

CITY COMMISSION MINUTES

May 10, 2016

9:00 A.M.

The City Commission of the City of Sweetwater, Texas met in regular session on May 10, 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

JEROD PEEK, Mayor Pro-Tem

LARRY MAY, Commissioner

Ricky Castro, Commissioner

JIM LEE, Commissioner

KIRK HARRIS, Interim City Manager

PATTY TORRES, City Secretary

Absent: Pete Sheridan, City Attorney

Staff members present: 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. Commissioner May gave the invocation.
3. Mayor Pro-Tem Peek led the pledge of allegiance.
4. A. Motion was made by Commissioner May, seconded by Commissioner Lee to approve minutes for the meeting held on April 12, 2016. The motion carried unanimously.
B. Mayor McKenzie recognized May 15, 2016 as National Peace Officers Memorial Day and May 15-21, 2016 as National Police Week.
5. Action Items:
 - A. Becky Jimenez, Notary Public, administered Oath of Office to Jim Lee, Commissioner Precinct 2 and Jerod Peek, Commissioner Precinct 4.

COPY OF OATH AND STATEMENT OF OFFICER IS LOCATED IN THE ORDINANCE AND CONTRACT BOOK XIII PAGES 455-458.

- B. Motion was made by Commissioner May, seconded by Commissioner Lee to adopt a Resolution appointing Jerod Peek as Mayor Pro-Tem for the

**CITY COMMISSION MINUTES
MAY 10, 2016**

City of Sweetwater and prescribing the term thereof. The motion carried unanimously.

COPY OF RESOLUTION IN FULL IS LOCATED IN THE ORDINANCE AND CONTRACT BOOK XIII PAGE 459.

- C. Motion was made by Commissioner Peek, seconded by Commissioner Castro to approve the Mid-Year Agreed Upon Procedures Report for the period ended March 31, 2016 as prepared by Cathrine Wilks, Certified Public Accountant. The motion carried unanimously.

COPY OF REPORT IN FULL IS LOCATED IN THE ORDINANCE AND CONTRACT BOOK XIII PAGES 460-462.

- D. City Commission received a presentation from Jerry Byrd, Chairman of Pioneer City County Museum Board regarding Application for Financial Assistance Fiscal Year 2017. Staff recommended continuing the discussion at the Budget Retreat on May 24, 2016.

- E. Motion was made by Commissioner Lee, seconded by Commissioner May to adopt an Ordinance approving a negotiated settlement between the Atmos Cities Steering Committee (ACSC) and Atmos Energy Corp., Mid-Tex Division regarding the Company's 2016 rate review mechanism filings; declaring existing rates to be unreasonable; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement; finding the rates to be set by the settlement tariffs to be just and reasonable and in the public interest; requiring the Company to reimburse ACSC's reasonable ratemaking expenses; determining that this ordinance was passed in accordance with the requirements of the Texas Open Meetings Act; adopting a savings clause; declaring an effective date; and requiring delivery of this ordinance to the Company and the ACSC's legal counsel. The motion carried unanimously.

COPY OF ORDINANCE IN FULL IS LOCATED IN THE ORDINANCE AND CONTRACT BOOK XIII PAGES 479-493.

- F. Motion was made by Mayor Pro Tem Peek, seconded by Commissioner Lee to approve a resolution authorizing Mayor Jim McKenzie to execute contracts with the Texas Department of Aging and Disability Services. The motion carried unanimously.

CITY COMMISSION MINUTES
May 10, 2016

**COPY OF RESOLUTION IN FULL IS LOCATED IN THE ORDINANCE
AND CONTRACT BOOK XIII PAGE 494.**

- G. Motion was made by Mayor Pro Tem Peek, seconded by Mayor McKenzie to approve the course of action on a Funding Soundness Restoration Plan for the Sweetwater Firemen's Relief and Retirement Fund by adding a 2% City/1% Firefighter contribution increase as requested by the Sweetwater Firemen's Relief and Retirement Fund Board beginning Fiscal Year 2017. The motion carried with Mayor McKenzie, Mayor Pro-Tem Peek and Commissioner Castro voting for and Commissioner Lee opposed. Commissioner May abstained.
6. City Manager's Report.
- A. Sales tax revenue received in April 2016 was \$580,785.02 compared to April 2015 allocation of \$260,718.82, a difference of \$320,066.20.
 - B. Enprotec/Hibbs & Todd, Inc. has performed a water availability assessment for surface water and groundwater - April 2016. The report outlines their recommendation for the upcoming 3 month period. The newer Hunter field is providing the intended relief for other fields, but the increase of ag irrigation appears to be limiting recharge in a large part of the well field. An increase in surface water use is assumed for the upcoming quarter, which will reduce the dependence on the well fields to a range of 1.25 to 1.75 MGD. With this approach they continue recommending staying in Stage I of our Drought Contingence Plan.
 - C. City staff is requesting the City Commission conduct a City Commission meeting, Executive Session on May 24, 2016, 8:15 a.m. at the City Water Treatment Plant regarding SGR search for City Manager; then proceeding into a budget workshop for Fiscal Year 2017.
7. Public Input.
- None.
8. Mayor Pro Tem Peek made a motion, seconded by Commissioner Castro to adjourn. There being no further business the meeting adjourned at 9:18 a.m. The motion carried unanimously.

**CITY COMMISSION MINUTES
MAY 10, 2016**

Jim McKenzie, Mayor

ATTEST:

Patty Torres, City Secretary

Persons signing register:

Stan Johnson, Cathy Wilks, Jerry Byrd, Shaun Martin, Kerry Baker, Melonnie Hicks, Justin Parrott, Brad Payne, Annie Hicks, Jimmie Kennedy, Jack Kennedy, Jeff Allen, Preston Peacock, Richard Acuna, Jordan Solis, Todd Donham and Leah Andrews