



REGULAR CITY COUNCIL MEETING MINUTES
MAY 27, 2008
7:00 PM
CITY HALL COUNCIL CHAMBERS
10 NORTH ROBINSON

I. ROLL CALL AND CALL TO ORDER BY MAYOR @ 7:00 PM

City Council:

- ✓ Ted Reynolds, Mayor
- ✓ Kyle Boles, Mayor Pro Tem
- ✓ Dr. Bob Kelly, SMD 1
- ✓ Robert Force, SMD 3
- ✓ John Warren, SMD 4

Administration:

- ✓ Chester Nolen, City Manager
- ✓ Adam Miles, Assistant City Manager
- ✓ Shelly Doty, City Secretary
- ✓ Ivy Peterson, Deputy City Secretary
- ✓ Wade Adkins, City Attorney

Division Directors:

- ✓ Jerry Cash, Economic Development
- ✓ Bonita Hall, Human Resources
- ✓ Clint Ishmael, Fire Services
- X Donna Jackson, Development Services
- ✓ Terry Powell, Police Services
- ✓ Max Robertson, Parks & Recreation
- ✓ Russell Schreiber, Public Works
- ✓ Greg Wilmore, Finance

Department Heads:

- ✓ Kim Galvin, Budget & Purchasing
- ✓ Ann Powell, Planning & Zoning

Media:

- ✓ Matt Smith, Times-Review
 - ✓ Teresa Blackwell, Cleburne Eagle
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II. INVOCATION by Rev. Wayne Ashlock, First Christian Church

III. PLEDGE OF ALLEGIANCE

IV. CEREMONIAL MATTERS

Proclamation **Better Hearing and Speech Month, May 2008**

V. CITY SECRETARY READ THE GUIDELINES TO SPEAK BEFORE COUNCIL

CONSENT ITEMS

All of the following items on the Consent Agenda are considered to be routine and self-explanatory by the Council and will be enacted with one motion. There will be no separate discussion of these items unless a Council Member or citizen so request. For a citizen to request removal of an item, a speaker card must be filled out and submitted to the City Secretary prior to the beginning of the meeting.

C1. MINUTES

APPROVAL OF MINUTES FOR THE MAY 13, 2008 REGULAR COUNCIL MEETING.

BQ1.

AUTHORIZATION TO PURCHASE GRASS FOR THE CLEBURNE GOLF LINKS FROM KING RANCH TURFGRASS OF DALLAS IN THE AMOUNT OF \$149,430.

Person presenting this item: Kim Galvin, Budget and Purchasing Manager

BRIEF: As discussed at the May 13, 2008 City Council meeting, erosion repair work at Cleburne Golf Links is required to complete the establishment of grass on various areas of the golf course. In particular, these grasses will replace those areas effected by erosion, flooding or in areas that are continuously damaged by rain events. There are three hybrid grasses required to complete the necessary plantings of the areas in play. King Ranch Turfgrass of Dallas is the same company that furnished grass during construction and the only source for the specified grasses that will be consistent with that already planted.

RS1. RS05-2008-29

A RESOLUTION AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN INTERLOCAL AGREEMENT WITH THE NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS FOR IMPLEMENTATION OF URBANIZED AREA TRANSIT SERVICES.

Person presenting this item: Adam Miles, Assistant City Manager

BRIEF: The City of Cleburne, operating as City/County Transportation, currently has an Interlocal Agreement with the North Central Texas Council of Governments (NCTCOG) in which Section 5307 federal funds are allocated to assist City/County Transportation with operating costs. In this agreement \$70,000 in funds from the Federal Transit Administration has been allocated to Cleburne. A local match of \$70,000 is required as part of this agreement. Cleburne has utilized these funds in the past and includes the required local match as part of the annual budget process. Council approval is required to authorize the City Manager to renew this agreement for continued service.

RS2. RS05-2008-30

A RESOLUTION ACCEPTING AWARD OF \$77,906.00 FROM THE TEXAS DEPARTMENT OF TRANSPORTATION FOR VEHICLE PURCHASE, PREVENTATIVE MAINTENANCE, AND COMMUNICATION EQUIPMENT FOR THE CITY/COUNTY TRANSPORTATION DEPARTMENT (ED 0802 02).

Person presenting this item: Adam Miles, Assistant City Manager

BRIEF: The Texas Department of Transportation has awarded a 5310 Grant of Federal funds to the City/County Transportation system for purchase of a vehicle, preventative maintenance, and communication equipment. These funds are specifically to be used for providing transportation services for the Elderly and Persons with Disabilities. Section 5310 Grant Funds in the amount of

\$77,906.00 have been awarded to the City. Council approval is required to accept these grant funds. The City of Cleburne is required to match these grant funds in the amount of \$4,477.00.

