

**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 October 13, 2005 at 7:00 p.m. in the City Hall in Trinity, Texas. The following Council members were present:

**Mayor:** Lyle Stubbs

**Mayor Pro-Tem:** Neal Smith

**Councilman:** Charles Van Dyke, Vera Fransaw, and Dayrl Morrow

**City Manager:** Phil Patchett

**1) Call meeting to order.** - Mayor Stubbs called the meeting to order at 7:00 p.m. and verified that a Quorum was present for the meeting.

**2) Approve minutes for Regular Meeting on September 08, 2005 Budget Meeting, September 12, 2005 and Special Meeting September 29, 2005.** Councilman Dayrl Morrow made the motion to approve the minutes. Mayor Pro-Tem 2<sup>nd</sup> the motion. There was no further discussion. All remaining council members voted yea. Motion was carried.

**3) Approve bills for payment.** Councilman Charles Van Dyke made the motion to approve the bills. Councilman Dayrl Morrow 2<sup>nd</sup> the motion. Mayor Pro-Tem Neal Smith questioned why so much money was spent this month. City Manager Phil Patchett advised that \$5,000.00 of it was money spent on Trinlady Park Rd, and also mentioned that the City spent money in preparation of Hurricane Rita. Mr. Smith questioned the electric bill at the ball field. He said we have discussed having the electricity turned off because we don't need it until the middle of March. All remaining council members voted yea. Motion was carried.

**4) City Manager Report:** City Manager Phil Patchett advised that our total funds as of October 13, 2005 are \$589,734.21. Our checking account balance is \$344,457.65. Accounts payable are \$102,910.77. Accounts receivable are \$172,549.18. The Municipal Court collected \$7,742.00 for the month of September 2005 with the OMNI program collecting \$505.00 of that total. Sales tax collected for September 2005 was \$32,311.31. The fire department donations for the month of September 2005 were \$205.00. Water collections for the month of September 2005 were \$108,080.01. Mr. Patchett advised that we have 2 months left in our TRA report, we are far in to the surplus side and do not expect that to change. Mr. Patchett also wanted to commend the City of Trinity and its employees for their efforts during Hurricane Rita. We received emergency gas and diesel during a conference call with the state, and we were able to utilize this gas during the shortage.

**5) OLD BUSINESS**

**A. Discussion and action on any grant related business.**

- Water Well Grant – preconstruction meeting was held a week and a half ago. The Contractors are waiting for the go ahead from Mr. Patchett, who is waiting for better weather.
- Planning Grant – Grantworks is moving this project up in the schedule because TCEQ has concerns of updating our distribution maps.

**B. Discussion and action with Charley Stayton regarding condemned property on West Madison Street.** Charley Stayton was no present. Mr. Charles Stratton was present and wanted to discuss his side of the story. Mr. Stratton advised that the mobile homes in question have been sold, and will be moved within 60 days.

**6) NEW BUSINESS**

**A. Discussion and action considering Resolution No. 05-0012 authorizing designated signatories for the TCDP Planning Grant – Contract Number 725194.** Councilman Dayrl Morrow made the motion to approve the resolution. Mayor Pro-Tem 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried.

**B. Discussion and action with representatives with Avalon Nursing home.** Ken Keller, administrator of Avalon spoke on behalf of the Family Council, and wanted to thank the City first of all for all their hard work during the Hurricane. He would also like to recognize the City for there continued support with the Memory Walk, where family members can set some kind of memorial for their loved one. In the future they would like to add lighting along the walk. He also mentioned the success they have had with their annual car show, and how they are considering expanding that show in to a three day event. They are receiving a grant, and they are considering adding to the development of their property. Ms. Kendrick

wanted to mention how happy she is that they got their dam fixed. They are hoping to allow fishing there in the spring. The monies that they use come from the Family Council donations, which is where the car show comes in. In doing so, they would like to bring more people to Trinity, and perhaps have a Mayor's trophy presented at the next car show.

7) **Adjourn** -- Mayor Pro-Tem made the motion to adjourn. Councilman Daryl Morrow 2<sup>nd</sup> the motion. There was no further discussion. All remaining members voted yea. Motion was carried. Meeting adjourned @ 7:47 pm.

**THE STATE OF TEXAS  
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The Regular Meeting of the City Council of the City of Trinity was held on November 10, 2005 at 7:00 p.m. in the City Hall in Trinity, Texas. The following Council members were present:

**Mayor:** Lyle Stubbs

**Mayor Pro-Tem:** Neal Smith

**Councilman:** Charles Van Dyke, Vera Fransaw, Chris Dennis and Dayrl Morrow

**City Manager:** Phil Patchett

**1. Call meeting to order.** -- Mayor Stubbs called the meeting to order at 7:01 p.m. and verified that a Quorum was present for the meeting.

**2. Approval of minutes from Regular Meeting on October 13, 2005.** -- Councilwoman Vera Fransaw made the motion to approve the minutes. Councilman Charles VanDyke 2<sup>nd</sup> the motion. There was no discussion. All remaining councilmen voted yea. Motion was carried.

**3. Approve bills for payment.** -- Councilman Charles VanDyke made the motion to approve the bills for payment. Councilwoman Vera Fransaw 2<sup>nd</sup> the motion. There was no discussion. All remaining councilmen voted yea. Motion was carried.

**4. City Manager's Report** -- City Manager Phil Patchett advised that the electric bill ran high last month because Entergy estimated due to the hurricane, the minimum is based on the Highest Demand. Our total funds as of November 10, 2005 were \$ 489,771.48. Our checking account balance is \$ 243,992.18. Accounts Payable is \$ 87,891.29. Accounts receivable are \$ 136,334.85. The municipal court collected \$ 4,256.00 for the month of October 2005 with the OMNI program collecting \$ 2,043.00 of that total. Sales Tax collected for October 2005 is \$ 99,499.26. Fire Department Donations for the month of October 2005 were \$ 206.00. Water collections for the month of October 2005 were \$ 99,836.37. He briefly commented on Waters Construction, and advised that they are about halfway completed on the road project. Today, Weisinger Water Well Service, did a down hole survey of the water well. He was able to view the video and we did find a hole in the casing, which is not a good sign. The electrical project for the special events should be completed by the next meeting.

**5. Old Business**

**A. Discussion and action on any grant related business.** -- Mr. Patchett advised that Grant Works is underway on the planning grant. Mr. Patchett spoke with TCEQ on what mapping we have, and they are going to give us an extension on our mapping update. We should start drilling the new well in a week.

**6. New Business**

**A. Discussion and action regarding paving East Dillard St.** -- Councilman Neal Smith said that Mr. Will Johnson (resident of East Dillard St.) said he needed a little help. He has lived there for 33 yrs. Councilman Smith asked Mr. Patchett to get a price on what it would cost to pave his road. \$1,461.00 was the cost, and Councilman Smith is asking that we make a motion to pave this road.

Councilman Dayrl Morrow made the motion to approve. Councilman Charles VanDyke 2<sup>nd</sup> the motion. There was no other discussion. All other council members voted yea. Motion was carried.

**B. Discussion and action regarding paving Trinlady Park Rd. from Cauman St. to 3<sup>rd</sup> St.** -- Councilman Neal Smith also asked Mr. Patchett to get a price on what it would cost to pave this road \$12,267.48 Neal Smith made the motion to pave this road. Councilwoman Vera Fransaw 2<sup>nd</sup> the motion. There was no other discussion. All other council members voted yea. Motion was carried.

**C. Discussion and action regarding paving remaining width of West Caroline St.** -- Mr. Patchett advised the cost of paving this road was \$10,883.40. Councilman Neal Smith made the motion to approve. Councilwoman Vera Fransaw 2<sup>nd</sup> the motion. Dayrl Morrow reminded council that we decided to sand and oil the sides of these streets and not pave them. The remaining council voted for a total of 4-1 with Councilman Dayrl Morrow opposing. Motion was carried on the majority vote.

**D. Discussion and action regarding purchase of Road Maintainer** – Mr. Patchett advised that we’ve had this maintainer for 10 yrs now. The transmission is out, and it looks like an \$8,000 repair, and wants to know if the council would like to use the money to put in another machine instead. He found two other machines; one is up in North Texas 79 Hubert for \$8,500 dollars. The other one is a Fiat Allis. He can get parts for it, it’s just that no one wants to work on the transmission. He asked if council would allow the City to go and look at it. Councilman Neal Smith made the motion to table this subject until the next meeting to review other options. Councilman Dayrl Morrow 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was tabled.

**7. Executive Session:** -- Mayor Stubbs called for an executive session at 7:32 p.m.

**A. Discussion with Mayor Lyle Stubbs considering appointment of Municipal Judge for the City of Trinity Gov.Code 551.074**

**8. Reconvene in open session:** -- Mayor Stubbs reopened public session at 7:55 p.m.

**A. Action necessary as a result of Executive Session regarding appointment of Municipal Judge for the City of Trinity.** -- Mayor Stubbs would like to appoint Howard Kinsel as the new municipal judge. Councilman Dayrl Morrow made the motion to appoint Howard Kinsel. Councilman Charles VanDyke 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried. Mayor Lyle Stubbs administered the oath of office.

**9. Adjourn.** Councilman Dayrl Morrow made the motion to adjourn. Councilwoman Vera Fransaw 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried, and meeting was adjourned at 8:02 p.m.

**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 08, 2005 at 7:00 p.m. in the City Hall in Trinity, Texas. The following Council members were present:

**Mayor:** Lyle Stubbs

**Mayor Pro-Tem:** Neal Smith

**Councilman:** Charles Van Dyke, Vera Fransaw, Chris Dennis and Dayrl Morrow

**City Manager:** Phil Patchett

**1. Call meeting to order.** – Mayor Stubbs called the meeting to order at 7:02 p.m. and verified that a Quorum was present for the meeting.

**2. Approval of minutes from Regular Meeting on November 10, 2005.** – Mayor Pro-Tem Neal Smith made the motion to approve the minutes. Councilman Charles VanDyke 2<sup>nd</sup> the motion. There was no discussion. All remaining councilmen voted yea. Motion was carried.

**3. Approve bills for payment.** -- Councilman Charles Vandyke made the motion to approve the bills for payment. Councilman Dayrl Morrow 2<sup>nd</sup> the motion. There was no discussion. All remaining council members voted yea. Motion was carried.

**4. City Manager’s Report** -- Our total funds as of December 08, 2005 were \$ 391,895.17. Our checking account balance is \$ 253,844.20. Accounts Payable is \$ 86,781.15. Accounts receivable are \$ 142,410.36. The municipal court collected \$ 11,811.00 for the month of December 2005 with the OMNI program collecting \$ 3,419.00 of that total. Sales Tax collected for November 2005 is \$ 32,956.41. Fire Department Donations for the month of November 2005 were \$ 210.00. Water collections for the month of November 2005 were \$ 89,998.07. Mr. Patchett reviewed some of the roads, and saw a few problems. He spoke to Mr. Waters, and he said they will drag broom and fog seal for now, then reshoot 3 roads when the weather is better for Robb, Madison and Lakefield streets.

