

**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 April 8, 2010 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, Clegg Dewalt, Chris Dennis and Billy Joe Slaughter

Interim City Manager: Buddy Drake

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 from the Regular Meeting March 11, 2010.** Mayor Pro-Tem Wayne Huffman made the motion to approve. Councilman Neal Smith 2nd the motion. All remaining members voted yay. Motion was carried.
3. **Approve bills for payment.** – Councilman Billy Joe Slaughter made the motion to approve bills for payment. Councilman Clegg DeWalt 2nd the motion. All remaining members voted yay. Motion was carried.
4. **City Manager’s Report --** Our total funds as of April 8, 2010 are \$887,349.79. Our checking account balance is \$725,671.69. Accounts payable are \$102,859.49. Account receivables are \$132,187.80. The Municipal Court collected \$6,531.40 for the month of March 2010 with the OMNI Program collecting \$2,297.00 of that total. The sales tax collected for April 2010 is \$39,481.47. The Fire Department donations for the month of March 2010 were \$217.00. The water collections for the month of March 2010 were \$100,289.74. The total deposits for March 2010 were \$174,560.33. Interim City Manager Buddy Drake stated one of the paddlewheels went out at the Wastewater Treatment Plant. Mr. Drake said the city is receiving \$513,000 for disaster relief and are trying to get two paddlewheels with that money. Delma Ellis stated they have to get a paddlewheel as soon as possible because the one they repaired is not going to hold up much longer. Mr. Drake is going to check to see if the city can go ahead and use the disaster relief money for the paddlewheel that went out. If we cannot use the money yet, the city may have to repair or purchase a new paddlewheel and try to get reimbursed with the relief money.
5. **Old Business**
 - A. **Discussion and action on any grant related business.** Interim City Manager Buddy Drake stated the water well line should be finished up soon. Mr. Drake also stated the city had a sidewalk grant for 4ft wide sidewalks but the grant only funded a minimum of 5ft wide sidewalks. Mr. Drake stated he took it upon himself to change the width to 5ft and if we are approved the grant will be over a million dollars. It changed the total cost of the grant about \$28,000 and our part around \$5,000 or \$6,000.
6. **New Business**

- A. Discussion and action with Stan Foley of Entergy concerning Ordinance #10-0002 regarding approving the change in rates requested in Entergy Texas, Inc.'s Statement of Intent filed with the City of Trinity March 25, 2010.** Stan Foley stated a notice was filed with the city on March 25, 2010 regarding a change rates, specifically a refund of costs. This has to do with the reallocation of cost to generate electric power by all of the Entergy companies. When this was done there was a portion of the monies that was sent back to Texas customers. This ordinance will approve a rate refund that will go into effect for all customers within the city limits of Trinity that are Entergy customers. The refund will be for four months, May through August. Councilman Neal Smith made the motion to approve. Councilman Clegg DeWalt 2nd the motion. All remaining members voted yay. Motion carried.
- B. Discussion and action regarding approval of TEIDC's commitment of funds to repair the 65,000 gallon storage tank on Crestway Street.** Interim City Manager Buddy Drake stated he attended the TEIDC meeting on March 29, 2010 and asked for these monies and it was approved for \$32,500 plus plumbing. Councilman Neal Smith made the motion approve it. Mayor Pro-Tem Wayne Huffman 2nd the motion. All remaining members voted yay. Motion carried.
- C. Discussion and action concerning appointment of election judge for the General Election Day May 8, 2010.** Mayor Pro-Tem Wayne Huffman made the motion to appoint Glenda Patton. Councilman Billy Joe Slaughter 2nd the motion. All remaining members voted yay. Motion carried.
- D. Discussion and action regarding approval of streets for the Street Rehabilitation Project.** Interim City Manager Buddy Drake stated the engineers, Delma Ellis and his self were working on specs that will be proposed to the council for bids. The streets they are proposing are Israel Otis, Walker Street, Elizabeth Street, Rankin Drive, Caroline Street and Tenth Street. Mr. Drake said the city has \$350,000 left for the street rehabilitation project. Seal coat will be a little less than \$350,000 and hot mix will be a little more than \$350,000. Mr. Ellis stated all the streets need to be stabilized so they will have a base. Councilman Billy Joe Slaughter stated Stadium Street need to be repaired. Mr. Drake stated he has another appointment with the TEIDC Board and it looks like it will be more affirmative. Mr. Ellis stated you can get a square foot price on the stabilization which consists of mixing & putting the cement stabilization down and putting it to grade, a square foot price on chip and seal, a two course chip and seal and a square foot price on the asphalt. Then you can decide which streets you want to do and how much you want to do. Mayor Pro-Tem Wayne Huffman agreed with Mr. Ellis and thinks that is the way we need to go. Mayor Lyle Stubbs said to go ahead and get a price on all of it by the square foot then we can decide. Councilman Neal Smith made the motion to go ahead and get prices on the stabilization, chip and seal and the asphalt then bring it back to the council. Mayor Pro-Tem Wayne Huffman 2nd the motion. All other remaining members voted yay. Motion carried.
- E. Discussion and Action concerning clean-up with Kenneth Newton.** Councilman Neal Smith asked Mr. Newton if we got any of these places ready for the Fire Department that they could take care of. Mr. Newton said the only thing that has been holding the process up is the weather. Mr. Drake stated going from a

nonregulated city to a code enforced city is a hard slow patient job. He stated Mr. Newton's personality that he has seen is perfect for that transition time.

- F. Citizens Forum.** Johnnie Parker stated the city needs to enforce the codes. He thinks the home owners need to be responsible for their property and pay for the expenses instead of using tax payers' money to clean the property up. Billy Coleman asked how Lakefield was removed from the list. The Mayor stated it was not removed and it was still on the list. The Mayor also stated he wanted to get prices on all the streets on the list not just the five Mr. Drake listed. Mr. Coleman stated Lakefield was not one of the streets that Mr. Drake named. Councilman Neal Smith stated Mr. Drake named five streets we were going to get prices for and the Mayor stated he wanted to get prices on all the streets that are on the list. Napoleon Shaw appreciated Mr. Ellis for removing the water out of his ditches. He also stated he wanted Lakefield paved.

Executive Session:

A. Discussion concerning personnel under Gov. Code 551.074.

7. **Reconvene in open session:**
A. **Action necessary as a result of Executive Session pending Gov. Code 551.074.**
8. **Adjourn:** Meeting was adjourned at 7:45 PM.

Lyle Stubbs, Mayor

Buddy Drake, Interim City Manager