

## MINUTES FOR THE 21st DAY OF MAY 2013

**BE IT REMEMBERED THAT** on Tuesday, May 21, 2013, the Groesbeck City Council met in Regular Session at 6:00 p.m. at the Groesbeck Administration Building with the Honorable Mayor Jackie Levingston presiding and with Alta Stone, Ronnie Fritz, Chris Henson, Bob Zeman and Richard Outlaw being present and with no one being absent. Staff members present were Jim Cox, Brenda Jackson, Jerri Almy, Michelle Nance, Rhonda Bass, Keith Tilley, Scott Logan, Chad Walker and Paul Fitte. A list of visitors is attached to the agenda on file.

Mayor Jackie Levingston gave the invocation and led the pledge to the flags.

Mayor Jackie Levingston called the meeting to order at 6:00 p.m. Proper posting of the notice of the meeting was verified and a quorum of members was present.

### 6. Citizen's Comments

Police Chief, Jerri Almy presented Chad Walker to the council as the new lieutenant for the police department. Effective date was April 15, 2013 at a rate of \$19.32 per hour, six months probation.

### 7. Consent Agenda

*(Items placed on the Consent Agenda are considered routine in nature and are considered non-controversial. The Consent Agenda can be acted upon in one motion.)*

- a. Consider Approval of Minutes:

Regular Session

April 16, 2013

- b. Consider Approval of Municipal Maintenance Agreement with Texas Department of Transportation

A motion was made by Ronnie Fritz and seconded by Chris Henson to approve the consent agenda. Motion carried unanimously.

### 8. Consider Approval of Ordinance No. 13-O-04, Setting Residential and Commercial Garbage Rates

Mayor Levingston presented Ordinance No. 13-O-04, Setting Residential and Commercial Garbage Rates to the council for approval.

A motion was made by Chris Henson and seconded by Richard Outlaw to approve Ordinance NO. 13-O-04. Motion carried unanimously

### ORDINANCE NO. 13-O-04

**AN ORDINANCE ADOPTING COMMERCIAL REFUSE RATES TO BE CHARGED IN THE CITY OF GROESBECK, TEXAS, PROVIDING FOR COLLECTION OF SAID RATES AND REPEALING ALL ORDINANCES OR PART OF ORDINANCE IN CONFLICT HEREIN**

**MINUTES FOR THE 21st DAY OF MAY 2013 CON'T**

**PASSED AND APPROVED** on this 21<sup>st</sup> day of May, A.D., 2013.

**CITY OF GROESBECK, TEXAS**

By: s/Jackie Levingston  
Jackie Levingston  
Mayor

**ATTEST:**

s/Brenda Jackson  
Brenda Jackson  
City Secretary

**9. Consider Approval of Resolution No. 13-R-13, Amending Authorized Representative for TexPool Participant Services**

Mayor Levingston presented Resolution No. 13-R-13, Amending Authorized Representative for TexPool Participant Services to the council for approval.

A motion was made by Richard Outlaw and seconded by Chris Henson to approve Resolution No. 13-R-13. Motion carried unanimously.

**RESOLUTION NO. 13-R-13**

**WHEREAS**, the City of Groesbeck ("Participant") is a local government of the State of Texas and is empowered to delegate to the public funds investment pool the authority to invest funds and to act as custodian of investments purchased with local investment funds

**PASSED AND APPROVED** on this 21<sup>st</sup> day of May, A.D., 2013.

**CITY OF GROESBECK, TEXAS**

By: s/Jackie Levingston  
Jackie Levingston  
Mayor

**ATTEST:**

s/Brenda Jackson  
Brenda Jackson  
City Secretary

**MINUTES FOR THE 21st DAY OF MAY 2013 CON'T**

**10. Consider Approval of Resolution No. 13-R-10, Section 3 of 1968 HUD Plan**

Mayor Levingston presented Resolution No. 13-R-10, Section 3 of 1968 HUD Plan to the council for approval.

A motion was made by Chris Henson and seconded by Ronnie Fritz to approve Resolution No. 13-R-10. Motion carried unanimously

**RESOLUTION NO. 13-R-10**

**WHEREAS**, the City Council of Groesbeck is committed to comply with Section 3 of the Housing and Urban Development Act of 1968; and

**PASSED AND APPROVED** on this 21<sup>st</sup> day of May, A.D., 2013.

**CITY OF GROESBECK, TEXAS**

By: s/Jackie Levingston

Jackie Levingston  
Mayor

**ATTEST:**

s/Brenda Jackson

Brenda Jackson  
City Secretary

**11. Consider Approval to Amend Ordinance No. 97-O-09, Mobile Home/Manufactured Home Ordinance**

A motion was made by Chris Henson and seconded by Bob Zeman to table this item. Motion carried unanimously.

**12. Consider Approval of Ordinance No. 13-O-06, Amending Ordinance No. 06-O-31, Manufactured Homes Outside Mobile Homes Parks, Section 11**

Mayor Levingston presented Ordinance NO. 13-O-06, Amending Ordinance No. 06-O-31, Manufactured Homes Outside Mobile Homes Parks, Section 11 to the council for approval.

A motion was made by Ronnie Fritz and seconded by Bob Zeman to approve Ordinance No. 13-O-06. Motion carried unanimously.