## 5. Old Business

**A. Discussion and action on any grant related business.** – Mr. Patchett said that on Monday Kirk Scanlon w/ Grant Works will be out to give us our 1<sup>st</sup> copies of the water distribution mapping. Then we will set up a public meeting before we continue any further with this project. The Water Well grant, we dug a 500 ft test well and we are waiting for the sample to come back to see if we can utilize the deeper sands. On the home grant, Mr. Patchett took a trip to Austin to change some of the staff recommendations to the board. Mr. Patchett advised that he will be returning Dec 14 to meet with the board and will discuss HB2928.

## 6. New Business

**A. Discussion and action with Scott Brooks concerning use of property on South Street.** – Debra Brooks addressed the council and provided a letter requesting the development of a one acre tract of land in the G. Sosa Survey, Trinity County, Trinity, Texas. Their intent is to develop the one acre behind the home in to a small private mobile home park for lower income residents. Councilman Dayrl Morrow made the motion to approve the development. Mayor Pro-Tem Neal Smith 2<sup>nd</sup> the motion. There was no other discussion. All other council members voted yea. Motion was carried.

**B. Discussion and action Stan Foley updating Mayor and Council on recent events concerning Entergy.** -- Mr. Foley updated the city regarding the recent hurricanes and how they affected Entergy and its customers and how it affected the Golden Triangle.

**7. Executive Session: -- Mayor Stubbs called for an executive session at 7:38 p.m.**

**A. Personnel. To deliberate the evaluation of an employee of the City of Trinity Gov.Code 551.074.**

**8. Reconvene in open session: -- Mayor Stubbs reopened public session at 8:10 p.m.**

**A. Discussion and action regarding the evaluation of an employee of the City of Trinity Gov.Code 551.074.** -- There was no action taken.

**9. Adjourn.** Councilman Dayrl Morrow made the motion to adjourn. Councilwoman Vera Fransaw 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried, and meeting was adjourned at 8:10 p.m.

## 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 January 12, 2006 at 7:00 p.m. in the City Hall in Trinity, Texas. The following Council members were present:

**Mayor:** Lyle Stubbs

**Mayor Pro-Tem:** Neal Smith

**Councilman:** Vera Fransaw, Chris Dennis and Dayrl Morrow

**City Manager:** Phil Patchett

**1. Call meeting to order.** – Mayor Stubbs called the meeting to order at 7:01 p.m. and verified that a Quorum was present for the meeting.

**2. Approval of minutes from Regular Meeting on December 08, 2005.** – Mayor Pro-Tem Neal Smith made the motion to approve the minutes. Councilwoman Vera Fransaw 2<sup>nd</sup> the motion. There was no discussion. All remaining councilmen voted yea. Motion was carried.

**3. Approve bills for payment.** -- Councilman Dayrl Morrow made the motion to approve the bills for payment. Councilwoman Vera Fransaw 2<sup>nd</sup> the motion. Mayor Pro-Tem Neal Smith questioned the uniform rentals. Mr. Patchett advised that the employees reimbursed the city on these items. Mr. Smith asked about Luftworks and the freight charge for the aerator. Mr. Patchett advised that \$850 was the amount of the freight on that unit. Mr. Smith also inquired about a charge from W.A. Electric for circuits. Mr. Patchett advised that this charge was for a heater for the Waste Water Treatment plant. All remaining council members voted yea. Motion was carried.

**4. City Manager's Report** -- Our total funds as of January 12, 2006 were \$292,341.04. Our checking account balance is \$ 246,137.83. Accounts Payable is \$94,759.34. Accounts receivable are \$135,954.72. The municipal court collected \$ 6,672.50 for the month of December 2005 with the OMNI program collecting \$ 1,624.00 of that total. Sales Tax collected for December 2005 is \$33,252.30. Fire Department donations for the month of December 2005 were \$201.00. Water collections for the month of December 2005 were \$ 94,110.99. Mr. Patchett announced that we now have a website for the City of Trinity. The website address is [www.cityoftrinity.com](http://www.cityoftrinity.com) . Some of the information you can get off the website would include the agendas, and minutes from previous meetings. This is a requirement since we are a municipality. We also have an Economic webpage which also includes a Retail Area Demographics and a map of our Retail area.

Mr. Patchett also pointed out on the TRA report that we are \$45,140 in the black for budget year 2004-2005 This an unaudited number, so it's subjected to change. He also pointed out that currently we are \$125,778 in the black this budget year. Showing what the sleeping giant can do.

Mr. Patchett advised that we had a down-hole survey in well #2, we had money left over to go back down and pull the liner out. When they pulled the liner out, the liner broke, so we have a problem. One option is to shut the well down. The other option is to bring in a spear truck which is very costly. But the good news is, we now may have a third option. After talking to Scott Wiesinger, with Wiesinger Water Wells, it looks like the water well we are currently drilling may get more water than we originally anticipated. It looks like we are going to get 300-400 a minute from that well. He feels that this well may produce enough for two wells. We are expecting this to be our best well.

#### **5. Old Business**

**A. Discussion and action on any grant related business.** – Mr. Patchett advised he mentioned the wells in his City Manager Report.

#### **6. New Business**

**A. Discussion and action on casting City of Trinity's votes for the Board of Directors for the Trinity County Appraisal District.** – Councilman Dayrl Morrow made the motion that we accept that we split the votes evenly among the five candidates. Mayor Pro-Tem Neal Smith 2<sup>nd</sup> the motion. There was no other discussion. All remaining candidates voted yea. Motion was carried.

**B. Discussion and action with representatives of Allied Waste concerning solid waste services in the City of Trinity** -- The representatives were John Love, Terri League, and Rance Taylor. John Love addressed the council. He advised that they do acknowledge that they have received the city's complaints and understands that the city is unhappy with the service they are receiving. He advised that they are executing an exit strategy in this area because it is not financially feasible to continue service in this area. He advised that it is still no excuse for the poor service we have been receiving and apologized for the lack of service. He gave us options, such as contacting Pro Star or another waste management service. He also advised that Allied Waste would also be interested in rebidding for the service in this area. At the current rates their company has for our city, Allied Waste is losing money in our area. He advised that there are some options the city can go, to be more cost effective. The mayor told Mr. Love that the city doesn't necessarily want a different Waste Management service. The city just wants the service that they pay for. The City's complaint is that Allied Waste is just too consistent in the amount of garbage they are leaving down on a daily basis. Mr. Patchett advised that one of the major complaints is that when the truck is packed out, and there is still garbage down. In the past, the driver has gone to the landfill to dump it, and return to finish his route. Now, the drivers just use the excuse that they are packed out and don't complete the route that day. Mr. Smith wanted to know, how long Allied Waste has known about our common complaints, and Mr. Love advised that Phil, and Sheila contact their office on a daily basis, and there is no excuse for the poor service we are receiving. Chris Dennis said we are paying for a service that we are not receiving. Terri League advised you are getting the service, just not in the timely manner the City is wanting it. Mr. Smith asked how long the City has been with BFI/Allied Waste. Mr. Patchett advised that we have been in contract since 1989. Mr. Smith said he isn't ready to give up on BFI/Allied Waste yet, but the service has got to improve. Mr. Love advised that Allied Waste can't continue to service the City of Trinity with the current rate schedule.

**C. Discussion and action with Roland Kane of Trinity Café concerning improper use of his dumpster.** -- Mr. Kane advised that he isn't the only one with this problem. Several of the store owners are complaining of the illegal dumping in their dumpsters. The owner's aren't able to dump their own trash because the dumpsters stay full. He is asking that the City enforce illegal dumping fines. He suggested running some sort of article in the paper, letting the public know what the consequences will be if they continue to illegally dump their trash. Mr. Patchett advised that to enforce something like that we would have to adopt a city ordinance. Mr. Patchett also found out that without a city ordinance, it is not illegal to dump in a dumpster, however if trash is left beside the dumpster it is considered littering and that is against the state law. An ordinance will take 60

days to adopt. Councilman Dayrl Morrow suggested that we put an ad in the paper advising the public of our intentions and perhaps post some signs until we can get an ordinance passed.

**D. Discussion and action concerning an agreement between the City of Trinity and Trinity County regarding maintenance of unpaved city streets.** – Mr. Patchett advised that since we are having problems with our maintainer, he has discussed with County Commissioner Bill Burton to enter in to an agreement with Trinity County to allow them to maintain our roads until we get the problems with our maintainer fixed and we are able to take care of our own roads. Mayor Pro-Tem Neal Smith made the motion to approve. Councilman Chris Dennis 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried.

**E. Discussion with Barbara Pope concerning Cebridge Cable Co.** -- Ms. Pope was not present. Nothing was discussed.

**F. Discussion and action with Sue Sapaugh concerning the property adjacent to hers.**-- Ms. Sapaugh was not present. Nothing was discussed.

**G. Discussion and action regarding bids received for Library Foundation work.** – Mr. Patchett advised there is a serious problem down there for sure. We have received 2 bids, one from Ace Foundation and one from J & J foundation. J & J has more piers under their. J & J's bid is a bit cheaper, but when you read the warranty it's for less. Ace has a 15 year warranty verses the J & J warranty of 4 years. Ace's bid is \$14,300.00 and J & J's bid is in the amount of \$13,500.00. Mayor Pro-Tem Neal Smith makes a motion

to approve Ace Foundation. Councilman Dayrl Morrow 2<sup>nd</sup> the motion. There is no other discussion. All remaining members voted yea. Motion was carried.

**H. Discussion concerning the city property adjacent to Alco.** – Mayor Stubbs advised that there is a business interested in putting a store in on this property. He feels that if we get one store in there, then more will come. He is asking that Neal Smith take this back to the Economic Development Committee. Mr. Smith agreed to call a meeting with the TEDC, and would get back to him by next council meeting.

**I. Discussion and action concerning appointment of ordinance officer.** -- Mayor Pro-Tem Neal Smith said there are ordinances on the books he feels aren't being enforced. There are houses that are unlivable, junk in yards, and there needs to be someone trained to inspect homes to see if they are livable. Mr. Smith suggested that we have someone such as Cody, who can identify a home when he is turning on water, and flag it to be inspected by such an officer. Mr. Patchett advised that we don't have anyone currently who is certified to inspect homes, other than himself. Ms. Fransaw said that if we create such a position, we need to follow through with it. If a home doesn't meet city code, then we need to make the owner follow city guidelines.

