

**MINUTES  
CITY OF GAINESVILLE  
CITY COUNCIL MEETING  
200 South Rusk  
Gainesville, Texas 76240  
July 3, 2012**

The City Council of the City of Gainesville, Texas met in regular session on July 3, 2012 at 6:30 p.m. with the following persons in attendance.

**MEMBERS PRESENT:** Jim Goldsworthy, Mayor  
Keith Clegg, Carolyn Hendricks, Ken Keeler, Ray Nichols, Vince Rippy, Beverly Snuggs

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

**OTHERS PRESENT:** District Judge Jerry Woodlock, Greg Russell, Kit Chase, John Hare, Angie Hare

**CALL TO ORDER**

Mayor Goldsworthy called the meeting to order at 6:30 p.m. All members of the Council were present.

**INVOCATION & PLEDGE OF ALLEGIANCE**

Reverend John Hare, First Presbyterian Church, gave the invocation. Mayor Goldsworthy led in the pledge to the flag.

**OATH OF OFFICE TO KEITH CLEGG**

The Honorable Jerry Woodlock, Senior Judge, 235<sup>th</sup> District Court, administered the Oath of Office to Keith Clegg, who was appointed to serve as Councilman for Ward 3.

**REPORTS**

**Update on Moss Lake Water Treatment Plant Expansion and Northwest Distribution Line Improvements**

Ron Sellman, Public Services Director, gave an update on the Moss Lake Water Treatment Plant expansion and waterline improvements project planned for the northwest quadrant of the city. Environmental work has been completed and engineering design work has begun. The project involves increasing the handling capacity of the Moss Lake Water Treatment Plant with larger pumps to be installed behind Moss Lake dam and installation of an additional treatment unit at the existing water treatment plant. Twenty inch water mains will be installed along FM 1201 south to the municipal airport area and then loop around the airport along the north side and down the west side to connect with mains at Highway 82 and east to FM 1201, creating a circular (looped) system. Pressure reducing valves, to be installed at Highway 82 at FM 1201, will control water pressure in the system. The project is planned to improve water pressure throughout the northwest water distribution system area and will allow future development of the industrial area. Engineering design work is scheduled to be completed in September 2012, with bidding to take place in October 2012, and construction January through December 2013.

### **Update on Street and Utility Maintenance Program (SUMP)**

Sellman reported on the Street and Utility Maintenance Program (SUMP). Package C construction is being advertised for receipt of bids on July 19, 2012. Package C includes street reconstruction and rehabilitation of water and sewer lines on Dixon Street (Gorham to Broadway); reconstruction of two lanes of asphalt and rehabilitation of water line on Church Street (Dixon to Denton); and rehabilitation of sewer line on Scott Street (Dixon to Broadway). A sewer lift station is to be installed on Scott Street at Denton to handle re-direction and slope from the sewer line on the Dixon Street segment. Package C was re-engineered in April to add the Scott Street lift station when engineers discovered there was not enough slope in the sewer line on Dixon. Package C is scheduled for award of bid in August with project completion in December. Sellman said work on the crack seal projects approved in June will begin this fall due to the current high heat weather conditions, and City Manager Sullivan added that funds for the crack seal projects will be encumbered into the next fiscal year as necessary.

### **CONSENT AGENDA**

Council reviewed Minutes of the regular City Council Meeting of June 19, 2012, and approved them as written.

#### **RESOLUTION NO. 07-03-2012 – APPOINTMENT TO GAINESVILLE HOUSING AUTHORITY BOARD**

Judy Ann Wheeler was appointed to the Gainesville Housing Authority to complete the unexpired term of Allen Fleitman, who resigned. The term runs through April 2013.

#### **RESOLUTION NO. 07-03-2012 A – APPOINTMENT TO KEEP GAINESVILLE BEAUTIFUL BOARD**

Pam Nickerson was appointed to the Keep Gainesville Beautiful Board to a two-year term expiring December 2014.

