

**REGULAR SESSION MEETING
GILMER CITY COUNCIL
TUESDAY, FEBRUARY 12, 2019 5:15 P.M.
COUNCIL CHAMBERS, CITY HALL
110 BUFFALO, GILMER, TEXAS**

COUNCIL PRESENT: MAYOR TIM MARSHALL
COUNCILMAN MARTY JORDAN, DISTRICT 2
COUNCILMAN MICHAEL CHEVALIER, AT-LARGE
COUNCILMAN BRIAN WILLIAMS, DISTRICT 3
COUNCILMAN WILLIAM HORNSBY, DISTRICT 1
COUNCILMAN JAROM TEFTELLER AT-LARGE

COUNCILMAN ABSENT: COUNCILMEMBER TEATHEL HOLLIS, DISTRICT 4

STAFF PRESENT: GREG HUTSON, CITY MANAGER
MARIA CISNEROS, CITY SECRETARY
STEPHANIE ELLIS, SENIOR ACCOUNTANT
MICHAEL D MARTIN, CITY ATTORNEY
MARK CASE, GILMER POLICE CHIEF
FLOYD WINGO, GILMER POLICE DEPARTMENT
TIFFANY FORT, ACCOUNTS PAYABLE CLERK

OTHERS PRESENT: W.T. TURNER
EDDIE TURNER
STEPHANIE ELLIS
DAN SMITH
PHILLIP WILLIAMS
HUEY MITCHELL

1. CALL TO ORDER

**INVOCATION
PLEDGE OF ALLEGIANCE**

Mayor Tim Marshall called the meeting to order at 5:15 p.m. The invocation was led by Councilman William Hornsby and pledge of allegiance by Councilman Michael Chevalier.

2. CITIZEN COMMENTS

No citizen comments

3. CONSENT AGENDA (ENCLOSURE)

- a. Consider approval of City Council minutes from January 22, 2019
- b. Consider approval of Gilmer Police department report January, 2019
- c. Consider approval of Fire department report January, 2019
- d. Consider approval of Expense Report for January, 2019
- e. Consider approval of Code Enforcement report for January, 2019

Councilman Brian Williams made a motion to approve consent agenda items with a second by Councilman William Hornsby and a vote of 6/0 for approval.

4. CONSIDER APPROVAL OF DATES FOR SPRING CLEAN-UP FOR THE CITY OF GILMER

The clean-up is to be held March 25th, 2019 through March 28th, 2019 for City crew pick-up at residences. Residents are limited to one (1) truckload of brush or trash per household and should call City Hall at 903-843-2552 to arrange for pick-up. City of Gilmer garbage customers may also take multiple loads of household garbage and brush to the old City dump site on March 25th and March 27th, 10 a.m. – 3 p.m. and March 30th, 8 a.m.-4 p.m. A current City of Gilmer utility bill is required to dump.

Mayor Tim Marshall made a motion to approve the dates for the spring clean-up with a second by Councilman Brian Williams and a vote of 6/0 for approval.

This is an annual report the Police Department prepares which is required by the State of Texas.

Councilman Brian Williams made a motion to accept the report with a second by Councilman Michael Chevalier and a vote of 6/0 for approval.

11. CONSIDER AND ACT ON AUTHORIZING THE CITY MANAGER TO EXECUTE AGREEMENT WITH GROUP M DESIGN FOR THE CITY OF GILMER WEBSITE NOT TO EXCEED \$10,000.00.

City Manager Greg Hutson presented the council with website proposals for the City of Gilmer website. This investment will provide more interaction with customers on a regular basis, allowing website visitors to fill out permits, code complaints, employment applications, surveys and payment integration. Initial investment will be \$7,085.00 with a max of \$10,000 and a recurring fee of \$539.

Councilman Jarom Tefteller made a motion to authorize City Manager Greg Hutson to execute agreement with GroupM7 with a second by Councilman Marty Jordan and a vote of 6/0 for approval.

12. CONSIDER AND ACT ON AUTHORIZING THE CITY MANAGER TO EXECUTE THE CONTRACT FOR JANITORIAL SERVICES FOR CITY HALL WITH MARIA CISNEROS AND TIFFANY FORT (ENCLOSURE).

Maria Cisneros and Tiffany Fort will provide janitorial services for City Hall throughout the year with monthly fee, which shall be \$400.00 per month.

Councilman Marty Jordan made a motion to all City Manager Greg Hutson to execute janitorial contract with a second by Councilman William Hornsby and a vote of 6/0 for approval.