**7. Executive Session: -- Mayor Stubbs called for an executive session at 8:07 p.m.**

**A. Discussion concerning personnel and possible litigation for the purpose to authorize by City of Trinity Gov.Code 551.074.**

**8. Reconvene in open session: -- Mayor Stubbs reopened public session at 9:20 p.m.**

**A. Action necessary as a result of Executive Session regarding personnel and possible litigation for the purpose to authorize by City of Trinity Gov.Code 551.074.**

**9. Adjourn.** Mayor Pro-Tem Neal Smith made the motion to adjourn. Councilman Dayrl Morrow 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried. Meeting was adjourned.

The Special Meeting of the City Council of the City of Trinity was held on January 19, 2006 at 7:00 p.m. in the City Hall in Trinity, Texas. The following Council members were present:

**Mayor:** Lyle Stubbs

**Mayor Pro-Tem:** Neal Smith

**Councilman:** Vera Fransaw, Chris Dennis and Dayrl Morrow

**City Manager:** Phil Patchett

**1. Call meeting to order.** – Mayor Stubbs called the meeting to order at 7:01 p.m. and verified that a Quorum was present for the meeting.

**2. New Business**

**A. Discussion with representative of Waste Services.** – Waste Services called day before yesterday and said they have a gentleman's agreement with Pro-Star and they will not be able to offer services in our area.

**B. Discussion and action with James Flournoy of Klotz Associates regarding downtown sidewalk reconstruction and TXDOT STEP Application --** Mr. Flournoy advised of a new project that TXDOT is encouraging. This project would be funded by a grant by 80% and the City would match the project with 20% which would be about \$110,000.00. This would replace the sidewalks beginning in Downtown, on the City Square and continue south to the Community Center. Mr. Flournoy gave the council a draft of what the project would look like. This project takes a lot of effort. Environment reviews and historical reviews will be required. Mayor Pro-Tem Neal Smith would like to remove the high lines and put them underground, so that the down town area looked nicer. Mr. Flournoy advised that this was the time to mention it, and put it in the budget. Mr. Smith asked Phil to get with Entergy and find out what it would take to put the lines underground. This application needs to be submitted to the local office by the end of February. Mr. Smith said he would call a TEDC meeting next week, to discuss this project.

**C. Discussion and action concerning storage space.** – Mr. Patchett reminded the council that we have an agreement with the Boys and Girls Club, to allow them to use this building until the new school opens up this next year. Mr. Patchett spoke with Chris Keenright and Mr. Keenright agreed to move out of one of the rooms, and get it ready for us to be able to use for storage. Mr. Keenright said he only needed a couple of days for this. This will be a temporary solution until the end of the school year.

**3. Executive Session concerning personnel and possible litigation for the purpose to authorize by City of Trinity Cov.Code 551.074.**

**4. Action necessary as a result of Executive Session.**

**5. Adjourn.** Mayor Pro-Tem Neal Smith made the motion to adjourn. Councilman Dayrl Morrow 2<sup>nd</sup> the motion. There was no discussion. All remaining members voted yea. Motion carried, and meeting was adjourned.

**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 09, 2006 at 7:00 p.m. in the City Hall in Trinity, Texas. The following Council members were present:

**Mayor:** Lyle Stubbs

**Mayor Pro-Tem:** Neal Smith

**Councilman:** Charles VanDyke, Vera Fransaw, and Chris Dennis

**City Manager:** Phil Patchett

**1. Call meeting to order.** – Mayor Stubbs called the meeting to order at 7:01 p.m. and verified that a Quorum was present for the meeting.

**2. Approval of minutes from Regular Meeting on January 12, 2006 and Special meeting January 19, 2006.** –

Councilwoman Vera Fransaw made the motion to approve the minutes. Councilman Charles VanDyke 2<sup>nd</sup> the motion. There was no discussion. All remaining councilmen voted yea. Motion was carried.

**3. Approve bills for payment.** -- Councilman Charles VanDyke made the motion to approve the bills for payment. Councilman Chris Dennis 2<sup>nd</sup> the motion. Mayor Pro-Tem asked what was so special about the light pole in front of

City Hall. Mr. Patchett said it needed a water tight seal. All remaining council members voted yea. Motion was carried.

**4. City Manager's Report --** Our total funds as of February 9, 2006 were \$309,163.30. Our checking account balance is \$ 260,985.61. Accounts Payable is \$99,681.19. Accounts receivable are \$136,438.38. The municipal court collected \$ 17,908.50 for the month of January 2005 with the OMNI program collecting \$ 4,842.00 of that total. Sales Tax collected for January 2006 is \$109,119.77. Fire Department donations for the month of January 2006 were \$209.00. Water collections for the month of January 2006 were \$ 89,841.69. Mr. Patchett gave a final report on Hurricane Rita, the time and all the paperwork was definitely worth while. He thanked the office staff and especially Jennifer for her assistance in all the paperwork. We received \$ 31,830.25. Category A (which was debris removal) was \$ 22,836.92. Category B (which was actual evacuation) was \$ 8,993.33. We received all but \$250.00 that we originally asked for.

We found a company to rebuild existing Clarke transmission \$4,500.00. They offer a 2 week turn around. Shipping will cost \$ 1,350.00 each way. This company is in Oregon. \$7,200.00 for transmission, \$1,600.00 to pull it out, and put it back in, making the total cost \$8,880.00. Mr. Patchett advised, that he believes there is some life left in maintainer & hate to see it sold to someone for scrap for \$1,000.00.

Mr. Patchett said he had talked to Bill Waters of Waters Construction 2 weeks ago regarding recent chip and seal work. The crew has done some patching on some of their work. Mr. Waters said they will be back in early spring to reshoot the problem streets such as North Robb plus 2 more streets. Mr. Patchett advised he has been working with Van Bush, the 911 Regional Director with DETCOG, on some 911 mapping in the City. He has provided an impressive aerial photo with our city streets. After Mr. Patchett makes some corrections this will be redone and sent back to us at no charge.

#### **5. Old Business**

##### **A. Discussion and action on any grant related business. –**

**Park Grant** – We staked the walking trail and hope to begin construction next week, weather permitting.

**TCDP Grant** - The water well grant is nearing completion and is needed desperately. The test pump was pulled this week. The next steps are: Concrete the well head, install cyclone fencing and set up the electrical poles for the 3 phase power. We are pushing this as fast as we can.

**Planning Grant** - All the information gathered should be entered into the software database by the end of next week and in around 2 weeks Mr. Patchett should start getting some mapping drafts to add or delete as it may be.

#### **6. New Business**

**A. Discussion and action regarding the two designated weekdays for which early voting will be held 12 hours.** – Mayor Stubbs suggested that the 1<sup>st</sup> and 5<sup>th</sup> of May for early voting. Councilman Charles VanDyke made the motion to approve. Councilwoman Vera Fransaw 2<sup>nd</sup> the motion. There was no other discussion. All remaining candidates voted yea. Motion was carried.

**B. Discussion and action regarding ordering of election for the City of Trinity** – Mayor Stubbs ordered Saturday May 13<sup>th</sup>. Mayor Pro-Tem made the motion to approve. Councilman Chris Dennis 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried.

**C. Discussion and action with BFI Allied Waste Services concerning new proposal involving rate increases.** -- Terri League and Rance Taylor were in attendance. The contract we are currently working under is under estimated, and requires an increase in pay. They submitted a new proposal. The mayor asked what the length of the contract would be. Terri said the length of the proposal is negotiable. She explained that their operating cost exceed their income. She explained that the CPI (consumer price index) has gone up over the last five years at least 4%. Mayor Pro-tem expressed his concerns with having a long contract, given the lack of service we have received in recent months. Terri felt that a lack of communication has probably caused most of the irregularities we have seen. She wants to go through the list and go through every single business and address match, and if there is any errors, they are fixed. Rance Taylor stated that in this new contract, if an individual is missed, BFI Allied Waste will make a resolution in a 24 hour

period to correct the problem. Mayor Pro-Tem Neal Smith asked if we could get a 1 year contract, until we are sure we are satisfied with our new contract and service. Teri League said a 2 year contract is more suitable. Phil Patchett advised Teri and City Council, the importance of making the renewal of this contract date to coincide with our budget year, which begins in October of every year. Mayor Pro-Tem made the motion to approve a 2 year contract with a rate increase beginning in April 1, 2006. Councilman Charles VanDyke 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried.



**D. Discussion and action concerning Ordinance # 06-0001 regarding illegal use of dumpsters –** Mr. Patchett read the ordinance. No parties will place refuse in another party's container. By passing this ordinance, the police department will be able to enforce this ordinance. Mayor Pro-Tem Neal Smith made the motion to approve. Councilman Chris Dennis 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried.

**E. Discussion and action concerning Resolution # 06-0001 to certify funding and support for the Statewide Transportation Enhancement Program for the application to receive funding to Build the American legion Bike/Pedestrian Trail.** -- Cleo Blanton with Klotz & Associates addressed the council to explain this project. Cleo is preparing an application for the TxDOT Fund. The state is asking that the City match this grant by 20%. Cleo advised that TxDOT likes cities who match more than 20%; it helps the City's chances of getting funded. The City needs several letters of support to accompany the application; these are due by the end of February. Cleo also needed a date for a Public Meeting. Phil said he would get back with him on a date for the Public Meeting. Mayor Pro-Tem Neal Smith made the motion to pass the resolution. Councilwoman Vera Fransaw 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried.

**F. Discussion and action with Neal Smith concerning TEDC recommendations regarding planning and preliminary engineering of 14 acre tract.** – Mayor Pro-Tem Neal Smith advised that TEDC had proposed a plan for this 14 acre tract, to bring in new retail businesses with a “mini-mall”. He showed a diagram based on TEDC's proposal, splitting the property. One side will be a mini-mall, and the other side would be saved for a large commercial business, perhaps a grocery store or some sort of industrial business. TEDC spoke with James Flournoy and requested that he help engineer and develop this project. The entire lot would be covered in a concrete parking lot, divided by a street. Before any construction can begin, the soil will have to be tested. The city crews are cleaning up the property, and getting it ready for any possible development. Councilwoman Vera Fransaw made the motion to approve the proposal from TEDC. Councilman Chris Dennis 2<sup>nd</sup> the motion. There no other discussion. Mayor Pro-Tem Neal Smith abstained from voting because he is president of the board. All remaining members voted yea. Motion was carried.

**G. Discussion and action with representatives of Trinity Auction Company concerning future sale of city equipment.** – Mayor Pro-Tem Neal Smith introduced Mr. West of Trinity Auction Company. Would like to sell the city's surplus using an online auction. He offers his services to place items online for auction. If the item doesn't sell, the City isn't charged anything. If an item does sell, the auction will receive 10% of the sale. Councilman Charles VanDyke made the motion to approve. Mayor Pro-Tem Neal Smith 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried.

