

**THE STATE OF TEXAS  
COUNTY OF TRINITY  
CITY OF TRINITY**

The Regular Meeting of the City Council of the City of Trinity was held on December 10, 2009 at 7:00 p.m. in the City Hall in Trinity, Texas. The following Council members were present:

**Mayor:** Lyle Stubbs

**Mayor Pro-Tem:** Wayne Huffman

**Councilman:** Neal Smith, Billy Joe Slaughter, Chris Dennis and Clegg DeWalt

**City Manager:** Phil Patchett

- 1. Call meeting to order.** -- Mayor Lyle Stubbs called the meeting to order at 7:00 p.m. and verified that a Quorum was present for the meeting.
- 2. Approval of minutes for the Regular Meeting on November 12, 2009.** Mayor Pro-Tem Wayne Huffman made the motion to approve the minutes. Councilman Billy Joe Slaughter 2<sup>nd</sup> the motion. All remaining members voted yea. Motion carried.
- 3. Approve bills for payment.** – Councilman Neal Smith made the motion to approve bills except for the Kenwood which was a duplicate, for payment. Councilman Clegg DeWalt 2<sup>nd</sup> the motion. All remaining members voted yea. Motion carried.
- 4. City Manager's Report** -- Our total funds as of December 10, 2009 is \$885,283.92. Our checking account balance is \$861,743.34. Accounts payable are \$106,507.29. Account receivables are \$96,024.77. The Municipal Court collected \$5,993.00 for the month of November 2009 with the OMNI Program collecting \$3,466.00 of that total. The sales tax collected for December 2009 is \$41,639.33. The Fire Department donations for the month of November 2009 were \$213.00. The water collections for the month of November 2009 were \$96,024.92. Total deposits for the month of November 2009 were \$225,986.61.

City Manager Phil Patchett stated that the City of Trinity should be receiving a 2<sup>nd</sup> allocation of \$898,601.00 from the Hurricane Ike Recovery Project. The final numbers should be out within a week. City Manager Phil Patchett also stated he has been working on a Sanitary Sewer Overflow Initiative Program, which has finally been approved by TCEQ. The council approved to participate in the program of December, 2008. We have until 2015 to complete the project or file for an extension. Mayor Pro-Tem Wayne Huffman wanted to know if any of the money from the Hurricane Ike Recovery Project could go towards fixing the sewer lines. City Manager Phil Patchett said that money is geared to go towards hurricane related projects. He said he would try to see if some of the money could go towards the sewer lines. Since the lines needed repair before the hurricane hit, it wouldn't be warranted as repair from the hurricane. Councilman Clegg DeWalt asked what actually failed during the hurricane as we have already spent the first allocation on generators. Mr. Patchett said we would add showers to the Community Center for when it is used as an evacuation center and upgrades to the community center. In other news, City Manager Phil Patchett announced that Trinity Rural Water Supply is close to completing their water plant, which means we will lose them as a customer within 6 months. Lake Livingston Water Supply is also preparing to build a new water plant, so by 2012, we will also lose them as a water customer as well. However, it will help us out a lot as far as storage because they use about 92,000 gallons a day between the both of them. Also, the Supplemental Environmental Project was approved yesterday on 12/9/09 to do the tire clean-up. We should receive a letter from TCEQ within about 10 days.

## 5. Old Business

- A. Discussion and action on any grant related business.** City Manager Phil Patchett had an update from the engineer for TCDP Water System Improvements Grant. We have been approved on a small purchase procurement grant. They will come in to do one mobilization either the week before or after Christmas. They will be installing another 4000 ft. of 10 in. water line in addition to the 2000 ft. that is already installed at which time it will all be tied in.

## New Business

- A. Discussion with Sharon Owens concerning H1N1 shot clinic.** Sharon Owens is with Texas Health Services and has opened a clinic at the Community Center Annex to give vaccinations for the H1N1 virus. She said the people at high risk are ages 6 months to 24 years and 24 -64 years with existing health problems. The elderly are not so much at high risk since they have a natural immunity. As of the time of the meeting, there have been 266 vaccinations given since they opened the doors on the 7<sup>th</sup> of December. Ms. Owens thanked Mr. Patchett in helping her get set up at the Community Center. Right now, they are targeting Houston and Trinity counties, but will take anyone that stops in.
- B. Discussion and Action regarding TXDOT Enhancement (STEP) proposed project.** City Manager Phil Patchett wanted to brief the council on where they are with this project. We are looking at approximately 7500 linear feet. The project cost is \$1.294 million and asked if TEIDC could match \$258,819 (20%) in 2011. The project wouldn't start until 2011. The project includes the rest of the downtown sidewalk, going out Hwy 19, San Jacinto St. tying in the sidewalk going to the elementary school and putting a pedestrian bridge over the deep ditch by the ball field, including a sidewalk to the ball field. The sidewalk would continue down the north side of Stadium St. to Hwy 19, back down to the Community Center. The sidewalk would then go past the historical church at FM 1617 to the Chamber of Commerce and tie into the sidewalk going into the low income housing project. This would also include 88 wheelchair ramps. Councilman Clegg DeWalt asked if this would include a sidewalk to the library. City Manager Phil Patchett recommended that if we are awarded, we could always do a change and add the sidewalk to the library to it. Councilman Neal Smith made the motion to go with the project. Councilman Clegg DeWalt 2<sup>nd</sup> the motion. All remaining members voted yea. Motion carried.
- C. Discussion and Action with City Manager Phil Patchett concerning bids to rehabilitate the interior of \$150,000 gallon ground storage tank on Bell Street.** City Manager Phil Patchett had previously asked the council about cleaning the storage tank out behind the community center because there has been discoloration in the water. The problem is the metal breaking down inside the storage tank. He has three bids to redo the interior of the tank. The bids are from Steel Tank Service for \$31,412.00, General Tank Service for \$29,789.00 and from Water Tower Maintenance for \$27,999.99. Mr. Patchett said they would drain the tank, sandblast it, clean it and put a 2 course epoxy coat (Sherwin Williams). We will then measure it and make sure it is between 10-12 mils. Mayor Pro-Tem Wayne Huffman made the motion to go with the lowest bid. Councilman Clegg DeWalt 2<sup>nd</sup> the motion. All remaining members voted yea. Motion carried.