**ORDINANCE NO. 13-O-06**

**AMENDING ORDINANCE NO. 06-O-31**

**MANUFACTURED HOMES OUTSIDE MOBILE HOMES PARKS, SECTION 11**

## MINUTES FOR THE 21<sup>st</sup> DAY OF MAY 2013 CON'T

**Section 11. For manufactured, relocated and site-built homes, if the home is abandoned for 30 days or more, the home shall require a new certificate of occupancy prior to being re-occupied.**

**PASSED AND APPROVED** on this 21<sup>st</sup> day of May, A.D., 2013.

**CITY OF GROESBECK, TEXAS**

**By: s/Jackie Levingston  
Jackie Levingston  
Mayor**

**ATTEST:**

**s/Brenda Jackson  
Brenda Jackson  
City Secretary**

**13. Consider Approval of Ordinance No. 13-O-07, Amending Ordinance No. 03-O-21, Animal Control**

A motion was made by Ronnie Fritz and seconded by Chris Henson to table this item. Motion carried unanimously.

**14. Consider Approval to Revise Stage 1 of Water Conservation Procedures**

A motion was Richard Outlaw and seconded by Chris Henson to enter into stage 1 of the water conservation plan effective June 1, 2013. Motion carried unanimously.

**15. Continuation of Discussion and Update of “Hill” Area Distressed Properties**

Gwen Martin alone with other concerned citizens of the area asked questions and voiced their opinion on the condition and work that been done in the area.

Ms. Martin stated that she visited with the school board and Judge Burkeen about the possibility of joining the City in getting the vacant lots and dilapidated house cleaned up .

**16. Consider Approval of Express Inn Request for Hotel/Motel Funding for Billboard**

A motion was made by Bob Zeman and seconded by Chris Henson to deny the request for Express Inn Hotel/Motel funding for billboard. Motion carried unanimously.

**17. Consider Approval to Close and Sale City Alley Fronting Waco Street**

A motion was made by Bob Zeman and seconded by Chris Henson to approve to close and sale the city alley fronting North Waco Street in the amount of \$1,563.57. Motion carried unanimously.

## MINUTES FOR THE 21st DAY OF MAY 2013 CON'T

### 18. Consider Approval to Abandon and Sale City Street – Wilson Avenue

A motion was made by Bob Zeman and seconded by Chris Henson to approve to abandon and sale Wilson Avenue in the amount of \$3,100.00. Motion carried unanimously.

### 19. Consider Approval of Contract for Construction of Library

A motion was made by Chris Henson and seconded by Alta Stone to approve the contract for construction of the Library in the amount of \$369,300.00. The bond money will cover \$300,000.00 and the balance will come from Library Donation Funds. Motion carried unanimously.

### 20. Discussion/Action Concerning Proposed Permit Fees

After discussion with Director of Public Works, Keith Tilley and Code Enforcement Officer, Paul Fitte, a motion was made by Chris Henson and seconded by Ronnie Fritz to approve the proposed permit fees. Motion carried unanimously. (A permit fee list is available upon request in the City Secretary's office).

### 21. Canvass Results of City Officers' Election for May, 2013

Mayor Levingston made available the canvass results.

### 22. Consider Approval of Resolution No. 13-R-11, Declaring Results of City of Groesbeck General Election

Mayor Levingston presented of Resolution NO. 13-R-11, Declaring Results of City of Groesbeck General Election to the council for approval.

A motion was made by Bob Zeman and seconded by Ronnie Fritz to approve Resolution NO. 13-R-11. Motion carried unanimously.

## RESOLUTION NO. 13-R-11

### A RESOLUTION DECLARING RESULTS OF CITY OF GROESBECK GENERAL ELECTION

There came to be considered the returns of an election held on the 11<sup>th</sup> day of May, 2013, for the purpose of electing the hereinafter named officials, and it appearing from said returns, duly and legally made, that there were cast at said election the following votes:

#### FOR COUNCILMEMBERS

NAME OF CANDIDATE	TOTAL VOTES RECEIVED
Kim Harris	<u>180</u>
Chris Henson	<u>243</u>
Alta Stone	<u>150</u>

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That said election was duly called; that notice of said election was given in accordance with law, and that Kim Harris and Chris Henson were elected Aldermen of the City of Groesbeck at said election, and that said above named parties are hereby declared duly elected to said representative offices, subject to the taking of their oaths as provided by laws of the State of Texas. There were a total of 573 votes cast and of these 272 were early votes.

It is further found and determined that in accordance with the order of this governing body the City Secretary posted written notice of the date, place and subject of this meeting on the bulletin board located in City Hall, a place convenient and assessable readily to the general public, and said notice having been so posted and remaining posted continuously for at least 72 hours preceding the scheduled time of said meeting.

**PASSED AND APPROVED** on this 21<sup>st</sup> day of May, A.D., 2013.

### CITY OF GROESBECK, TEXAS

By: s/Jackie Levingston

**Jackie Levingston**

**Mayor**

**ATTEST:**

s/Brenda Jackson

**Brenda Jackson**

#### **23. Swearing in of Newly Elected Council Members**

Mayor Jackie Levingston gave the oath of office to Councilmen Chris Henson as newly elected council member.

#### **24. Reports, Comments and Requests from Mayor and Council Members.**

#### **25. City Administrator's Report**

#### **26. Adjournment**

Motion to adjourn was made by Ronnie Fritz and seconded by Chris Henson. There being no further business, the meeting was adjourned at 9:56 p.m.

**APPROVED:**

**CITY OF GROESBECK**

**BY:**

Jackie Levingston

**Mayor**

**ATTEST:**

Brenda Jackson

**City Secretary**