**H. Discussion and action concerning the sale of 2001 Crown Victoria.** – Mayor Pro-Tem Neal Smith made the motion to allow the Trinity Auction Company sell it with a minimum of \$2500. Mr. Patchett said he would get with TML on the legality of this contract. Councilman Charles VanDyke 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried.

**I. Discussion and action with Jeffrey McGlothen regarding trash and clean-up in the City of Trinity.** – He is concerned of the drug paraphernalia he sees in neighbor's yards on Dryden St. People are dumping TV's, refrigerators, furniture, etc. He also feels there isn't sufficient lighting to keep this neighborhood safe. He has children and grandchildren who play in this neighborhood. The neighborhood feels there's not enough police presence to deter drug trafficking. Police Chief Lynn Gentry said they have written tickets and arrested one individual in that area. The Mayor said the City would take care of this problem.

**J. Discussion and action concerning hunting in the City of Trinity.** – Mayor Pro-Tem Neal Smith is concerned that armed men are hunting just inside the city limits, and there are children in the vicinity. He is asking that we write an ordinance prohibiting hunting inside the city limits. The council reviewed 2 ordinances from other cities to help decide how to write our ordinance. They decided that the ordinance needed to be very specific, and mention all different types of weapons in question, such as Air rifles, firearms, bows, crossbows, and range weapons. Councilman Chris

Dennis made the motion to write an ordinance. Mayor Pro-Tem Neal Smith 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried.

**K. Discussion and action regarding the installation of a street light requested by Lois Boyd. --** This topic was skipped. Mr. Patchett said he had handled and resolved this issue.

**L. Discussion and action concerning repairs to Clarifier #1 at the Waste Water Treatment Plant. --** Mr. Patchett advised that clarifier #1 at the waste water treatment plant, the gear drive is out.

There are 2 options; to have it repaired it will cost \$ 22,522.00, the other option would be to buy a new one for \$ 44,000.00. Council felt that it would be more cost effective to purchase a new one, than to replace the old one. Mr. Patchett advised that this unit was rebuilt just 5 years ago. Mr. Patchett recommended purchasing a new one. Councilwoman Vera Fransaw made the motion to table this topic until we can get more prices on buying a new one. Mayor Pro-Tem Neal Smith 2<sup>nd</sup> the motion to table the topic. There was no other discussion. Topic was tabled.

**M. Discussion and action concerning repairs for Water Well #1. –** Mr. Patchett advised we did the down hole survey in water well #1. The well is 50 years old. We have \$8,500 in to the project right now. We are looking at another \$2,500 to fish out the old pump bowl that was left down in there. There's another \$7,500 to do another induction survey. Then looking at \$20,000 to \$40,000 to repair the screen. Or, \$250,000 to build a new well. Mr. Patchett said he was prepared to call Jim McReynolds, and declare an emergency, to see if we can bump up the priority with the state in getting the funding needed. Mayor Pro-Tem Neal Smith made the motion to table this topic until next week. Councilwoman Vera Fransaw 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried to table the topic.

**N. Discussion and action concerning an ordinance authorizing restricting prior service credit to employees who are members of the Texas Municipal Retirement System for service previously performed for which they have not received credited services. --** Mr. Patchett advised this gives employees credit for timed served. Mayor Pro-Tem Neal Smith made the motion to approve. Councilman Charles VanDyke 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried.

**7. Executive Session: --**

**A. Discussion concerning personnel and possible litigation for the purpose to authorize by City of Trinity Gov.Code 551.074.**

**8. Reconvene in open session: --**

**A. Action necessary as a result of Executive Session regarding personnel and possible litigation for the purpose to authorize by City of Trinity Gov.Code 551.074.**

**9. Adjourn.** Councilman Charles VanDyke made the motion to adjourn. Councilman Chris Dennis 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried. Meeting adjourned at 8:35pm.

**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 March 02, 2006 at 6:00 p.m. in the City Hall in Trinity, Texas. The following Council members were present:

**Mayor:** Lyle Stubbs

**Mayor Pro-Tem:** Neal Smith

**Councilman:** Charles VanDyke and Dayrl Morrow

**City Manager:** Phil Patchett

**1. Call meeting to order.** – Mayor Stubbs called the meeting to order at 7:01 p.m. and verified that a Quorum was present for the meeting.

## **2. Action Item**

### **A. Discussion and action regarding proposals to repair clarifier #1 at Waste Water Treatment Plant.**

– Mr. Patchett expressed concerns of an environmental impact on the community. He gave 2 prices one from Environmental Improvements in Houston for \$38,428 which will include gear drive unit complete and skimmer arm which is rusted out. The second price is from US Filter \$54,547. Mr. Patchett recommends using Environmental Improvements. These units are made to last from 20 to 30 years. Comes with a 1 year warranty. Councilman Dayrl Morrow made the motion to accept the bid from Environmental Improvements. Mayor Pro-Tem Neal Smith 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried.

**3. Adjourn.** -- Councilman Charles VanDyke made the motion to adjourn the meeting. Councilman Dayrl Morrow 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried. Meeting adjourned at 6:10pm .

## **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 March 09, 2006 at 7:00 p.m. in the City Hall in Trinity, Texas. The following Council members were present:

**Mayor:** Lyle Stubbs

**Mayor Pro-Tem:** Neal Smith

**Councilman:** Charles VanDyke, Vera Fransaw, Dayrl Morrow and Chris Dennis

**City Manager:** Phil Patchett

**1. Call meeting to order.** -- Mayor Lyle Stubbs called the meeting to order at 7:01 p.m. and verified that a Quorum was present for the meeting.

### **2. Approval of minutes from Regular Meeting on February 09, 2006 and Emergency meeting March 02, 2006**

-- Councilwoman Vera Fransaw made the motion to approve the minutes. Councilman Charles VanDyke 2<sup>nd</sup> the motion. There was no discussion. All remaining council voted yea. Motion was carried.

**3. Approve bills for payment.** – Councilman Dayrl Morrow made the motion to approve the bills for payment. Councilman Charles VanDyke 2<sup>nd</sup> the motion. There was no other discussion. All remaining council voted yea. Motion was carried.

**4. City Manager's Report** -- Our total funds as of March 9, 2006 is \$438,238.41. Our Checking account balance is \$390,714.14. Accounts Payables are \$98,930.45. Accounts Receivables are \$89,447.63. The Municipal Court collected \$12,947.08 for the month of February 2006 with the OMNI Program collecting \$7,485.00 of that total. The Sales Tax Collected for March 2006 is \$33,782.02. The Fire Department Donations for the month of February 2006 were \$214.00. The Water Collections for the month of February 2006 were \$83,015.43.

The repairs are started to the foundation to the Library. Councilman Smith has visited the site, and expressed how pleased he was at the work they are doing. Mr. Smith also mentioned once the project is complete he wants Mr. Patchett to get someone to grind the old tree stumps, and clear them up.

Mr. Patchett also advised they have completely laid the water line down at the Community Center for the special events project. All we have left to do is get Entergy to tie in the service then the project will be complete.

Councilman Dayrl Morrow questioned what the status was on getting the plaques up at the community center. Mr. Patchett said, we have the plaques we just can't get in contact with the guy who is suppose to put them up.

Mr. Patchett advised he has been taking trips to Austin lately to discuss the TDHCA Home Grant program. Right now the TDHCA board is trying to cut the maximum amount aloud for award in half. He will be returning on March 20 to visit the board one last time to reason with them.

## **5. Old Business**

### **A. Discussion and action on any grant related business. --**

**Park Grant-** Mr. Patchett advised that half way around the property, the ground is pretty soft. We should be completing that project pretty soon.

**Planning Grant-** Mr. Patchett mailed the aerial map we received from DETCOG and they are still digitizing the information. When Mr. Patchett goes to Austin on March 20<sup>th</sup> he will check with Grantworks, and see what the status is.

**Community Development Program/Water Well Grant-** The concrete slab is completed around the well head. The electrical is currently temporary. We ran the communication cable, it is hooked up. They sampled the well this week. All we are waiting on is a special spool piece and we hope to be completed by next week.

## **6. New Business**

**A. Discussion and action to consider appointing Flournoy & Deaton L.L.P. as City Attorney for the City of Trinity.** – Mr. Patchett advised Mr. Flournoy has already been working with the City of Trinity on the Water Well issues, and has saved us a great deal of money. He advised they could be hired without a retainer fee. Mr. Patchett just felt it would be wise to have a City Attorney. Councilman Neal Smith made the motion to hire them as our City Attorney. Councilman Dayrl Morrow 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried.

**B. Discussion and action concerning Ordinance # 06-0001 – An ordinance establishing regulations for commercial and industrial solid waste collection in the City of Trinity.** -- Councilman Dayrl Morrow made the motion to pass the ordinance. Councilman Chris Dennis 2<sup>nd</sup> the motion. Councilman Neal Smith asked what kind of restrictions would be applied to what could be put in the dumpsters. Restrictions include, construction material, and flammable material and nothing that sticks out of the dumpster lid. There was no other discussion. All remaining members voted yea. Motion carried.

**C. Discussion and action concerning Ordinance # 06-0003 – An ordinance establishing restrictions for the discharging of weapons inside the City of Trinity.** -- Councilman Dayrl Morrow made the motion to approve the ordinance. Councilwoman Vera Fransaw 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion carried.

**D. Discussion and action concerning appointing Susan DeBose as election judge for Election Day, May 13<sup>th</sup>, 2006.** -- Councilwoman Vera Fransaw made the motion to approve. Councilman Chris

Dennis 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried.

## **7. Executive Session:**

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

## **8. Reconvene in open session:**

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

**9. Adjourn.** – Councilman Dayrl Morrow made the motion to adjourn. Councilman Neal Smith 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried. Meeting adjourned at 7:40 p.m.

## **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 13, 2006 at 7:00 p.m. in the City Hall in Trinity, Texas. The following Council members were present:

**Mayor:** Lyle Stubbs

**Mayor Pro-Tem:** Neal Smith

**Councilman:** Charles VanDyke, Vera Fransaw, Dayrl Morrow and Chris Dennis

**City Manager:** Phil Patchett

**1. Call meeting to order.** -- Mayor Lyle Stubbs called the meeting to order at 7:01 p.m. and verified that a Quorum was present for the meeting.

**2. Approval of minutes from Regular Meeting on March 9, 2006 and Special meeting March 13, 2006 --** Councilman Charles VanDyke made the motion to approve the minutes. Councilwoman Vera Fransaw 2<sup>nd</sup> the motion. There was no discussion. All remaining council voted yea. Motion was carried.

**3. Approve bills for payment.** – Councilwoman Vera Fransaw made the motion to approve the bills for payment. Mayor Pro-Tem Neal Smith 2<sup>nd</sup> the motion. There was no other discussion. All remaining council voted yea. Motion was carried.