RS3. RS05-2008-31

A RESOLUTION ACCEPTING AWARD OF \$77,944.00 FROM THE TEXAS DEPARTMENT OF TRANSPORTATION FOR PURCHASE OF VEHICLE AND VEHICLE REHABILITATION FOR THE CITY/COUNTY TRANSPORTATION DEPARTMENT (RPT 0804 02 31).

Person presenting this item: Adam Miles, Assistant City Manager

BRIEF: The Texas Department of Transportation has awarded additional funds to the City/County Transportation system for purchase of a vehicle and vehicle rehabilitation in accordance with State/Local Public Transportation Grant Agreement RPT 0804(02)31. Section 5311 Discretionary Funds in the amount of \$77,944.00 have been awarded to the City. Council approval is required to accept these grant funds. No local matching dollars are required.

RS4. RS05-2008-32

A RESOLUTION ACCEPTING AWARD OF \$60,000.00 FROM THE TEXAS DEPARTMENT OF TRANSPORTATION FOR PURCHASE OF ONE TYPE II DIESEL TRANSIT VEHICLE FOR THE CITY/COUNTY TRANSPORTATION DEPARTMENT, (RPT 0807 02 29).

Person presenting this item: Adam Miles, Assistant City Manager

BRIEF: The Texas Department of Transportation has awarded Rural Public Transportation Grant (Federal funds) to the City/County Transportation system for purchase of one type 2 transit vehicle (diesel fuel). Section 5311 Grant Funds in the amount of \$60,000.00 (and \$12,289 in Transportation Development Credits) have been awarded to the City. Council approval is required to accept these grant funds. Due to the Credit, the City of Cleburne is not required to match these funds.

OR1. OR05-2008-33

AN ORDINANCE ABOLISHING THE SCHOOL ZONE ON GRANBURY FROM MARENGO TO LILY AND REMOVING OVERHEAD SIGNAL AND CROSSING SIGNAL AT GRANBURY AND PHILLIPS.

Person presenting this item: Russell Schreiber, Director of Public Works

BRIEF: A study has been conducted by the Traffic Safety Coordinator and has determined the school zone, overhead flashing signal, and crossing signal are no longer needed. The school zone and crossing signals were placed to assist school age children a safe route and crossing to Cooke School. School children that live on the east side of Granbury are now attending the new Irving Elementary school and therefore do not cross Granbury Street. The school zone on Granbury from Marengo to Lily does not meet the requirements of the Uniform Traffic Safety Code.

OC1.

APPROVE FINAL PLAT OF LOTS 1-3, BLOCK 1, BARTOLOWITS ACRES (BEING 5.718 ACRES OF THE DYER NUNER SURVEY, LOCATED IN THE EXTRA-TERRITORIAL JURISDICTION OF THE CITY OF CLEBURNE ON THE EAST SIDE OF CR 1022 SOUTH OF CR 909 AND OPPOSITE FROM PLEASANT OAKS ROAD), AS REQUESTED BY BRIAN BARTOLOWITS, REPRESENTED BY 2KC ENTERPRISES, INC.

Person presenting this item: Ann Powell, Planning and Zoning Coordinator

BRIEF: The Planning and Zoning Commission considered this request at its meeting of April 28, 2008. Notice was given as required by State law. We have received no objections. P&Z recommended approval by a vote of 5-0.

OC2.

APPROVE FINAL PLAT OF LOT 1, BLOCK 1, DICIE ADDITION (BEING 2.00 ACRES OF THE MARTIN SCHULTZ SURVEY, LOCATED IN THE EXTRA-TERRITORIAL JURISDICTION OF THE CITY OF CLEBURNE, ON THE SOUTH SIDE OF CR 312, WEST OF CR 2135 AND EAST OF SH 171), AS REQUESTED BY DICIE JOHNSON, REPRESENTED BY ANTHONY TILLMAN.

Person presenting this item: Ann Powell, Planning and Zoning Coordinator

BRIEF: The Planning and Zoning Commission considered this request at its meeting of April 28, 2008. Notice was given as required by State law. We have received no objections. P&Z recommended approval by a vote of 5-0.

OC3.

APPROVE FINAL PLAT OF LOTS 1 - 4, BLOCK 1, WESTHILL ESTATES (BEING 7.058 ACRES OF THE L.J. HALE SURVEY, LOCATED ON THE SOUTH SIDE OF WESTHILL DRIVE, EAST OF NOLAN RIVER ROAD AND WEST OF HYDE PARK BOULEVARD), AS REQUESTED BY BIBLE BAPTIST CHURCH, INC.

Person presenting this item: Ann Powell, Planning and Zoning Coordinator

BRIEF: The Planning and Zoning Commission considered this request at its meeting of April 28, 2008. Notice was given as required by State law. We have received no objections. P&Z recommended approval by a vote of 5-0.

