

**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 February 11, 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

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 from the Regular Meeting January 14, 2010.** Mayor Pro-Tem Wayne Huffman made the motion to approve. Councilman Clegg Dewalt 2nd the motion. All remaining members voted yay. Motion was carried.
- 3. Approve bills for payment.** -- Mayor Pro-Tem Wayne Huffman made the motion to approve bills for payment. Councilman Chris Dennis 2nd the motion. All remaining members voted yay. Motion was carried.
- 4. City Manager's Report** -- Our total funds as of February 11, 2010 are \$873,599.53. Our checking account balance is \$755,584.36. Accounts payable are \$106,318.12. Account receivables are \$107,796.33. The Municipal Court collected \$13,300.60 for the month of January 2010 with the OMNI Program collecting \$7,364.00 of that total. The sales tax collected for February 2010 is \$145,819.81. The Fire Department donations for the month of January 2010 were \$215.00. The water collections for the month of January 2010 were \$99,857.27. The total deposits for January 2010 were \$304,605.71. City Manager Phil Patchett stated they closed the H1N1 Expansion Clinic on January 29, 2010. It was open five days a week from December 7, 2009 thru January 29, 2010. They vaccinated 846 individuals during that time and wanted to thank the city for all their help. Mr. Patchett stated he met with Brandon Reese of Congressman Brady's office along with Major Williamson with the U.S. Army concerning innovative readiness training program that was discussed about nine months ago. They went over some projects that Mr. Patchett would like them to consider and some they would like the city to consider. One of the projects that Mr. Patchett suggested was for the city to supply the pipe to finish the transmission line from the water wells to the ground storage tank and have the army provide the labor. Another suggestion was the city buying the material and the soldiers doing the labor to relocate the water line on Church Street. Also, depending on TDRA with round two funding, Mr. Patchett suggested having showers built at the community center. Mr. Reese and Major Williamson suggested to bringing a mobile dental center which would make an immediate impact on the citizens concerning healthcare. Mr. Patchett stated he is open to suggestions the Mayor and City Council may have also. Mr. Patchett stated the work has been completed on the ground storage tank and work has begun on the north elevated tank on Rockdale. The city purchased 423,000 gallons a day from TRA and a portion of that is when the ground storage tank was down so we are \$49,000 in the red which is almost identical to where we were last month.

5. Old Business

- A. Discussion and action on any grant related business.** City Manager Phil Patchett stated the city has signed a contract with TDRA concerning Phase 1 of the Hurricane Ike Recovery Project. Mr. Patchett also stated Horton Construction started with the small procurement portion of our CDBG Project but could only work a couple of days due to the river being out of the banks.

6. New Business

- A. Discussion and action with Mr. Rippey of the First United Methodist Church regarding protection of the southeast corner of the church building alongside the 20ft alley running west onto Elm Street.** Mr. Rippey stated there is a one way street on the southside of their activity center and it goes from west to east. There is a one way sign posted on Elm Street but is obliterated by a tree so it is not visible from the north side. Mr. Rippey would like a wrong way sign posted on the other end of the alley where the two alleys come together. He also suggested putting a 2ft x 12ft guardrail up running east and west which would consist of treated lumber and he thinks that would make it more enforceable. Councilman Neal Smith made the motion to allow the church to put the guardrail up. Mayor Pro-Tem Wayne Huffman 2nd the motion. All remaining members voted yay. Motion carried.
- B. Discussion and action with Mr. Rippey concerning possible building construction alongside the alley in Block 9 in-line with the existing building which is a one story frame house now used by the church for rummage sales.** Mr. Rippey asked if they could build on the south side right along the alley line in line with the house. Councilman Neal Smith made the motion to allow it. Councilman Billy Joe Slaughter 2nd the motion. All remaining members voted yay. Motion carried.
- C. Discussion and action regarding 36" culvert at Cowboy Church parallel with Pegoda Road.** City Manager Phil Patchett stated Brother Ron Conatser is having a problem with the culvert which is a 30" concrete culvert that is falling apart. There is a tremendous amount of water that comes thru there but the culvert is on private property. Delma Ellis stated the culvert needs to be upgraded from a 30" culvert to a 36" culvert so it will carry the water that is coming through there now. Mr. Patchett is asking the Mayor and Council to replace 240ft of pipe if Brother Conatser supplies it and the city do the labor which would cost him \$7,200.00 Councilman Clegg Dewalt stated it would behoove the city to do this since it carries the water out of the city from that side of town. The council agreed they do not mind doing the work since it is city drainage but the city should not have to buy the pipe because it is on private property. Councilman Clegg Dewalt made the motion for the city to install the pipe that Brother Conatser purchases. Mayor Pro-Tem Wayne Huffman 2nd the motion. All remaining members voted yay. Motion carried.
- D. Discussion and action with Bert Roberts concerning his property.** Councilman Neal Smith asked the city's responsibility is to fix the culvert and at FM 1617, we