**4. City Manager's Report --** Our total funds as of April 13, 2006 is \$342,219.14. Our Checking account balance is \$311,576.27. Accounts Payables are \$103,206.73. Accounts Receivables are \$132,871.00. The Municipal Court collected \$15,571.53 for the month of March 2006 with the OMNI Program collecting \$7,454.00 of that total. The Sales Tax Collected for April 2006 is \$38,038.15. The Fire Department Donations for the month of March 2006 were \$215.00. The Water Collections for the month of March 2006 were \$88,303.67.

Mr. Patchett advised he received a letter from TRA in regards to Hurricane Rita, basically since the damage to the dam, the lake level is down 4 feet. They are 85% complete with the dam. The problem is the plant which services 6 entities including the City of Trinity, which is designed to produce 11,000 gal per min is now producing 550 gal per min. We don't know if when the dam gets repaired if we have a dry summer, we may be looking at fall before there's any water in that lake. TRA is hoping the completion will be sometimes towards the end of May. Mr. Patchett advised he has allotted 50 gallons a minute to Westwood Shores. They have no other way of producing any other water. If we had not got the new well online, we would not be able to help Westwood Shores and would not be doing very well. Fortunately, the new well is producing 300 gallons per minute, which is more than we anticipated. Good news is, it looks like the City will be receiving another grant for another water well.

### **5. Old Business**

#### **A. Discussion and action on any grant related business. --**

**Community Development Program/Water Well Grant-** We finished the water well, all we have to do is put a fence around it. The fence will be complete sometime next week. We are getting 300 gallons per minute. We are also getting funded again for \$238,000.00 for another water well. Which is remarkable to get funded 2 years in a row.

### **6. New Business**

**A. Discussion and action with GrantWorks representatives to review the text maps associated with TCDP Planning Grant Contract No. 725194 and consider request to forward such information to Office of Rural Community Affairs for it's review.** – Mr. John Huggins, associate planner with GrantWorks and Charlie Davis, engineer addressed the council. Councilwoman Vera Fransaw made the motion to approve the Contract. Mayor Pro-Tem Neal Smith 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried.

**B. Discussion and action regarding Resolution 06-0002 concerning 2006-07 Texas Home Program for owner occupied Housing assistance application up to an amount of \$275,000.00 to be prepared by GrantWorks, Inc. and submitted to TDHCA.** -- Mayor Pro-Tem Neal Smith made the motion to approve the resolution. Councilman Charles VanDyke 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried.

**C. Discussion and action regarding Resolution 06-0003 Authorizing the sale up to \$150,000 in Time Warrants to the First National Bank of Trinity Texas, for the purpose of paying for a 2005 Custom Fire Apparatus 1500 GPM Pumper-Tank Combination Truck.** -- Councilman

Dayrl Morrow made the motion to approve the resolution. Councilman Charles VanDyke 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion carried.

**D. Discussion and action regarding the Blanche K Werner Library Board Nomination.** -- Gillian Campbell was nominated. Mayor Pro-Tem made the motion to approve the nomination.

Councilman Chalres VanDyke 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried.

#### **E. Discussion and action on accepting bid for the 2000 Crown**

**Victoria Police Car.** -- Mayor Pro-Tem Neal Smith made the motion to approve the sale. Councilwoman Vera Fransaw 2<sup>nd</sup> the motion. There was discussion clarifying the auction's fee was 10% for the sale. Dayrl Morrow opposed the motion. He felt we need to run an ad in the paper and try to sell it for something more. Members Voted 4 yea, and 1 nay. Motion was carried.

### **7. Executive Session:**

**A. Discussion concerning personnel under Gov.Code 551.074.** -- opened at 7:42pm.

### **8. Reconvene in open session:**

**A. Action necessary as a result of Executive Session regarding personnel under Gov.Code 551.074.** -- @ 8:55 pm No was action taken.

9. **Adjourn.** – Councilman Dayrl Morrow made the motion to adjourn. Councilman Neal Smith 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried. Meeting adjourned at 8:56 p.m.

**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 May 11, 2006 at 7:00 p.m. in the City Hall in Trinity, Texas. The following Council members were present:

**Mayor:** Lyle Stubbs

**Mayor Pro-Tem:** Neal Smith

**Councilman:** Charles VanDyke, Vera Fransaw, Dayrl Morrow and Chris Dennis

**City Manager:** Phil Patchett

**1. Call meeting to order.** -- Mayor Lyle Stubbs called the meeting to order at 7:01 p.m. and verified that a Quorum was present for the meeting.

**2. Approval of minutes from Regular Meeting on April 13, 2006** -- Councilman Charles VanDyke made the motion to approve the minutes. Councilwoman Vera Fransaw 2<sup>nd</sup> the motion. There was no discussion. All remaining council voted yea. Motion was carried.

**3. Approve bills for payment.** – Councilwoman Vera Fransaw made the motion to approve the bills for payment. Councilman Charles VanDyke 2<sup>nd</sup> the motion. There was no other discussion. All remaining council voted yea. Motion was carried.

**City Manager's Report** -- Our total funds as of May 12, 2006 is \$338,054.86. Our checking account balance is \$291,021.64. Accounts payable are \$87,559.07. Account receivables are \$97,827.57. The Municipal Court collected \$9869.00 for the month of April 2006 with the OMNI Program collecting \$3,492.00 of that total. The sales tax collected for May 2006 is \$109,445.42. The Fire Department donations for the month of April 2006 were 209.00. The water collections for the month of April 2006 were 86,488.62. TRA usage dropped considerably. No problems with the new well. City will be in good shape with an additional well next year. Mr. Patchett stated he was pleased with new well.

**5. Old Business**

**A. Discussion and action on any grant related business.** --

Community Development Program/Water Well Grant- Walking trail discussed. City is to receive 2 bids. One bid from A-1 and a bid from C&C. Walking trails project hopefully completed by the end of July. Grass growing on the playground was discussed. Mayor Pro-Tem Neal

Smith suggested using fill in material. Mayor Lyle Stubbs suggested using chemicals to kill the grass. City Manager Phil Patchett stated Grants for STEP Project are waiting for funding. TxDOT has our application.

**6. New Business**

**A. Discussion and action regarding Resolution # 06-0004 authorizing the submission of a contract amendment request for the Texas Community Development Program Contract No. 724781 between the City of Trinity and the office of Rural Community Affairs** – A public hearing was held Thursday, May 11, 2006 at 6:45 p.m. for a proposed amendment of the City's 2006 CDBG Texas Community Development Application. Mayor Pro-Tem Neal Smith made motion to approve the amendments, Councilman Charles Van Dyke 2<sup>nd</sup> . the motion. None opposed. Motion Carried.

**B. Discussion and action regarding Resolution # 06-0005 Award of Professional Service Provider Contracts for the 2005-2006 Texas Community Development Program (TCDP) Fund.** -- Councilman Charles Vandyke motioned to award the Contract to KLOTZ. Councilwoman Vera Fransaw 2<sup>nd</sup> . the motion. None opposed. All remaining members voted yea. Motion was carried.

**C. Discussion and action regarding Resolution 06-0006 authorizing the submission of a project Amendment request for the Texas Community Development Program (TCDP) Project Program year 2006 between the City of Trinity and the Office of Rural Community Affairs (ORCA).** -- Mayor Pro-Tem Neal Smith made the motion to approve the resolution. Councilman

Charles VanDyke 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion carried.

**D. Discussion and action regarding Resolution # 06-0007 authorizing signators for its Texas Community Development Program Project, Program Year 2006. -- Councilman Charles**

**Vandyke** made the motion to approve the resolution. Mayor Pro-Tem Neal Smith 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried.

**E. Discussion and action regarding Resolution # 06-0008 being the City of Trinity finds in section 61.012 of the Texas Election Code requires that the City of Trinity must provide at least one accessible voting system in each polling place used on a Texas election. --** City Manager Phil Patchett stated that an effort of good

faith was made. The vendor does not have the programs available at this time. Mayor Pro-Tem Smith made the motion to approve the resolution. Councilman Charles Van Kyke 2<sup>nd</sup> . the motion. There was no other discussion. All remaining members voted yea. Motion was carried.

**F. Discussion and action to consider request by the Chamber of Commerce to utilize the Trinity County Center on May 23, 2006.** Joe Castelberry with the Chamber requested the use of the Community Center for a Chamber Banquet. Unable to hold banquet at Archies restaurant due to a fire. Waiving the fees were discussed. Mayor Pro-Tem Smith made the motion to approve. Councilwoman Vera Fransaw 2<sup>nd</sup> . the motion. All remaining members voted yea. Motion was carried.

**7. Executive Session:**

**A. Discussion concerning personnel under Gov.Code 551.074. –** No action taken.

**8. Reconvene in open session:**

**A. Action necessary as a result of Executive Session regarding personnel under Gov.Code 551.074. –** No action taken.

**9. Adjourn.** – Councilman Charles Vandyke made the motion to adjourn. Councilman Neal Smith 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried. Meeting adjourned at 7:25 p.m.

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

The Special Meeting of the City Council of the City of Trinity was held on May 18, 2006 at 7:00 p.m. in the City Hall in Trinity, Texas. The following Council members were present:

**Mayor:** Lyle Stubbs

**Mayor Pro-Tem:** Neal Smith

**Councilman:** Charles VanDyke, Dayrl Morrow and Chris Dennis

**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. New business –**

**a. Discussion and Action regarding: Canvass of May 13, 2006 City Election –** Council members reviewed tally sheets. Mayor Pro-Tem Neal Smith made the motion to accept, Charles VanDyke 2<sup>nd</sup> . the motion. There was no other discussion. All remaining council voted yea. Motion was carried.

**b. Swearing in of Mayor and City Council positions 1, 2 & 3. -** Mayor Lyle Stubbs, newly elected Councilman Wayne Huffman, Councilman Dayrl Morrow and Councilman Chris Dennis were sworn in by County Judge Mark Evans.

**c. Comments from newly elected Mayor and Council members. -** Mayor Lyle Stubbs, newly elected Councilman Wayne Huffman, Councilman Dayrl Morrow and Councilman Chris Dennis all thanked their supporters and community.

**d. Discussion and Action regarding appointment of Mayor Pro-Tem.** – Mayor Lyle Stubbs motioned to appoint Neal Smith as Mayor Pro-Tem. Dayrl Morrow 2<sup>nd</sup> . the motion. All in favor. None opposed. Motion carried.

**e. Discussion and Action regarding appointment of Municipal Judge.** – Howard Kinsel was sworn in by Mayor Lyle Stubbs as Municipal Judge.

**Special Presentation by Kay with Avalon** – Kay thanked City Council for their support with Avalon's annual Car Show.

**3. Adjourn.** – Councilman Dayrl Morrow made the motion to adjourn. Councilman Charles VanDyke 2<sup>nd</sup> . the motion. There was no other discussion. All remaining members voted yea. Motion was carried. Meeting adjourned at 7:10 p.m.

