

CITY COMMISSION MINUTES

April 10, 2012

9:00 A.M.

The City Commission of the City of Sweetwater, Texas met in regular session on April 10, 2012 at 9:00 a.m. in the City Commission Room at City Hall, 200 E. Fourth Street with the following members present:

GREG WORTHAM, Mayor
JIM MCKENZIE, Mayor Pro-Tem
JEROD PEEK, Commissioner
LARRY MAY, Commissioner

EDWARD BROWN, City Manager
PETE SHERIDAN, City Attorney
CAROLYN LAWRENCE, City Secretary

Absent: **RICKY CASTRO**, Commissioner

Staff members present: Public Works Director Russell Jones, Emergency Services Director Grant Madden, Chief of Police Jim Kelley, Utilities Director Eddy Campbell, and City Services Director Kirk Harris.

1. Mayor Wortham called the meeting to order.
2. Nikki Jones, Minister of St. Stephens Episcopal Church gave the invocation.
3. Mayor Wortham led the pledge of allegiance.
4. Motion was made by Mayor Pro-Tem McKenzie, seconded by Commissioner Peek to approve minutes for the meeting held on March 13, 2012. The motion carried unanimously.
5. Action Items:
 - A. Motion was made by Commissioner May, seconded by Mayor Pro-Tem McKenzie to adopt an ordinance cancelling the May 12, 2012 general election and declaring each unopposed candidate elected to office: Jim McKenzie Commissioner Precinct 2 and Jerod Peek Commissioner Precinct 4. The motion carried unanimously.

COPY OF ORDINANCE 2012-05 IN FULL IS LOCATED IN THE ORDINANCE AND CONTRACT BOOK XII PAGES 540-544.

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- B. Motion was made by Commissioner Peek, seconded by Mayor Pro-Tem McKenzie to approve Mayor Wortham's proclamation of April 2012 as "Fair Housing Month" as part of Texas Community Development Program grant requirements. The motion carried unanimously.

COPY OF PROCLAMATION IN FULL IS LOCATED IN THE ORDINANCE AND CONTRACT BOOK XII PAGE 545.

- C. Motion was made by Mayor Pro-Tem McKenzie, seconded by Commissioner May to adopt a resolution authorizing the submission of a contract amendment request for the Community Development Block Grant Fund contract between the City of Sweetwater and the Texas Department of Agriculture contract number 711461. Jon Voller with Enprotec / Hibbs & Todd, Inc. explained the nature of the amendment to the Commission. The motion carried unanimously.

COPY OF RESOLUTION IN FULL IS LOCATED IN THE ORDINANCE AND CONTRACT BOOK XII PAGE 546.

- D. Motion was made by Commissioner Peek, seconded by Mayor Pro-Tem McKenzie to authorize Enprotec / Hibbs & Todd, Inc. to advertise for the receipt of construction bids for the 2011 Texas Community Development Block Grant Program (TCDBG) sewer improvement project. The motion carried unanimously.
- E. Motion was made by Commissioner Peek, seconded by Commissioner May to approve renewal of the Lake Sweetwater Bait Shop concession lease with Vivian Williams. The motion carried unanimously.

COPY OF LEASE IN FULL IS LOCATED IN THE ORDINANCE AND CONTRACT BOOK XII PAGES 547-550.

- F. Motion was made by Commissioner May, seconded by Mayor Pro Tem McKenzie to approve the quarterly investment report for the quarter ended March 31, 2012. The motion carried unanimously.

COPY OF REPORT IN FULL IS LOCATED IN THE ORDINANCE AND CONTRACT BOOK XII PAGE 551.

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- G. Commissioner Peek made a motion, seconded by Mayor Pro-Tem McKenzie to adopt second and final reading of an Ordinance Amending Chapter 6 of the Code of Ordinances of the City of Sweetwater Relating to Keeping a Wild or Exotic Wild Animal by Repealing and Superseding Section 6-3 of Chapter 6 of the Code of Ordinances of the City of Sweetwater. The motion carried unanimously.

COPY OF ORDINANCE 2012-04 IN FULL IS LOCATED IN THE ORDINANCE AND CONTRACT BOOK XII PAGES 552-553.

- H. Motion was made by Commissioner May, seconded by Mayor Pro-Tem McKenzie to recognize and support Sweetwater Nolan County Health Department as they continue their tireless work to create a healthier Sweetwater. The motion carried unanimously.
- I. Motion was made by Commissioner May, seconded by Mayor Pro-Tem McKenzie to approve Sweetwater Enterprise for Economic Development, Inc. project with Cape & Son Feed Merchandisers (formerly ADM). Ken Becker, Executive Director of SEED informed the Commission of the proposed project for funding of a track mobile at an approximate cost of \$250,000. The motion carried unanimously.
- J. Motion was made by Mayor Pro-Tem McKenzie, seconded by Commissioner Peek to accept a petition for voluntary annexation, to direct City staff to prepare a service plan for the area and to set the public hearing dates for June 12, 2012 and June 14, 2012. The motion carried unanimously.

COPY OF PETITION IN FULL IS LOCATED IN THE ORDINANCE AND CONTRACT BOOK XII PAGES 554-556.

- K. Motion was made by Commissioner Peek, seconded by Mayor Pro-Tem McKenzie to enter into Executive Session pursuant to the provision of 551.071 of the Texas Government Code to consult with City Attorney regarding pending or threatened litigation, 551.072 to deliberate regarding purchase and/or lease of real property and 551.074, personnel matters; to deliberate the appointment of Police Chief. The motion carried unanimously.

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- L. Motion was made by Commissioner Peek, seconded by Mayor Pro-Tem McKenzie to enter into Regular Session. The motion carried unanimously.
 - M. Motion was made by Commissioner May, seconded by Mayor Pro-Tem McKenzie to authorize the City Manager to negotiate and sign oil and gas leases on behalf of the City for the Commission's subsequent ratification. The motion carried unanimously.
6. City Manager's Report.
- A. Sales tax collections for March were \$263,413 which is up 10% from 2011.
 - B. Schedule a budget workshop on 2012-2013 Budget for May 10, 2012 at the Water Treatment Plant on Hillsdale Road. Scheduled for 8 a.m.
 - C. The City of Sweetwater has received the Distinguished Budget Presentation Award from the Government Finance Officers Association (GFOA). This is the 28th year to receive the award.
 - D. The Sweetwater Firefighters Pension Board has made a request for the City Commission to raise the City's contribution to the plan from 15% to 18%. The statutory rate required is actually 12%. This will be a consideration for the 2012-2013 Budget.
 - E. Progress report on Police Chief hiring process. Possibly a special meeting of the City Commission will be necessary to ratify the City Manager's appointment.
 - F. Update on progress SNAP building plans.
 - G. Thursday, April 26 TML Region 6 spring meeting to be held in Sonora, Texas.
7. Public Input.
- None.
8. Mayor Pro-Tem McKenzie made a motion, seconded by Commissioner Peek to adjourn. There being no further business the meeting adjourned at 10:12 a.m. The motion carried unanimously.

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Gregory Wortham, Mayor

ATTEST:

Carolyn Lawrence, City Secretary

Persons signing register: Georganna Thompson, Geoff Haney, Austin Rose, Tommy Parker, Jim Clements, Ken Becker, Doris Adams.