13. CONSIDER AND DISCUSS CHANGES TO COMMERCIAL DUMPSTER SHARING AND ADDITION OF COMMERCIAL CARTS.

City Manager Greg Hutson addressed council about changes to commercial dumpster sharing and addition of commercial carts to the local businesses on the square. It was discovered during an audit that rates were not changed for several customers. All business customers will receive a notice in the mail around March 1st giving them the option to continue with dumpster or request a commercial cart.

14. CONSIDER EXCUSING COUNCIL MEMBER TEATHEL HOLLIS FROM ATTENDANCE AT COUNCIL MEETINGS

According to the City Charter under Section 3.03 a Councilmember or Mayor shall forfeit his/her office if he or she: (e) Fails to attend three (3) consecutive regular meetings of the Council without being excused by the Council.

Councilman Marty Jordan made a motion to excuse Councilmember Teathel Hollis from attendance at Council meetings with a second by Councilman Brian Williams and a vote of 6/0 for approval.

15. CONSIDER AN EXECUTIVE SESSION UNDER ARTICLE NUMBER(S) §551.074 PERSONNEL MATTERS-EVALUATION OF THE CITY MANAGER AS REQUIRED BY THE CITY CHARTER.

Councilman William Hornsby made a motion to enter into executive session with a second by Councilman Marty Jordan and a vote of 6/0 for approval. Time entered into executive session was 5:54 p.m.

Councilman William Hornsby made a motion to enter into regular session with a second by Councilman Marty Jordan and a vote of 6/0 for approval. Time entered into regular session was 6:25 p.m.

16. CONSIDER DISCUSSION AND POSSIBLE ACTION RELATED TO PERSONNEL MATTERS-EVALUATION OF THE CITY MANAGER AND PERSONNEL MATTERS.

City Council approved City Manager's request for car allowance increase in the amount of \$100.00 per month.

Councilman Brian Williams made a motion to grant request with a second by Councilman Marty Jordan and a vote of 6/0 for approval.

5. CONSIDER AND ACT ON AUTHORIZING THE MAYOR TO EXECUTE THE INTERLOCAL CONTRACT FOR CITY 9-1-1 DATABASE MAINTENANCE WITH EAST TEXAS COUNCIL OF GOVERNMENTS (ETCOG) (ENCLOSURE).

Mayor Tim Marshall addressed council stating the City of Gilmer entered into a contract to allow ETCOG to provide 9-1-1 addresses to citizens. This provides mapping services and maintenance of the 9-1-1 database for the period of October 1, 2018-September 30, 2019 with a service cost of \$3,390.00.

Councilman Brian Williams made a motion to authorize Mayor Tim Marshall to execute interlocal contract with ETCOG with a second by Councilman William Hornsby and a vote of 6/0 for approval.

6. CONSIDER AND ACT ON AUTHORIZING THE MAYOR AND CITY COUNCIL TO APPROVE THE ORDER OF ELECTION FOR A GENERAL ELECTION TO BE HELD MAY 4, 2019 (ENCLOSURE) *CONSIDERAR Y ACTUAR EN AUTORIZAR EL ALCALDE Y EL CONCEJO MUNICIPAL APROBAR EL ORDEN DE ELECCIÓN PARA UNA ELECCIÓN GENERAL QUE SE CELEBRARÁ EL 4 DE MAYO DE 2019*

Councilman Marty Jordan made a motion to approve the Order of Election with a second by Councilman William Hornsby and a vote of 6/0 for approval