**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 June 8, 2006 at 7:00 p.m. in the City Hall in Trinity, Texas. The following Council members were present:

**Mayor:** Lyle Stubbs

**Mayor Pro-Tem:** Neal Smith

**Councilman:** Charles VanDyke, Wayne Huffman, Dayrl Morrow

**City Manager:** Phil Patchett

**1. Call meeting to order.** -- Mayor Lyle Stubbs called the meeting to order at 7:02 p.m. and verified that a Quorum was present for the meeting.

**2. Approval of minutes from Regular Meeting on June 8, 2006** -- Councilman Dayrl Morrow made the motion to approve the minutes. Councilman Charles VanDyke 2<sup>nd</sup> the motion. There was no discussion. All remaining council voted yea. Motion was carried.

**3. Approve bills for payment.** – Action to City Manager Phil Patchett to check on invoice from Rushing Auto concerning damaged window. Councilman Dayrl Morrow made the motion to approve the bills for payment. Councilman Charles VanDyke 2<sup>nd</sup> the motion. There was no other discussion. All remaining council voted yea. Motion was carried.

**4. City Manager's Report** -- Our total funds as of June 8, 2006 is \$332,036.38. Our checking account balance is \$283,625.65. Accounts payable are \$92,474.13. Account receivables are \$97,155.40. The Municipal Court collected \$11,549.09 for the month of May 2006 with the OMNI Program collecting \$3,206.00 of that total. The sales tax collected for June 2006 is \$36,803.33. The Fire Department donations for the month of May 2006 were 214.00. The water collections for the month of May 2006 were 93,637.21.

**5. Old Business**

**A. Discussion and action on any grant related business.** --

**6. New Business**

**A. Discussion and action with Buddy Johnson of the Trinity Fair Association Committee regarding the utilization of the property currently owned by TEDC south of Alco for Trail Ride in September.** The Trail Ride is set for the 4<sup>th</sup> weekend in September.

The Trinity Fair Association is to provide a dumpster and Port-a-potties for the event. Mayor Pro-Tem Neal Smith made motion to approve. Councilman Wayne Huffman 2<sup>nd</sup> . the motion. None opposed. Motion Carried.

**B. Discussion and action with Buddy Johnson of the Trinity Fair Association Committee regarding the utilization of the Old Football Field to hold the carnival in September for the fair.** Action to the Trinity Fair Association to construct a temporary fence to keep traffic off the football field from the fifty yard line to Hwy. 19. Action to City Manager Phil Patchett to help install temporary lighting. Discussion over issue of blocking off Stadium St.. Mayor Pro-Tem Neal Smith made the motioned to approve. Councilman Wayne Huffman 2<sup>nd</sup> . the motion. None opposed. All remaining members voted yea. Motion was carried.

**C. Discussion and action with Douglas Dubose regarding use of the Trinity Community Center on June 19** <sup>th (Juneteenth Celebration)</sup> . Discussion concerning Community Center fees: RL District Association agreed to pay a \$150.00 refundable deposit and a \$75.00 non-refundable clean up fee. Mayor Pro-Tem

Neal Smith motioned to approve. Councilman Wayne Huffman 2<sup>nd</sup> . the motion. Councilman Dayrl Morrow opposed. There was no other discussion. All remaining members voted yea. Motion carried.



**D. Discussion and action with Tracy Smith regarding Police procedures.** Action to City Manager Phil Patchett to check into who had towed offenders vehicle. Action to Police Chief Lynn Gentry to speak with police personnel concerning incident and police procedures. Councilman Wayne Huffman made the motion to approve. Mayor Pro-Tem Neal Smith 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried.

**E. Discussion and action regarding Ordinance #06-0005 amending Section IX of the City of Trinity drought contingency plan.** Request to approve Stage III water rationing with regards to prohibiting washing motorized vehicles Commercial Car Washes at times specified between 6:00 a.m. and 10:00 a.m. and 6:00 p.m. and 10:00 p.m.. Councilman Dayrl Morrow motioned to approve. Wayne Huffman 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried.

**F. Discussion and action considering an amendment to Ordinance #97-0105 “Establishing residential and commercial water and sewer tap fees.”** Mayor Pro-Tem Neal Smith made the motion to table discussion until next City Council meeting. Councilman Charles VanDyke 2<sup>nd</sup> the

motion. All remaining members voted yea. Motion was carried.

**G. Discussion and action regarding appointment of DETCOG representative.** Mayor Pro-Tem Neal Smith made the motion to approve. Councilman Dayrl Morrow 2<sup>nd</sup> the motion. All remaining members voted yea. Motion was carried.

**H. Discussion and action authorizing City Manager Phil Patchett to pursue downtown Revitalization Program Grant.** Mayor Pro-Tem Neal Smith motioned to approve. Councilman Wayne Huffman 2<sup>nd</sup> the motion. All remaining members voted yea. Motion was carried.

**I. Discussion and action with Mayor Pro-Tem Neal Smith concerning TEDC deeding the portion of their property to the City known as Stadium Street.** TEDC to donate to the City of Trinity before July 1<sup>st</sup> . 2006. Mayor Pro-Tem Neal Smith motioned to approve. Councilman Wayne Huffman 2<sup>nd</sup> the motion. All remaining members voted yea. Motion was carried.

## **7. Executive Session:**

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

## **8. Reconvene in open session:**

**A. Action necessary as a result of Executive Session regarding personnel under Gov.Code 551.074.** – No action taken.

**9. Adjourn.** – Councilman Charles Vandyke made the motion to adjourn. Councilman Neal Smith 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried. Regular meeting adjourned at 8:26 p.m.

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

The Special Meeting of the City Council of the City of Trinity was held on June 22, 2006 at 6:30 p.m. in the City Hall in Trinity, Texas. The following Council members were present:

**Mayor:** Lyle Stubbs

**Mayor Pro-Tem:** Neal Smith

**Councilman:** Charles VanDyke, Wayne Huffman, Dayrl Morrow

**City Manager:** Phil Patchett

**1. Call meeting to order.** -- Mayor Lyle Stubbs called the meeting to order at 6:33 p.m. and verified that a Quorum was present for the meeting.

## **2. New Business**

**A. Discussion and action regarding Resolution #06-0009 authorizing the submission of a 2007 – 2008 Texas Community Development Block Grant Program application to the office of Rural Community Affairs for the community development fund; and authorizing the Mayor to act as the Executive Officer and authorized representative in all matters pertaining to the participation in the Texas Community Development Block Program.** Councilman Dayrl Morrow made motion to approve. Mayor Pro-Tem Neal Smith 2<sup>nd</sup> the motion. None opposed. Motion Carried.

**B. Discussion and action regarding Resolution #06-0010 establishing the boundaries of the Historical Commercial District of the City for the purpose of applying for assistance from the Texas Department of Agriculture's Texas Capital Fund – Downtown Revitalization Program.** Representative Martha Drake with GrantWorks spoke to Council Members concerning boundaries. Boundaries were agreed upon as mentioned in Exhibit A of Resolution #06-0010. Councilman Dayrl Morrow made the motion to approve. Councilman Charles VanDyke 2<sup>nd</sup> . the motion. None opposed. All remaining members voted yea. Motion was carried.

**C. Discussion and action regarding Resolution #06-0011 finding that conditions exist within the designated Historic Commercial District of the City which are detrimental to the public health, safety, and welfare of the community and therefore, are declared to constitute a blighted area.**

Councilman Dayrl Morrow made the motion to approve. Councilman Wayne Huffman 2<sup>nd</sup> . the motion. There was no other discussion. All remaining members voted yea. Motion carried.

**D. Discussion and action regarding Resolution #06-0012 authorizing submission of an application for funding through the Texas Department of Agriculture's Texas Capital Fund – Downtown Revitalization Program and authorizing the Mayor to act as the City's Executive Officer and authorized representative in all matters to the City's participation in the Texas Capital Fund Program.** Councilman Dayrl Morrow made the motion to approve. Mayor Pro-Tem Neal Smith 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried.

**E. Discussion and action regarding adoption of a Citizen Participation Plan for all Texas Community Development Block Grant Program projects.** Councilman Dayrl Morrow made the motion to approve. Mayor Pro-Tem Neal Smith 2<sup>nd</sup> . the motion. All remaining members voted yea. Motion was carried.

**3. Adjourn.** – Councilman Dayrl Morrow made the motion to adjourn. Mayor Pro-Tem Neal Smith 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried. Special City Council meeting adjourned at 6:48 p.m.

**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 July 13, 2006 at 7:00 p.m. in the City Hall in Trinity, Texas. The following Council members were present:

**Mayor:** Lyle Stubbs

**Mayor Pro-Tem:** Neal Smith

**Councilman:** Charles VanDyke, Wayne Huffman, Dayrl Morrow, Chris Dennis

**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 Regular Meeting on June 8, 2006** -- Councilman Dayrl Morrow made the motion to approve the minutes. Councilman Charles VanDyke 2<sup>nd</sup> the motion. There was no discussion. All remaining council voted yea. Motion was carried.

**3. Approve bills for payment.** – Mayor Pro-Tem Neal Smith discussed transmission repairs for Unit 115 and repairs on the Maintainer. Also discussed were repairs on booster pump by Lufkin Armateur Works and the compressor replaced at Police Dept. Councilman Charles Van Dyke made the motion to approve bills for payment. Councilman Dayrl Morrow 2<sup>nd</sup> . the motion. All remaining council voted yea. Motion was carried.

**4. City Manager's Report** -- Our total funds as of July 13, 2006 is \$348,463.12. Our checking account balance is \$298,159.28. Accounts payable are \$109,611.18. Account receivables are \$189,767.19. The Municipal Court collected \$7268.75 for the month of June 2006 with the OMNI Program collecting \$445.00 of that total. The sales tax collected for July 2006 is \$30,424.48. The Fire Department donations for the month of June 2006 were \$195.00. The water collections for the month of June 2006 were \$90,608.00.

City Manager Phil Patchett presented brief status of the Trinity Co. Water Supply System drought contingency plan. TRWSC is at stage 3 with not much success. City Manager Phil Patchett is pleased with City of Trinity conservation. Also discussed, renegotiating with Riverside Water Supply. Cost to run line across river will cost approximately \$15,000. TRWSC could temporarily feed LLWS. TRA is in process to buy Riverside Water. City Manager Phil Patchett stated TRWSC is the best option for water shortage problems.

ORCA approved funding of \$238,000.00. City is waiting for pre-agreement to proceed. Mayor Lyle Stubbs signed a waiver to start early. Mayor Lyle Stubbs stated this was a wasted effort. City will still have to wait 1 month.

