

**MINUTES  
CITY OF GAINESVILLE  
CITY COUNCIL MEETING  
200 South Rusk  
Gainesville, Texas 76240  
October 19, 2010**

The City Council of the City of Gainesville, Texas met in regular session on October 19, 2010 at 6:30 p.m. in accordance with the posted agenda and with the following persons in attendance:

**MEMBERS PRESENT:** Mayor Glenn Loch  
Council Members Carolyn Hendricks, Jim Goldsworthy, Philip Neelley, Ray Nichols, Vince Rippy, Beverly Snuggs

**MEMBERS ABSENT:** Jim Goldsworthy

**STAFF PRESENT:** Barry Sullivan, City Manager; Kay Lunnon, City Secretary; Dan Parker, Finance Director; Steven Fleming, Police Chief; Ron Sellman, Public Services Director; Kent Sharp, GEDC Executive Director

**OTHERS PRESENT:** Delania Trigg, Kit Chase, Kelly Kaatz, Dale Sissney

**CALL TO ORDER**

Mayor Loch called the meeting to order at 6:30 p.m. The absence of Councilman Goldsworthy was noted.

**INVOCATION & PLEDGE OF ALLEGIANCE**

Kent Sharp, Executive Director of the Gainesville Economic Development Corporation, gave the invocation. Mayor Loch led the pledge to the flag.

**CONSENT AGENDA**

**MINUTES OF OCTOBER 5, 2010 CITY COUNCIL MEETINGS**

The Minutes of the regular City Council Meeting of October 5, 2010 were reviewed and approved as written.

Councilmember Nichols moved to **approve the items on the Consent Agenda**, and was seconded by Councilmember Snuggs. Motion carried by vote of 6 Ayes, 0 Nays, 1 Absent.

**OTHER ITEMS CONSIDERED**

**RESOLUTION NO. 10-19-2010 - AWARD BID TO WRIGHT CONSTRUCTION COMPANY FOR CONSTRUCTION OF THE PECAN CREEK SANITARY SEWER RELOCATION**

A RESOLUTION AWARDED BID NO. 2010-10 FOR THE PECAN CREEK SANITARY SEWER RELOCATION PROJECT

Wright Construction Company of Grapevine, Texas, was recommended for award of a contract in the amount of \$1,696,735.50 for construction of the Pecan Creek Sanitary Sewer Relocation Project. Six bids were received and reviewed by the City and Kelly Kaatz, Consulting Engineer from HDR Engineering. Wright Construction submitted the low bid. The project consists of construction of approximately 9500 linear feet of new sewer line running between South Lindsay Street and Olive Street and will take about nine months to complete. The project will relocate

sewer service and other utilities in this area farther away from Pecan Creek and is necessary prior to widening of the creek. The project is part of the Pecan Creek Flood Damage Reduction Project and be paid from the General Obligation Bond, Series 2008.

Councilmember Rippy moved to **approve the Resolution**, and was seconded by Councilmember Nichols. Motion carried by vote of 6 Ayes, 0 Nays, 1 Absent.

**RESOLUTION NO. 10-19-2010A - APPROVING FORM OF RESOLUTION FOR TASWA ISSUANCE OF SOLID WASTE CONTRACT REVENUE REFUNDING BONDS, SERIES 2010**

A RESOLUTION APPROVING THE FORM OF RESOLUTION OF THE TEXOMA AREA SOLID WASTE AUTHORITY AUTHORIZING THE ISSUANCE OF REFUNDING BONDS TO REFUND ALL OR A PORTION OF THE AUTHORITY'S REGIONAL SOLID WASTE DISPOSAL CONTRACT REVENUE BONDS, SERIES 2004 (INITIAL FACILITY PROJECT) AND THE AUTHORITY'S REGIONAL SOLID WASTE DISPOSAL CONTRACT REVENUE BONDS, SERIES 2008; APPROVING THE FORM OF OFFERING DOCUMENT TO BE USED IN THE MARKETING OF SUCH REFUNDING BONDS; AND CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT

Texoma Area Solid Waste Authority was approved to issue refunding bonds to refinance all of or a portion of their Series 2004 and 2008 Solid Waste Disposal Contract Revenue Bonds. City Manager Sullivan said the resolution sets the parameters in which the City of Gainesville will allow TASWA to refinance. The original 2004 bonds have an interest rate at 5.386%, while the 2008 bonds have a 3.75% interest rate. Unless the interest rate is extremely good TASWA will only refinance the 2004 Series. Refinancing the bonds will not extend the original terms of either bond (the 2004 Series matures in 2029 and the 2008 Series matures in 2013). If the refinancing matches the minimum parameters and only the 2004 Series is refinanced, TASWA anticipates a \$590,000 present value savings.

Councilmember Rippy moved to **approve the Resolution**, and was seconded by Councilmember Neelley. Motion carried by vote of 6 Ayes, 0 Nays, 1 Absent.

**RESOLUTION NO. 10-19-2010B - RECOGNIZING ANNUAL VETERANS DAY CELEBRATION AND AUTHORIZING MULTI YEAR CONTRACT WITH TXDOT FOR TEMPORARY CLOSURE OF A PORTION OF CALIFORNIA STREET**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GAINESVILLE, TEXAS, RECOGNIZING THE ANNUAL VETERANS DAY CELEBRATION IN THE CITY OF GAINESVILLE; AUTHORIZING THE MAYOR TO ENTER INTO A MULTI-YEAR AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR TEMPORARY CLOSURE OF A PORTION OF CALIFORNIA STREET, AND AUTHORIZING THE MAYOR TO EXECUTE SAID AGREEMENT

Council recognized by resolution the annual Veterans Day Celebration in Gainesville and authorized a request to the Texas Department of Transportation for a multi-year temporary closure agreement for a portion of California Street (FM 51) during the celebration. The City holds its annual Veterans Day celebration on November 11 at the Memorial in Leonard Park and it is necessary to close California Street during the celebration. The City is requesting a multi-year agreement to cover the street closures for Veterans Day 2010 through 2014.