#### **RESOLUTION NO. 07-03-2012 B – APPOINTMENTS TO BUILDING AND STANDARDS COMMISSION**

Re-appointments to the Building and Standards Commission were approved for Jess Cason, Tommy Robinson, and Buster Bezner (as alternate), and Phil Neelley was newly appointed as an alternate. All appointed terms expire May 2014.

Councilmember Snuggs motioned for **approval of items on the Consent Agenda**, and was seconded by Councilmember Keeler. Motion carried by vote of 7 Ayes, 0 Nays, 0 Abstentions, 0 Absent.

### **EXECUTIVE SESSION**

At 6:56 p.m. Mayor Goldsworthy announced that Council would convene into Executive Session in compliance with Vernon's Texas Codes Annotated, Government Code, Chapter 551 (Open Meetings Act), to discuss the following:

Under Government Code §551.071 Attorney-Client matters

### **RECONVENE INTO OPEN SESSION**

Council reconvened into open session at 7:31 p.m. Mayor Goldsworthy announced no action was taken during executive session.

#### **RESOLUTION NO. 07-03-2012 C – AUTHORIZE PUBLIC NOTICE AND BIDS FOR LEASE OF 9.14 ACRES IN B.F. CARPENTER SURVEY KNOWN AS LOCKE FIELD**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GAINESVILLE, TEXAS, AUTHORIZING THE LEASE BY PUBLIC NOTICE AND BIDS APPROXIMATELY 398,138.40 SQUARE FEET OR 9.14 ACRES OF LAND, SITUATED IN THE B.F. CARPENTER SURVEY, ABSTRACT NO. 228, CITY OF GAINESVILLE, COOKE

COUNTY, TEXAS, AND AS MORE FULLY DESCRIBED AND OR DEPICTED IN *EXHIBIT A* OF THIS RESOLUTION; AUTHORIZING CITY MANAGER, CITY SECRETARY, AND CITY STAFF TO TAKE ALL ACTIONS NECESSARY TO OFFER THE PROPERTY FOR LEASE BY NOTICE AND BIDS, CONSISTENT WITH CHAPTER 272 OF THE TEXAS LOCAL GOVERNMENT CODE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.

The City Manager was authorized to issue public notice and request for bids for lease of 9.14 acres of land known as Locke Field, in the B. F. Carpenter Survey. The approval allows the City to go through the process of request for proposals and public hearings for use of the area. Voters approved for the City to lease this land in the election held on May 8, 2010.

Councilmember Clegg moved for **approval of the resolution**, and was seconded by Councilmember Snuggs. Motion carried by vote of 7 Ayes, 0 Nays, 0 Abstentions, 0 Absent.

**RESOLUTION NO. 07-03-2012 D – AUTHORIZE CITY ATTORNEY TO INSTITUTE CONDEMNATION PROCEEDINGS TO OBTAIN RIGHT OF WAY IN A. BOUTWELL SURVEY OWNED BY BNSF**

A RESOLUTION PROVIDING FOR THE INSTRUCTION TO THE CITY ATTORNEY OF THE CITY OF GAINESVILLE, TEXAS TO INSTITUTE CONDEMNATION PROCEEDINGS IF NECESSARY TO OBTAIN RIGHT-OF-WAY LYING IN THE A. BOUTWELL SURVEY ABSTRACT NO. 99, OWNED BY BNSF RAILWAY COMPANY.

The City Attorney was authorized and instructed to institute condemnation and eminent domain proceedings if necessary against BNSF Railway Company in order to acquire 3.26 acres of land situated in the A. Boutwell Survey. The land is located south of Highway 82 along the frontage of I-35. City Manager Sullivan said he has talked to railroad representatives and these proceedings may not be necessary, however the City needs to move forward to acquire access to the property for future street and utility right of way.

Councilmember Keeler moved for **approval of the resolution**, and was seconded by Councilmember Rippy. Motion carried by vote of 7 Ayes, 0 Nays, 0 Abstentions, 0 Absent.

**ADJOURN**

With no further business to come before the City Council, the meeting adjourned at 7:35 p.m.

Respectfully submitted,

/S/  
**Kay Lunnon, City Secretary**

/S/  
**Jim Goldsworthy, Mayor**