## 5. Old Business

**A. Discussion and action on any grant related business.** -- No word from FEMA or DETCOG on FEMA grant for water well. Downtown revitalization grant application has been finalized and sent to the state. Should know something by the end of the month.

## 6. New Business

**A. Discussion with Tom Ramey regarding 2004-2005 audits.** Tom Ramey stated the audit is complete and that there are two reporting methods. First is the new Gasby Report Module which the city did not do to well. The older Standard Report Module the city did not do to bad. Reports are a draft copy. Recommended taking some of the responsibility off the person that handles the water department and disbursing to other persons in the office. There is \$100,000 in receivables that are not written off. Suggest going back to old index cards. Suggest keeping straight from now on. Fixed assets recommendation - state has changed the policy to inventory anything over \$500.00. It is up to the city to inventory if less than \$500.00. Also discussed, what to write off for delinquent water accounts. Tom Ramey suggested writing off anything less than \$50.00 and collecting for accounts more than \$50.00.

**B. Discussion with Trinity Economic and Industrial Development Corporation President Neal Smith regarding the old football field property.** President Neal Smith has stated that property had been sold and construction should begin in about 3 weeks. City Manager Phil Patchett stated that the building permit was purchased and construction should begin in early August. Also discussed was a 14 acre tract of land on the back side of Hwy. 1617 possibly being used for an Apartment Complex. Could be a year away. Land and money used to build the apartment complex is to be purchased using grant money. Once completed there will be 76 units consisting of 2 and 3 bedroom apartments. Applications will be taken to rent apartments, no felons are allowed. Tenants rent is based on income. Rent collected is the percentage of what is paid in property taxes.

**C. Discussion and action to set date and time for the first 2006 – 2007 Budget Workshop.** Dayrl Morrow suggested the first Monday in August in order to have more time to get together their wish list. It was agreed to have the meeting at 6:00 p.m. Mayor Pro-Tem Neal Smith motioned to approve. Councilman Charles VanDyke 2<sup>nd</sup> . the motion. There was no other discussion. All remaining members voted yea. Motion carried.

### **D. Discussion and action to consider asphalt repairs to Brantley and**

**Railroad Streets.** Request permission to obtain bids to black top part of Brantley St. and Railroad St. by the Bank. The traffic counter requested by the Mayor Lyle Stubbs registered 2000 cars per day by Brookshire Bros. Grocery Store and 4000 cars by the Bank. Councilman Wayne Huffman made the motion to approve. Councilman Dayrl Morrow made the motion to approve. Councilman Charles VanDyke 2<sup>nd</sup> . the motion. There was no other discussion. All remaining members voted yea. Motion was carried.

City Manager Phil Patchett was asked to rectify street paving problems completed by Waters Construction. One year guarantee is almost up.

Major water leak for 10 or 11 days on Dinkins water bill. City Manager Phil Patchett request to make an adjustment on the water bill. The water bill is over \$1100.00. Mayor Pro-Tem Neal Smith inquired how much water cost us. City Manager stated the water cost us 1.50 per 1000 gallons. Vera Smith asked to waive \$5.00 late fee. Mayor Lyle Stubbs asked to add to next months agenda to give City Manager Phil Patchett time to find out how much it cost the city.

**Public Forum:** Mr. Clegg Dewalt commended Mayor Pro-Tem on the job done with the old football field. Mr. Dewalt also asked to see the audit. Tom Ramey stated that as soon as the audit was approved and signed off it would be available to the public.

## 7. Executive Session:

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

## 8. Reconvene in open session:

**A. Action necessary as a result of Executive Session regarding personnel under Gov.Code 551.074.** – No action taken.

**9. Adjourn.** – Councilman Charles Vandyke made the motion to adjourn. Councilman Chris Dennis 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried. Regular meeting adjourned at 8:07 p.m.

## **CITY OF TRINITY**

The Special (Budget Workshop) Meeting of the City Council of the City of Trinity was held on August 7, 2006 at 6:00 p.m. in the City Hall in Trinity, Texas. The following Council members were present:

**Mayor:** Lyle Stubbs

**Mayor Pro-Tem:** Neal Smith

**Councilman:** Charles VanDyke, Wayne Huffman, Dayrl Morrow and Chris Dennis

**City Manager:** Phil Patchett

**1. Call meeting to order.** – Mayor Lyle Stubbs called the meeting to order at 6:00 p.m. and verified that a Quorum was present for the meeting.

### **2. New Business**

#### **Budget Workshop for 2006 – 2007 fiscal year:**

Councilman Dayrl Morrow has no request.

Mayor Pro-Tem Neal Smith made request that water lines and pressure problems be rectified at Windy Hill.

Councilman Wayne Huffman request road/street repairs.

Councilman Charles Van Dyke request road/street repairs.

Fire Chief Hayne Huffman request \$8000.00 budget for equipment repair.

Police Chief Lynn Gentry request one additional patrol car.

Field Supervisor Nolan Blair requests a wing-mower and tractor. Also presented bids for new building for animal control. Council Members agreed on \$6000.00 from this year's budget to have the animal control building built. Field Supervisor Nolan Blair also request a new Kubota 0 turn radius mower. Mr. Blair presented bids for new Kubota. Field Supervisor Nolan Blair also discussed the condition of the city's fleet of vehicles.

City Manager Phil Patchett is requesting a new handheld for the water department. Need 30" water access hatch for the under ground storage tank at water wells. City Manager Phil Patchett also request 6 new city council chairs. Also requesting a yearly cleaning of water tank at a cost of

\$2500.00.

### **3. Adjourn. – 7:19**

## **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 August 10, 2006 at 7:00 p.m. in the City Hall in Trinity, Texas. The following Council members were present:

**Mayor:** Lyle Stubbs

**Mayor Pro-Tem:** Neal Smith

**Councilman:** Charles VanDyke, Wayne Huffman, Chris Dennis

**City Manager:** Phil Patchett

**1. Call meeting to order.** -- Mayor Lyle Stubbs called the meeting to order at 7:03 p.m. and verified that a Quorum was present for the meeting.

**2. Approval of minutes from Regular Meeting on July 13, 2006** -- Councilman Wayne Huffman made the motion to approve the minutes. Councilman Charles VanDyke 2<sup>nd</sup> the motion. There was no discussion. All remaining council voted yea. Motion was carried.

**3. Approve bills for payment.** – Councilman Charles Van Dyke made the motion to approve bills for payment. Councilman Wayne Huffman 2<sup>nd</sup> . the motion. All remaining council voted yea. Motion was carried.

**4. City Manager's Report** -- Our total funds as of August 10, 2006 is \$285,527.69. Our checking account balance is \$236,458.43. Accounts payable are \$105,422.63. Account receivables are \$116,996.20. The Municipal Court collected \$6936.75 for the month of July 2006 with the OMNI Program collecting \$2,298.00 of that total. The sales tax collected for August 2006 is \$145,716.20. The Fire Department donations for the month of July 2006 were \$195.00. The water collections for the month of June 2006 were \$97,011.00.

City Manager Phil Patchett opened discussion for going to phase III drought contingency plan. Usage increased 500,000 gallons in one week to bring us to 4,100,000 gallons for the week. Bottom well is tripping out about every 3 days. Pump may be going out. City may loose 100,000 gal. a day if pump goes out. TRA is down to 450 gal. a minute and sends 100 gallons a minute to City of Trinity. Car washes will be open on alternate days for 8 hours a day. Automatic carwash will remain opened. The water used for the automatic car wash is recycled. Both car washes will be open on Sundays.

## 5. Old Business

### A. Discussion and action on any grant related business. – City of Trinity did

not win DRP Grant. The City of Trinity finished 9<sup>th</sup> out of the top 8. The Grant was for \$150,000. City of Trinity will reapply next year if City Council decides to. The City of Trinity's request to begin construction on the proposed well on an emergency basis was authorized by TCEQ.

Police Chief Lynn Gentry introduced 3 candidates for police officer for 2 current openings.

## 6. New Business

**A. Discussion and action with Ronnie Waters of Waters Construction concerning street repair project.** Mr. Waters stated there was an issue with the oil. Did not know what the problem was. Oil and rock is picked up by tires and pulls up sub-grade. Mr. Waters will honor warranty. Mr. Waters stated he will do whatever it takes to repair problems. After state reclaims a street, 7 years later the state will add one layer. (Single Shot) There is a 17- 20 year life expectancy.

**B. Discussion and action with Jack Ward regarding the city granting permission to connect his residence to city sewer.** Mr. Ward's property is one block out of the city limits. The property is not large enough for aerobic system. Councilman Wayne Huffman made the motion to approve connection.

Councilman Chris Dennis 2<sup>nd</sup> . the motion. All remaining council voted yea. Motion was carried.

**C. Discussion and action regarding Orié Dinkins water bill.** Orié Dinkins was out of town for 10 days and had a major water leak resulting in the use of 325,000 gallons. The city's cost of the water was \$625.00. Mayor Pro-Tem Neal Smith made the motion to approve at city's cost. Wayne Huffman 2<sup>nd</sup> . the motion. All remaining council voted yea. Motion was carried.

**D. Discussion and action with Tim King regarding water pressure on Elizabeth and Rankin Streets.**

Mr. King stated there was an issue with the water pressure and the color of the water. Mr. King stated he was concerned about the materials in the water lines due to cast iron lines. City Manager Phil Patchett stated when there is more water the City will flush the lines. Action to City Manager Phil Patchett to find out where PVC starts and ends.

**E. Discussion and action with Tim King regarding truck and trailers parking on city right of way.**

Mr. King stated when you turn off Hwy. 19 onto Elizabeth st. is a city right of way. Tractor trailer has become a safety issue. Mr. Greer was to have the trailer moved over 3 years ago. Action to City Manager to give 30 days notice to have the tractor trailer removed.

**F. Discussion and action with Tim King concerning road repairs to Elizabeth Street.** Mayor Pro-Tem stated there will be no repairs until the water situation is straight and the lines are laid.

**G. Discussion and action concerning 20 ton air conditioner at the Library.** Air Conditioner has been there since the building was built. Four bids were received. Beckham and Jones quoted a 20 ton air conditioner plus service contract and a phase protector. Also included was a 5 year warranty on the compressor. Action to City Manager Phil Patchett to verify warranty. Mayor Pro-Tem Neal Smith made the motion to go with Beckham and Jones. Wayne Huffman 2<sup>nd</sup> . the motion. All remaining council voted yea. Motion was carried.

## 7. Executive Session:

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

No discussion.

