 - A. Motion was made by Commissioner May, seconded by Commissioner Castro to adopt an ordinance cancelling the May 7, 2016 general election and declaring each unopposed candidate elected to office: Jim Lee Commissioner Precinct 2 and Jerod Peek Commissioner Precinct 4. The motion carried unanimously.

COPY OF ORDINANCE 2016-4 IN FULL IS LOCATED IN THE ORDINANCE AND CONTRACT BOOK XIII PAGES 369-373.
 - B. Motion was made by Mayor Pro-Tem Peek, seconded by Commissioner Lee to approve the Comprehensive Annual Financial Report (Audit) for

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the fiscal year ended September 30, 2015 which was presented by Cathrine Wilks, CPA. The motion carried unanimously.

- C. Motion was made by Mayor Pro-Tem Peek, seconded by Commissioner May to approve a contract with Cathrine Wilks, Certified Public Accountant, for the performance of an agreed upon procedures engagement for the mid-year report as of March 31, 2016. The motion carried unanimously.

COPY OF AGREEMENT IN FULL IS LOCATED IN THE ORDINANCE AND CONTRACT BOOK XIII PAGES 374-376.

- D. Motion was made by Commissioner May, seconded by Commissioner Lee to approve the audit engagement letter with Cathrine Wilks, Certified Public Accountant, to perform the audit for fiscal year end September 30, 2016. The motion carried unanimously.

COPY OF AGREEMENT IN FULL IS LOCATED IN THE ORDINANCE AND CONTRACT BOOK XIII PAGES 377-381.

- E. Motion was made by Mayor Pro-Tem Peek, seconded by Commissioner Lee to approve second and final reading and adoption of an Ordinance granting a ten year taxicab franchise to Wingails Services and providing the terms, conditions, rules and regulations controlling such grant. The motion carried unanimously.

COPY OF ORDINANCE 2016-5 IN FULL IS LOCATED IN THE ORDINANCE AND CONTRACT BOOK XIII PAGES 382-387.

- F. City Commission opened and considered bids on AC10 asphalt and crushed rock to be used in 2016 streets seal coating project. Motion was made by Mayor Pro-Tem Peek, seconded by Commissioner May to accept staff recommendations of low bids:

AC-10 asphalt – Wright Asphalt Products @ \$1.6032 per gallon F.O.B. Sweetwater

Grade 4 crushed rock – Vulcan Materials @ \$38.54 per ton F.O.B. Sweetwater

The motion carried unanimously.

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- G. Motion was made by Commissioner Lee, seconded by Commissioner May to approve first reading of an Ordinance amending Chapter 21 of the Code of Ordinance of the City of Sweetwater entitled "Nuisances" by amending Article II weeds/vegetation by amending Section 21-27 entitled "Notice to Property Owners to Abate" by amending Section 21-27 (b); by amending Section 21-28 (c); by amending Section 21-29 entitled "Penalty; Action by City" by adding Section 21-29 (c). The motion carried unanimously.
- H. City Commission heard information from John Voller and Sage Diller of Enprotec Hibbs & Todd Engineers regarding 2016 Texas Water Development Board Project. The project should be completed by October 2017.
- I. After consideration of policy regarding licensed carry of handguns and carry of long arms related to City buildings and properties, motion was made by Mayor Pro-Tem Peek, seconded by Commissioner Lee to prohibit open carry in Commission meetings and in Municipal Court according to law. Appropriate signage will be posted. Motion carried unanimously.
- J. Motion was made by Mayor Pro-Tem Peek, seconded by Commissioner May to enter into executive session pursuant to the provisions of 551.074 to deliberate employment of interim City Manager, employment of consultant, City Manager search criteria, and Department Head contracts. The motion carried unanimously.
- K. Motion was made by Mayor Pro-Tem Peek, seconded by Commissioner Castro to enter into regular session. The motion carried unanimously.
- L. Motion was made by Commissioner Lee, seconded by Mayor Pro-Tem Peek to approve an Interim City Manager employment agreement with Kirk Harris. The motion carried unanimously.

COPY OF AGREEMENT IN FULL IS LOCATED IN THE ORDINANCE AND CONTRACT BOOK XIII PAGES 388-395.

Motion was made by Commissioner May, seconded by Mayor Pro-Tem Peek to approve a Consultant contract with Eddie Brown. The motion carried unanimously.

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**COPY OF AGREEMENT IN FULL IS LOCATED IN THE
ORDINANCE AND CONTRACT BOOK XIII PAGES 396-397.**

Motion was made by Mayor Pro-Tem Peek, seconded by Commissioner Castro to approve the hiring of SGR in the City Manager search. The motion carried unanimously.

**COPY OF AGREEMENT IN FULL IS LOCATED IN THE
ORDINANCE AND CONTRACT BOOK XIII PAGES 398-402.**

6. City Manager's Report.
 - A. City Staff working on budget packets for the 2016-2017 budget.
 - B. Taste of Sweetwater will be held Monday, April 11, 2016 at the Nolan County Coliseum Annex from 5:00 – 7:00 p.m.
 - C. TML Region 6 meeting will be in Anson March 31, 2016.
7. Public Input.

Gary Setliff and Margaret Bishop spoke regarding the noise from Hwy 70/Hailey area. TxDOT has resurfaced the road and the traffic noise is now louder. They requested any help they could get from the Commission.
8. Commissioner Lee made a motion, seconded by Commissioner Castro to adjourn. There being no further business, the meeting adjourned at 10:08 a.m. The motion carried unanimously.

Jim McKenzie, Mayor

ATTEST:

Patty Torres, City Secretary

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Persons signing register: Sage Diller, Alvin Alexander, Cathy Wilks, Margaret Bishop, and Gary Setlif.