MOTION: to approve in it's entirety

	Motion	Second	Aye	No	Abstain	Absent		Result
Kelly			X				X	Approved as presented
Boles			X					Approved as amended
Force	X		X					Denied
Warren		X	X					Withdrawn

Reynolds			X					Postponed until:
X	Motion Carried		Motion Failed					Roll Call

RESOLUTIONS

RS5. RS05-2008-33

A RESOLUTION AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A CONTRACT WITH SAMCO LEAK DETECTION SERVICES, INC. TO PERFORM A CITY-WIDE LEAK DETECTION SURVEY ON THE CITY'S WATER DISTRIBUTION SYSTEM.

Russell Schreiber, Director of Public Works stated that the Public Works and Utility Billing staff believes that the City is experiencing a substantial water loss throughout the distribution system. Steps have been taken by both departments which have reduced this volume; however we believe that the water loss can be further reduced through a City-wide leak detection program. The City has never performed a leak detection program and Staff believes that this program would not only have a positive impact on water revenues, it would also demonstrate the City's desire and efforts to conserve this precious resource. We are also perusing a very attractive funding source for a future Capital Improvement project through the Texas Water Development Board and as part of the program; the City must demonstrate that it has actively implemented water conservation measures. This leak detection program would fulfill this requirement. Staff believes this leak detection program will pay for itself in a matter of months through water savings. Leak detection tests will be performed on approximately 350 miles of the City's water distribution lines. The survey will take approximately 10 weeks to complete and will not exceed \$150,000. City staff has requested quotes and references from 4 vendors to perform these tests and recommend SAMCO Leak Detection Services based on experience and customer references.

MOTION: to approve as presented

	Motion	Second	Aye	No	Abstain	Absent		Result
Kelly			X				X	Approved as presented
Boles	X		X					Approved as amended
Force		X	X					Denied
Warren			X					Withdrawn
Reynolds			X					Postponed until:
X	Motion Carried		Motion Failed					Roll Call

ORDINANCES

OR2. OR05-2008-34

AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2008, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$11,415,000.00.

Greg Wilmore, Director of Finance stated that per the recommendation of our financial advisors, First Southwest Co., we are proposing to sell General Obligation Refunding Bonds, Series 2008 in the total approximate amount of \$11,415,000. We will be refunding \$9,499,098 of Tax & Waterworks & Sewer System Revenue Capital Appreciation Certificates of Obligation Bonds, Series 1998. The term of the bonds is 10 years and the interest rate is estimated to be approximately 3.70%. The net present value benefit is 11.877% with a savings of \$727,366.72. The following is the schedule of events:

- May 22nd Receive ratings from three rating agencies
- May 23rd Receive insurance bids
- May 27th Pricing of negotiated issue
- May 27th Council approves ordinances authorizing the issuance of the GO Refunding Bonds
- 30 days for Attorney General to approve sale (cost is \$9,500)
- June 3rd Final OS sent
- July 1st Bond closing and delivery of funds to the City of Cleburne

Jim Sabonis, First Southwest was present and gave a brief overview of the proposed bond refunding and the state of the market today.

MOTION: to approve as presented

	Motion	Second	Aye	No	Abstain	Absent		Result
Kelly			X				X	Approved as presented
Boles			X					Approved as amended
Force		X	X					Denied
Warren	X		X					Withdrawn
Reynolds			X					Postponed until:
X	Motion Carried		Motion Failed			Roll Call		

OTHER COUNCIL MATTERS

OC4.

APPOINTMENT TO THE PLANNING AND ZONING COMMISSION.

Ann Powell, Planning and Zoning Coordinator stated that due to the recent passing of Joe Vasquez, staff requests Council appoint a citizen to fill this vacancy.

MOTION: to appoint Lori Pedigo

	Motion	Second	Aye	No	Abstain	Absent		Result
Kelly		X	X				X	Approved as presented
Boles			X					Approved as amended
Force	X		X					Denied
Warren			X					Withdrawn
Reynolds			X					Postponed until:

<input checked="" type="checkbox"/>	<i>Motion Carried</i>	<input type="checkbox"/>	<i>Motion Failed</i>	<input type="checkbox"/>	<i>Roll Call</i>
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CITIZENS COMMENTS

Kirclin Cross spoke on problems observed at the SMD4 polling place during the May General Election. Mayor Reynolds advised that the Council could not discuss this item as it was not posted, but he could meet with him after the Council meeting.

ADJOURNED AT: 7:30 p.m.

APPROVAL OF MINUTES

APPROVED BY MAJORITY VOTE OF COUNCIL ON: June 10, 2008

CITY OF CLEBURNE

Ted Reynolds, Mayor

ATTEST:

Shelly Doty, City Secretary