have not agreed to build a road all the way down to the creek. Mr. Patchett stated that is correct. Mr. Roberts stated he would like the ruts and holes built up and leveled back down and some ditches cut on the side. He has dirt and would like the city to haul in the dirt to build a road base. If the water in the creek is tested and if it is spring water and not sewer water then he will forego the culvert in the branch. Mr. Roberts understands that his three easements have been sent over to his attorney. The first easement is from Avalon, the second is the one that goes to the branch and the third one is on the four inch line he let the city lay. Councilman Clegg Dewalt confirmed if the water tests negative for sewer he just wants a 24" culvert and the road base. Mr. Roberts stated no, he just wants a 15" culvert and the road base. Mr. Roberts said he would sign all three agreements if the ruts and wholes are repaired, a culvert is put in at the top, and have the road base built. Mayor Pro Tem Wayne Huffman made the motion to have an understanding with Mr. Roberts tonight that when the city does these three things Mr. Roberts will sign the agreements. Councilman Neal Smith 2nd the motion. All other remaining members voted yay. Motion carried.

E. Discussion and Action concerning Weisinger Water Well, Inc. recommendations concerning water well #2. City Manager Phil Patchett stated Weisinger Water Well is replacing our bottom water well which is part of the CDBG grant. They sent a camera all the way down the well and their recommendations are to wire brush the screens, go in and scrape them, super chlorinate the well itself and go in and jet it. Mr. Patchett agrees with the recommendations. Mayor Pro-Tem Wayne Huffman made the motion to approve. Councilman Clegg Dewalt 2nd the motion. All remaining members voted yay. Motion carried.

F. Discussion and Action regarding opening of bids for 2003 Ford Crown Victoria. The city received two bids, one for \$705 from Howard Kinsel and \$800 from Ricky Kimble. Councilman Neal Smith made the motion to sell it to Ricky Kimble. Councilman Billy Joe Slaughter 2nd the motion. All remaining members voted yay. Motion carried.

G. Discussion and Action concerning Homeland Security Grant Program (SHSP) in the amount of \$8,000 and submission of equipment request for radio replacement in the amount of \$6,167.76 for the TVFD. City Manager Phil Patchett stated the city received a homeland security grant for \$8,000.00. The Fire Department has ten old midland radios and two handhelds that need to be replaced because they will not go to narrowband. The Police Department also has two radios that will not go to narrowband. The total cost for this with Nalcom including the work and installation is \$6,167.76 and the grant is \$8,000.00 with no match. Councilman Neal Smith made the motion to approve. Councilman Clegg Dewalt 2nd the motion. All remaining members voted yay. Motion carried.

H. Discussion and Action regarding order calling the May 8, 2010 general election for the City of Trinity. Councilman Neal Smith made the motion to call it. Councilman Clegg Dewalt 2nd the motion. All remaining members voted yay. Motion carried.