- D. Discussion and action regarding quotes on Fire Department improvements.** City Manager Phil Patchett said Fire Chief Hayne Huffman has put together a package for some improvements at the fire department at the cost of \$21,035.66. Chief Huffman is asking to replace the stove and deep fryer. The volunteer fire department has provided meals during times of disaster and also for the city employees as well as the firemen. Councilman Clegg DeWalt made the motion to approve the funds for the improvement. Councilman Billy Joe Slaughter 2<sup>nd</sup> the motion. All remaining members voted yea. Motion carried.
- E. Discussion and Action with TEIDC President Neal Smith in reference to taking applications and employing an Economic Director.** Councilman Neal Smith said the TEIDC have several projects they want to get started with the blessings of the council to proceed with these projects, but everything would come back to the council for final approval. One is hiring a full time director to oversee their projects and try to bring some new businesses into town.
- F. Discussion and Action with TEIDC President Neal Smith concerning taking bids on utilities installation on 14 acre tract.** Councilman Neal Smith said there is a drainage problem there. The TEIDC board decided they need to hire an engineer to oversee the road and drainage issue. If the council approves this, City Manager is to get some figures together for this project.
- G. Discussion and Action with TEIDC President Neal Smith regarding taking bids for road project on 14 acres.** Councilman Neal Smith said TEIDC wants to put a concrete road with a median for the utilities.
- H. Discussion and Action with TEIDC President Neal Smith concerning purchase of 20 planter boxes and crape myrtles for downtown .** Councilman Neal Smith said the next request is to order 20 planter boxes for the downtown area to plant crape myrtles to beautify the city. Mr. Smith would like to have permission to pursue this project as well as the 3 previous requests. Councilman Billy Jo Slaughter suggested placing a garbage can near the planter boxes because people will be throwing their trash into the planter boxes. Councilman Clegg DeWalt made the motion to approve the four requests. Councilman Billy Joe Slaughter 2<sup>nd</sup> the motion. All remaining members voted yea. Motion carried.
- I. Discussion and Action regarding taking sealed bids for the sale of the 2003 Ford Crown Victoria Police car.** Mayor-Pro Tem Wayne Huffman made the motion to approve taking bids. Councilman Neal Smith 2<sup>nd</sup> the motion. All remaining members voted yea. Motion carried.
- J. Discussion and Action regarding clean-up with Kenneth Newton.** Councilman Neal Smith asked about Terry & Michelle Waller at 200 N. Robb as to whether they had removed the red metal structure and moved the white wood frame building. Mr. Newton replied that they had moved them. Councilman Neal Smith asked if Mr. Durdin had responded to the summons that was mailed to him. Mr. Newton said that he had not and this was the third time he had been summoned. Mr. Smith inquired about what the procedure was with someone that does not respond to the summons. Mr. Newton said we could possibly issue a warrant and bring him to find out what his intentions are.

**K. Discussion and Action concerning authorization to demolish the following structures:**

- **Lot #11-EB. Barker addition on N. Lakefield Street**  
**Owned by Menzora Boston** Councilman Neal Smith said he received a call from Ms. Boston earlier today. Fire Chief Hayne Huffman said if the city could go over there and use the heavy equipment and tear it down, push the trees on top of the house, it could be burned there.
- **Lot #42-Trinity TR.37 on Walker Street**  
**Owned by Ester Gordon** City Manager Phil Patchett said we could move the house to the lot next door with the neighbor's permission and burn it there.
- **418 West San Jacinto Street**  
**Owned by Annette Mitchell** This is a blue wood frame house that had previously burned. Councilman Neal Smith suggested that Fire Chief Hayne Huffman could go to these houses and figure out the cost to tear them down and burn them. Mr. Smith also suggested that Mr. Newton discuss with Mr. Huffman to see if they can be burned down.

Delma Ellis wanted to give a brief update on the road project. We are waiting on a compaction test on Ave A and Fifth St.. Ronnie Waters said the cracks on Ave. A will return after they do an overlay of 2 in. of asphalt within a year because there isn't a good base on it, just sand. Councilman Neal Smith wanted to know if there was a seal coat included in the bid for Ave. A. City Manager Phil Patchett said there was not, just a level up and an overlay.

**L. Citizens' Forum**

**Executive Session:** Council went into Executive session at 8:11 PM

**A. Discussion concerning personnel under Gov.Code 551.074.**

**7. Reconvene in open session:**

**A. Action necessary as a result of Executive Session regarding personnel under Gov.Code 551.074.**

- 8. Adjourn.** –Councilman Neal Smith made the motion to adjourn at 8:45 PM. Councilman Clegg DeWalt 2<sup>nd</sup> the motion. All remaining members voted yea. Motion carried.

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**Lyle Stubbs**  
Mayor

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**Phil Patchett**  
City Manager