### 8. Reconvene in open session:

**A. Action necessary as a result of Executive Session regarding personnel under Gov.Code 551.074. – No action taken.**

**9. Adjourn.** –Mayor Lyle Stubbs adjourned the meeting at 7:50 p.m. There was no other discussion.

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

The Special Meeting of the City Council of the City of Trinity was held on August 21, 2006 at 6:00 p.m. in the City Hall in Trinity, Texas. The following Council members were present:

**Mayor:** Lyle Stubbs

**Mayor Pro-Tem:** Neal Smith

**Councilman:** Charles VanDyke, Wayne Huffman, Dayrl Morrow and Chris Dennis

**City Manager:** Phil Patchett

**1. Call meeting to order.** -- Mayor Lyle Stubbs called the meeting to order at 6:00 p.m. and verified that a Quorum was present for the meeting.

**2. New Business**

**A. Discussion and action concerning rules at the Community Center.** Mayor Pro-Tem Neal Smith presented pictures of the damages to the community center after a Quinceanera on July 29, 2006. Mayor Pro-Tem Neal Smith discussed making changes to the Community Center contract by adding additional rules. Rule 11: An additional deposit of \$1000.00 for dances and parties with the consumption of alcoholic beverages. Rule 12: If there is consumption of alcohol at an event, a uniformed officer must be present at the rate of \$20.00 per hour. City Manager has authority to waive these rules. Mayor Pro-Tem Neal Smith made the motion to approve. Councilman Wayne Huffman 2<sup>nd</sup> . the motion. All remaining members voted yea. Motion was carried.

**B. Discussion and action concerning installing new floor at the Community Center.** Concrete sealer did not seal properly. Mayor Pro-Tem Neal Smith presented prices on installing a new floor. Mr. Saunders quoted a price of installation at \$1.00 per square ft. The ceramic tile is \$1.25 per square ft. at \$6000.00. Additional materials total \$1980.00. Total cost to install new floor at the Community Center is \$13,460.00. Project will be funded by TEIDC. Councilman Dayrl Morrow made the motioned to approve. Councilman Wayne Huffman 2<sup>nd</sup> . the motion. None opposed. All remaining members voted yea. Motion was carried.

**C. Discussion and action granting the City Manager permission to add items to the City Council Agenda.** Councilman Wayne Huffman made the motion to approve. Councilman Dayrl Morrow 2<sup>nd</sup> . the motion. There was no other discussion. All remaining members voted yea. Motion carried.

**D. Discussion and action regarding bids received to complete electrical service to the animal control office.** City Manager Phil Patchett presented bids. Contractor Tommy James was awarded the contract with a bid of \$1648.35. Councilman Charles VanDyke made the motion to approve. Councilman Chris Dennis 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried.

**E. Discussion and action regarding collection of federal excise taxes on utility bills.** City Manager Phil Patchett presented a letter from a company called Tax Research Recovery Inc. which helps municipalities recover hidden excise taxes that are paid on telephones bills. Guarantees a refund. The company gets 40% of the refund if recovered and 0% if not recovered. Councilman Wayne Huffman made the motion to approve. Councilman Dayrl Morrow 2<sup>nd</sup> . the motion. All remaining members voted yea. Motion was carried.

**F. Discussion and action regarding 2006 – 2007 Budget Workshops.** City Manager Phil Patchett presented the budget. City Manager Phil Patchett would like the City Council to seriously consider adding a new accounting program to the budget. City Manager Phil Patchett would like to begin using the new accounting program beginning the new budget year October 1, 2006. Councilman Wayne Huffman suggests getting bids for independent auditor services. Action to City Manager Phil Patchett to look into the phone prices at the Community Center, baseball field and city barn. Also, look into new cell phone packages. Mayor Pro-Tem Neal Smith suggests having a meeting to go over list of NSF checks. There was also discussion on the purchase of a new city pick-up truck. Mayor Pro-Tem Neal Smith also discussed the purchase of the police department's glass enclosure and culverts installed at Waller Funeral Home.

**3. Adjourn.** – Councilman Dayrl Morrow made the motion to adjourn. Mayor Pro-Tem Neal Smith 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried. Special City Council meeting adjourned at 8:30 p.m.

## **CITY OF TRINITY**

The Special (Budget) Meeting of the City Council of the City of Trinity was held on September 11, 2006 at 6:00 p.m. in the City Hall in Trinity, Texas. The following Council members were present:

**Mayor:** Lyle Stubbs – not present

**Mayor Pro-Tem:** Neal Smith

**Councilman:** Charles VanDyke, Wayne Huffman, Dayrl Morrow and Chris Dennis

**City Manager:** Phil Patchett

1. **Call meeting to order.** – Mayor Pro-Tem Neal Smith called the meeting to order at 6:00 p.m. and verified that a Quorum was present for the meeting.

2. **New Business**

A. **Discussion and action regarding 2006 – 2007 Budget** – Employee raises were discussed and it was agreed that all 21 full time employees are to receive a .50 cent raise per hour with the exception of Jennifer Priddy and employees with less than 6 mos. service. Councilman Dayrl Morrow made the motion to approve. Councilman Wayne Huffman 2<sup>nd</sup>. the motion. All remaining members voted yea. Motion was carried.

Discussion and action regarding raise for Jennifer Priddy – Discussion was for a \$1.00 raise for Jennifer Priddy. Councilman Charles Van Dyke made the motion to approve. Councilman Wayne Huffman 2<sup>nd</sup>. the motion. All remaining members voted yea. Motion was carried.

Discussion and action regarding Sage MIP Software – City Manager Phil Patchett request approval for the Sage Software which will be implemented on the 28<sup>th</sup> or the 29<sup>th</sup> of September. City Manager Phil Patchett and Jennifer Priddy will be attending a training class. Cost of program everything included is \$14000.00 plus. Councilman Wayne Huffman made the motion to approve. Councilman Charles Van Dyke 2<sup>nd</sup>. the motion. All remaining members voted yea. Motion was carried.

Discussion and action concerning audit services – Councilman Wayne Huffman suggest bidding out audit services. Mayor Pro-Tem made the motion to adopt the budget. Councilman Dayrl Morrow 2<sup>nd</sup>. the motion. All remaining members voted yea. Motion was carried.

Discussion and action regarding new city vehicle – Mayor Pro-Tem Neal Smith suggest buying a used tractor in addition to new city vehicle. City Manager Phil Patchett stated that a used front end loader can be purchased for approximately \$10,000.00. Councilman Wayne Huffman suggests allotting \$14,000.00 in the budget for a new city vehicle and \$12,000.00 for a used front end loader. Councilman Dayrl Morrow motioned to approve the purchase of a new city vehicle. Councilman Charles Van Dyke 2<sup>nd</sup> the motion. All remaining members voted yea. Motion was carried.

3. **Adjourn.** – Councilman Wayne Huffman made the motion to adjourn. Councilman Charles Van Dyke 2<sup>nd</sup> the motion. There was no other discussion. All remaining members voted yea. Motion was carried. Special City Council meeting adjourned at 8:00 p.m.

## **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 September 14, 2006 at 7:00 p.m. in the City Hall in Trinity, Texas. The following Council members were present:

**Mayor:** Lyle Stubbs

**Mayor Pro-Tem:** Neal Smith

**Councilman:** Charles VanDyke, Wayne Huffman, Chris Dennis

**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 Regular Meeting on August 10, 2006** -- Councilman Wayne Huffman made the motion to approve the minutes. Councilman Charles VanDyke 2<sup>nd</sup> the motion. There was no discussion. All remaining council voted yea. Motion was carried.

**3. Approve bills for payment.** – Councilman Charles Van Dyke made the motion to approve bills for payment. Councilman Wayne Huffman 2<sup>nd</sup> . the motion. All remaining council voted yea. Motion was carried.

**4. City Manager's Report** -- Our total funds as of August 10, 2006 is \$285,527.69. Our checking account balance is \$236,458.43. Accounts payable are \$105,422.63. Account receivables are \$116,996.20. The Municipal Court collected \$6936.75 for the month of July 2006 with the OMNI Program collecting \$2,298.00 of that total. The sales tax collected for August 2006 is \$145,716.20. The Fire Department donations for the month of July 2006 were \$195.00. The water collections for the month of June 2006 were \$97,011.00.

## 5. Old Business

**Discussion and action on any grant related business.** –

## 6. New Business

**A. Discussion and action regarding audit for fiscal year 2004 – 2005.** Mayor Pro-Tem Neal Smith made the motion to approve. Councilman Chris Dennis 2<sup>nd</sup> . the motion. All remaining council members voted yea. Motion was carried.

**B. Discussion and action regarding Ordinance No. 06-0004 relating to fixing and levying Municipal Ad-Valorem Taxes.** Mayor Pro-Tem Neal Smith made the motion to approve. Councilman Charles Van Dyke 2<sup>nd</sup> . the motion. All remaining council members voted yea. Motion was carried.

**C. Discussion and action regarding Resolution No. 06-0013 on adopting the 2006 Tax Roll.** Mayor Pro-Tem Neal Smith made the motion to approve. Councilman Wayne Huffman 2<sup>nd</sup> . the motion. All remaining council members voted yea. Motion was carried.

**D. Discussion and action regarding Resolution No. 06-0014 on adopting the City Budget for fiscal year 2006 – 2007.** Councilman Wayne Huffman made the motion to approve. Councilman Charles Van Dyke 2<sup>nd</sup> . the motion. All remaining council members voted yea. Motion was carried.

**E. Discussion and action regarding Resolution No. 06-0015 establishing interest and sinking funds for all debts owed by the City.** Councilman Charles Van Dyke made the motion to approve. Mayor Pro-Tem Neal Smith 2<sup>nd</sup> . the motion. All remaining council members voted yea. Motion was carried.

**F. Discussion and action regarding Resolution No. 06-0016 establishing deposit requirements to retire debts for fiscal year October 1, 2006 through September 30, 2007.** Mayor Pro-Tem Neal Smith made the motion to approve. Councilman Wayne Huffman 2<sup>nd</sup> . the motion. All remaining council members voted yea. Motion was carried.

**G. Discussion and action regarding Holiday Calendar for fiscal year 2006 – 2007.** Councilman Wayne Huffman made the motion to approve. Mayor Pro-Tem Neal Smith 2<sup>nd</sup> . the motion. All remaining council voted yea. Motion was carried.

**H. Discussion and action concerning replacement of 6" water line in Windy Hill.** Mayor Pro-Tem Neal Smith made the motion to approve. Councilman Wayne Huffman 2<sup>nd</sup> . the motion. All remaining council members voted yea. Motion was carried.

**I. Discussion and action concerning replacement of 6" water line on Railroad Street.** Councilman Wayne Huffman made the motion to

approve. Mayor Pro-Tem Neal Smith 2<sup>nd</sup> . the motion. All remaining council members voted yea. Motion was carried.

## 7. Executive Session:



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

No discussion.

**8. Reconvene in open session:**

**A. Action necessary as a result of Executive Session regarding personnel under Gov.Code 551.074.** – No action taken.

**9. Adjourn.** –Mayor Lyle Stubbs adjourned the meeting at 7:58 p.m. There was no other discussion.