I. Discussion and Action concerning the two designated week days for which

early voting will be held 12 hours. City Manager Phil Patchett stated that in the past the 12 hour days are held the first day of early voting and that Friday. This year that would make the 12 hour days fall on Monday, April 26, 2010 and Friday, April 30, 2010. Mayor Pro-Tem Wayne Huffman made the motion to approve. Councilman Clegg Dewalt 2nd the motion. All remaining members voted yay. Motion carried.

J. Discussion and Action regarding renewal of agreement with Trinity County for lease of Auto Mark voting machine. Councilman Neal Smith asked if it was mandatory that the city has this machine. City Manager Phil Patchett stated it is mandatory for the HAVA. Councilman Neal Smith made the motion to approve. Councilman Clegg Dewalt 2nd the motion. All remaining members voted yay. Motion carried.

K. Discussion and Action concerning the next phase of the Road Rehabilitation Project. City Manager Phil Patchett stated the roads listed are up to the Council's discretion if they want to make any changes. The roads are Israel Otis Street, Walker Street, Tenth Street, Lakefield Street, Pinecrest Road, Elizabeth Street, Rankin Drive, Stadium Street and Maple Street. Mr. Patchett said most of these roads are going to have to be tore up and they will be stabilized. Councilman Neal Smith asked which streets have water lines under them. Mr. Patchett stated he took Church Street off the list due to the water line being under it. Israel Otis Street has an 8" plastic water line and the other streets are fine. Councilman Clegg Dewalt would like to see Stadium Street done first since that is the first street families see when they come to the baseball games. Mr. Patchett stated he talked to Ronnie Waters about Madison Street from the intersection of Elm Street to Hwy 19, Ronnie said it would be \$11,000.00 for a 2" asphalt overlay. Councilman Neal Smith asked if Phase 2 would use all the money left over from Phase 1. Mr. Patchett stated yes, that a guesstimate of the bids would be around \$330,000.00 for chip and seal. Councilman Billy Joe said we could bid the hot mix first. Councilman Neal Smith stated he would like to see the council consider getting prices on tearing the streets up and stabilizing and then either bid them out for chip and seal or asphalt. Mr. Patchett stated that too many that do not chip and seal so they cannot bid both chip and seal and asphalt. He said if the council wants to asphalt some of the streets and chip and seal the others then the council needs to make that decision. Councilman Neal Smith stated this last paving job is the best one the city has ever had since he has been involved with the city. The Mayor suggested Israel Otis Street should be first because it is the worst street on the list. Mayor Pro-Tem Wayne Huffman made the motion to tear up and stabilize and bid both chip and seal and asphalt. Councilman Neal Smith 2nd the motion. All remaining members voted yay. Motion carried.

L. Discussion and Action concerning clean-up with Kenneth Newton. Councilman asked Mr. Newton if the people receiving third notices have been summons to court. Mr. Newton stated that was the next thing to do, there are steps he has to take before he can summons someone to court. Councilman Billy Joe Slaughter stated the city needs to take care of the old city jail and repair the roof.

M. Citizens Forum. Eugene Harbin stated there are tree limbs hanging over Fairdale Street and would like the city to trim them. He also said the city dug up that street

and would like it to be repaired. Napoleon Shaw asked if the city could clean the ditches on Lakefield Street. He said water just stands in the ditch at the corner of Lakefield Street and Tom Street. Wade Greer stated the tree limbs are covering up the street light and would like the city to trim the limbs so it would not be so dim in that area.

Executive Session: 8:27 PM

A. Discussion concerning personnel under Gov. Code 551.074.

7. Reconvene in open session: 8:50 PM

A. Action necessary as a result of Executive Session pending Gov. Code 551.074.

8. Adjourn: Meeting was adjourned at 8:55 PM.

Lyle Stubbs
Mayor

Wayne Huffman
Mayor Pro-Tem