Councilmember Snuggs moved to **approve the Resolution**, and was seconded by Councilmember Nichols. Motion carried by vote of 6 Ayes, 0 Nays, 1 Absent.

**RESOLUTION NO. 10-19-2010C - APPROVE TASK ORDERS NO. 10 AND 11 FOR HDR ENGINEERING SUPPLEMENTAL PROPERTY SURVEYS AND SEWER RELOCATION CONSTRUCTION ADMINISTRATION SERVICES**

A RESOLUTION AUTHORIZING THE CITY MANAGER, FOR AND ON BEHALF OF THE CITY OF GAINESVILLE, TO EXECUTE AGREEMENTS FOR TASK ORDERS NO. 10 AND 11 WITH HDR ENGINEERING, INC. FOR PROFESSIONAL SERVICES FOR PECAN CREEK SUPPLEMENTAL PROPERTY SURVEYS AND SEWER RELOCATION CONSTRUCTION ADMINISTRATION SERVICES AS PART OF THE PECAN CREEK FLOOD DAMAGE REDUCTION PROJECT FOR THE CITY OF GAINESVILLE

Two engineering task orders were recommended by the City Manager for approval as part of the Pecan Creek Flood Damage Reduction Project. Task Order No. 10, in the amount of \$35,255.88, authorizes an agreement for HDR Engineering, Inc. to survey properties with undetermined ownership and properties in addition to those included in the scope of service in previous task orders. The additional surveys were requested by GTUA in order to complete property acquisitions for the Pecan Creek Project. Task Order No. 11, for \$121,200.00, authorizes an agreement with HDR to provide construction administration services for the Pecan Creek Sanitary Sewer Relocation Project. Construction of the sanitary sewer relocation is projected to take 270 calendar days.

Councilmember Nichols moved to **approve the Resolution**, and was seconded by Councilmember Snuggs. Motion carried by vote of 6 Ayes, 0 Nays, 1 Absent.

**RESOLUTION NO. 10-19-2010D - APPROVE RESIDENT PROPERTY REPRESENTATION SERVICES AGREEMENT WITH GTUA**

A RESOLUTION AUTHORIZING THE CITY MANAGER, FOR AND ON BEHALF OF THE CITY OF GAINESVILLE, TO EXECUTE AN AGREEMENT FOR RESIDENT PROPERTY REPRESENTATION SERVICES WITH THE GREATER TEXOMA UTILITY AUTHORITY FOR SERVICES ASSOCIATED PECAN CREEK SANITARY SEWER RELOCATION FOR THE PECAN CREEK FLOOD DAMAGE REDUCTION PROJECT

The City Manager recommended this agreement with the Greater Texoma Utility Authority to provide Resident Property Representation Services for services associated with the Pecan Creek Sanitary Sewer Relocation Project. Under the agreement the Resident Property Representative (RPR) will work on the project at the direction of the City. The RPR will report to the consulting project engineer concerning the progress of the work, any problems being experienced by the contractor, subcontractors, any defects or flaws in the work being performed or in materials being used, and any discrepancy between the work being performed and the plans and specifications that have been approved by the City. GTUA will bill the City for the costs of inspection services at the rate of \$49.87 per hour, plus direct expenses such as mileage and phone charges. This contract will run concurrently with the sanitary sewer relocation project. GTUA proposes to assign Alan Moore as the RPR. Mr. Moore has an "A" water license and an "A" wastewater license and has been employed by the GTUA for more than 20 years.

Councilmember Snuggs moved to **approve the Resolution**, and was seconded by Councilmember Neelley. Motion carried by vote of 6 Ayes, 0 Nays, 1 Absent.

**FIRST READING OF A RESOLUTION REGARDING GEDC APPROVAL OF FUNDING INCENTIVE FOR SES HOLDINGS LLC**

FIRST READING A RESOLUTION APPROVING ACTIONS OF THE GAINESVILLE ECONOMIC DEVELOPMENT CORPORATION WHICH VOTED TO APPROVE AN

**ECONOMIC DEVELOPMENT INCENTIVE FOR SES HOLDINGS, LLC OF GAINESVILLE, TEXAS**

Council completed first reading of a resolution approving the decision of the Gainesville Economic Development Corporation in designating SES Holdings, LLC of Gainesville as an Economic Development Project and approving incentive financing in the amount of \$1,000,000.00. The GEDC Board of Directors met October 15, 2010, and approved the economic development project for SES to build a new corporate headquarters, and approved a \$1,000,000 cash incentive payable in installments of \$250,000 per year for four years. The first payment will be made after SES receives a Certificate of Occupancy for the headquarters. SES is expected to maintain seventy (70) jobs in the city and provide an additional seventy (70) jobs over a four year period. The company is expected to apply for a property tax abatement for the new headquarters. Under state legislation, the GEDC project must receive two readings by the City Council prior to approval. Second reading of the resolution is scheduled for November 2.

**EXECUTIVE SESSION**

The City Council did not convene into executive session.

**ADJOURN**

With no further business to come before the City Council, the meeting adjourned at 6:57 p.m.

Respectfully submitted,

/S/

**Kay Lunnon, City Secretary**

/S/

**Glenn Loch, Mayor**