

CITY COMMISSION MINUTES

March 12, 2013

9:00 A.M.

The City Commission of the City of Sweetwater, Texas met in regular session on March 12, 2013 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

RICKY CASTRO, Commissioner

JIM MCKENZIE, Mayor Pro-Tem

JEROD PEEK, Commissioner

LARRY MAY, Commissioner

EDWARD BROWN, City Manager

PETE SHERIDAN, City Attorney

PATTY TORRES, Interim City Secretary

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

1. Mayor Wortham called the meeting to order.
2. Commissioner Larry May gave the invocation.
3. Mayor Wortham led the pledge of allegiance.
4. Motion was made by Commissioner Peek, seconded by Mayor Pro-Tem McKenzie to approve minutes for the meeting held on February 12, 2013. The motion carried unanimously.
5. Action Items:
 - A. Motion was made by Commissioner May, seconded by Mayor Pro-Tem McKenzie to approve the 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, 2013. The motion carried unanimously.

COPY OF AGREEMENT IN FULL IS LOCATED IN THE ORDINANCE AND CONTRACT BOOK XII PAGES 771-773.
 - B. Motion was made by Commissioner Peek, seconded by Commissioner Castro to approve the audit engagement letter with Cathrine Wilks,

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the abandonment and closure of the following right -of -way: A 12.5' x 482.6' platted but undeveloped dead-end alley in Block 53, Southside Addition, located between Bowie and Henderson Streets, west to east, and Block 8 Goulds 2nd addition and west Bradford Lane, north to south. There are numerous portions of streets and alleys closed in this area. The motion carried unanimously.

- G. Motion was made by Commissioner Peek, seconded by Mayor Pro-Tem McKenzie to close the public hearing and enter into regular session. The motion carried unanimously.
- H. Motion was made by Commissioner May, seconded by Mayor Pro-Tem McKenzie to approve the abandonment and closure of the following right -of -way: A 12.5' x 482.6' platted but undeveloped dead-end alley in Block 53, Southside Addition, located between Bowie and Henderson Streets, west to east, and Block 8 Goulds 2nd addition and west Bradford Lane, north to south. The motion carried unanimously.
- I. Motion was made by Commissioner Peek, seconded by Mayor Pro-Tem McKenzie to accept a 27' x 292.5' right-of-way dedication as part of a replat of Block 37 Southside Addition establishing Block 1, Lot 1, Bitter Creek South Subdivision. The motion carried unanimously.
- J. Motion was made by Commissioner May, seconded by Mayor Pro-Tem McKenzie to appoint election judges and alternate judges as follows: Precinct 1- Kevin Shipp and Jim Kelley, Precinct 2 – Ada Belle Clark and Rhea Hendrix, Precinct 3 – Barbara Baker and Chris Stephens, Precinct 4 – Ann McCarthy and Olga Balderas. The motion carried unanimously.
- K. Motion was made by Commissioner Peek, seconded by Mayor Pro-Tem McKenzie to authorize staff to purchase a 2013 Tahoe for Police Department through Buy Board with State of Texas low bid. The motion carried unanimously.
- L. Motion was made by Mayor Pro-Tem McKenzie, seconded by Commissioner Peek to authorize staff to obtain bids on 2007 or newer used 15 yd to 16 yd dump truck for landfill use. The motion carried unanimously.

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Certified Public Accountant, to perform the audit for fiscal year ended September 30, 2013. The motion carried unanimously.

COPY OF AGREEMENT IN FULL IS LOCATED IN THE ORDINANCE AND CONTRACT BOOK XII PAGES 774-779.

- C. Motion was made by Commissioner Peek, seconded by Mayor Pro-Tem McKenzie to approve second and final reading of ordinance amending chapter nineteen of the code of ordinances of the City of Sweetwater entitled "motor vehicles and traffic", by amending article VI entitled "stopping, standing and parking", by amending division I entitled "generally"; by adding section 19-170 entitled "parking of commercial vehicles"; by adding section 19-171 entitled "parking of trailers; mobile recreation equipment on public property or streets" and defining mobile recreation equipment; by adding section 19-172 entitled "parking adjacent to schools"; by adding section 19-173 entitled "parking prohibited on narrow streets"; providing sections 19-174 through 19-185 as "reserved"; and by amending article IX section 19-251 entitled "junk vehicle defined". The motion carried unanimously.

COPY OF ORDINANCE 2013-06 IN FULL IS LOCATED IN THE ORDINANCE AND CONTRACT BOOK XII PAGES 780-784.

- D. Motion was made by Commissioner Peek, seconded by Mayor Pro-Tem McKenzie to accept low bids from ALON for AC10 asphalt and from Vulcan Materials for grade 4 crushed rock to be used in 2013 streets seal coating project. The motion carried unanimously.

COPY OF BID SHEET IN FULL IS LOCATED IN THE ORDINANCE AND CONTRACT BOOK XII PAGES 785.

- E. Motion was made by Commissioner May, seconded by Mayor Pro-Tem McKenzie to approve change orders #1 and #2 for the Lamar Street/Hwy 70 utility relocation project. The motion carried unanimously.

COPY OF CHANGE ORDERS IN FULL IS LOCATED IN THE ORDINANCE AND CONTRACT BOOK XII PAGES 786-788.

- F. Motion was made by Commissioner Peek, seconded by Commissioner May to consider conducting a public hearing to consider a request for

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- M. Motion was made by Mayor Pro-Tem McKenzie, seconded by Commissioner May to authorize staff to obtain bids for the construction of a bulk water sales station at the Highland Pump Station site.
 - N. Motion was made by Commissioner May, seconded by Mayor Pro-Tem McKenzie to request staff propose changes to the ordinance on "Freight and Portable Containers" to be more construction company friendly. The motion carried unanimously.
 - O. City Commission discussed criteria for proposed RV Park ordinance.
6. City Manager's Report.
- A. City Staff working on budget packets for the 2013-2014 budget.
 - B. City Manager reported on Sweetwater Enterprise for Economic Development (SEED) Board decision regarding City Commission Resolution requesting financial assistance for the Bradford Lane/SH 70 sewer line project. Mr. Brown advised the Commission that the SEED board had turned down the request for assistance to the City with this infrastructure project. A motion for approval of the City Commission Resolution was made by board member Jerod Peek; however, the motion died for lack of a second.
 - C. Texas Water Development Board approved a \$7.5 million loan to Bittercreek Water Supply Corporation. TWDB staff commented to the Board in open session that the loss of BCWSC revenue to the City of Sweetwater was not significant to the City.
 - D. Taste of Sweetwater will be held Monday, April 8, 2013 at the Nolan County Coliseum.
 - E. The dam inspections for Oak Creek Lake, Lake Sweetwater and Lake Trammell were completed by Enprotec, Hibbs & Todd Engineers.
 - F. The City of Sweetwater has received the Distinguished Budget Presentation Award from the Government Finance Officers Association (GFOA). This is the 29th year to receive the award.
 - G. Staff has submitted an application to Texas Water Development Board for 2014 cycle funding under the Drinking Water State Revolving Fund.

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7. Public Input.

None.

8. Commissioner Peek made a motion, seconded by Commissioner Castro to adjourn. There being no further business the meeting adjourned at 9:45 a.m. The motion carried unanimously.

Gregory Wortham, Mayor

ATTEST:

Patty Torres, Interim City Secretary

Persons signing register: Terry Rainbolt, Tommy Parker, Gil Cherry, and Jacque McCoy.