7. CONSIDER AND ACT ON APPROVING ORDINANCE 19-001 CALLING FOR A GENERAL ELECTION TO ELECT A MAYOR AT-LARGE AND COUNCILMEMBERS FROM DISTRICT(S) TWO, THREE AND AT-LARGE FOR TWO-YEAR TERMS IN THE CITY OF GILMER, TEXAS TO BE HELD ON SATURDAY, MAY 4TH, 2019, ESTABLISHING DATE OF THE ELECTION(S), PROVIDING FOR EARLY VOTING; DESIGNATING POLLING PLACE; APPOINTING ELECTION JUDGE(S); PROVIDING FOR COMPENSATION OF ELECTION WORKERS; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE WAS PASSED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND PROVIDING AN EFFECTIVE DATE (ENCLOSURE) *UNA ORDENANZA DE LA CIUDAD DE GILMER, TEXAS, CONVOCANDO UNA ELECCIÓN GENERAL PARA ELEGIR UN ALCALDE EN EL DISTRITO EN GENERAL Y MIEMBROS DEL CONSEJO DE LA CIUDAD PARA EL/LOS DISTRITO(S) DOS, TRES Y EN GENERAL PARA TÉRMINOS DE DOS AÑOS EN LA CIUDAD DE GILMER, TEXAS, A CELEBRARSE EL SÁBADO, 4 DE MAYO DE 2019; ESTABLECIENDO LA FECHA DE LAS ELECCIÓN(ES); PROVEYENDO PARA LA VOTACIÓN ANTICIPADA (ADELANTADA); DESIGNANDO EL LUGAR DE VOTACIÓN; NOMBRANDO JUEZ (JUECES) DE ELECCIÓN; PROVEYENDO PARA LA COMPENSACIÓN PARA TRABAJADORES ELECTORALES; INVESTIGANDO Y DETERMINANDO QUE LA REUNIÓN EN LA QUE ESTA ORDENANZA FUE APROBADA CUMPLIÓ CON LA LEY DE TEXAS DE REUNIONES ABIERTAS; HACIENDO OTROS HALLAZGOS Y PROVISIONES RELACIONADAS AL TEMA; Y PROVEYENDO UNA FECHA DE VIGENCIA.*

Councilman Michael Chevalier made a motion to approve Ordinance No. 19-001 with a second by Councilman William Hornsby and a vote of 6/0 for approval.

8. CONSIDER AND ACT ON AUTHORIZING THE MAYOR TO APPROVE THE ELECTION CONTRACT BETWEEN THE CITY OF GILMER AND THE COUNTY OF UPSHUR FOR THE GENERAL ELECTION TO BE HELD MAY 4, 2019 (ENCLOSURE) *CONSIDERAR Y TOMAR ACCION PARA AUTORIZAR AL ALCALDE QUE APRUEBE EL CONTRATO DE ELECCION ENTRE LA CIUDAD DE GILMER Y EL CONDADO DE UPSHUR PARA LA ELECCION GENERAL A CELEBRARSE EL 4 DE MAYO DE 2019*

This is a contract with the County of Upshur for the use of electronic voting machines and support services for the May 4th, 2019 General Election.

Councilman Marty Jordan made a motion authorizing the Mayor Tim Marshall to approve the Election Contract between the City of Gilmer and the County of Upshur for the General Election to be held May 4th, 2019 with a second by Councilman William Hornsby and a vote of 6/0 for approval.

9. CONSIDER AND ACT ON AUTHORIZING THE CITY MANAGER TO APPROVE THE JOINT ELECTION AGREEMENT BETWEEN THE CITY OF GILMER AND GILMER INDEPENDENT SCHOOL DISTRICT FOR THE GENERAL ELECTION TO BE HELD MAY 4, 2019(ENCLOSURE) *CONSIDERAR Y ACTUAR EN AUTORIZAR EL ADMINISTRADOR DE LA CIUDAD A APROBAR EL ACUERDO ENTRE LA CIUDAD DE GILMER Y EL DISTRITO ESCOLAR INDEPENDIENTE DE GILMER ELECCIÓN CONJUNTO PARA LAS ELECCIONES GENERALES QUE SE CELEBRARÁ EL 4 DE MAYO DE 2019*

This is the same election agreement with Gilmer ISD in the past. This year we will amend the first paragraph of said agreement.

Councilman Jarom Teftteller made a motion to approve the agreement and authorize the City manager Greg Hutson to sign said agreement with a second by Councilman Marty Jordan and a vote of 6/0 for approval.

10. CONSIDER AND ACT ON ACCEPTANCE OF GILMER POLICE DEPARTMENT RACIAL PROFILING REPORT FOR 2018 AS REQUIRED BY THE STATE OF TEXAS (ENCLOSURE).

17. ADJOURN

Councilman Brian Williams made a motion to adjourn with a second by Councilman Marty Jordan and a vote of 6/0 for approval.

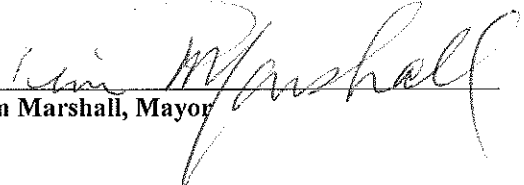
Meeting adjourned 6:33p.m

ATTEST:



Maria Cisneros, City Secretary





Tim Marshall, Mayor