

4. CONSENT AGENDA (ENCLOSURE)

- a. Consider approval of City Council minutes from September 25, 2018
- b. Consider approval of Sales Tax report for October, 2018
- c. Consider approval of Expense report
- d. Consider approval of Financials for September, 2018
- e. Consider approval of Gilmer Fire Department report for September, 2018
- f. Consider approval of Code Enforcement report for September, 2018
- g. Consider approval of Gilmer Police Department report for September, 2018

City Manager addressed Sales Tax Report stating Sales Tax for this fiscal year were higher than last fiscal year by 8.73% Councilmember Teathel Hollis made a motion to approve the consent agenda with a second by Councilman Williams Hornsby and a vote of 6/0 for approval.

5. CONSIDER AND ACT ON APPROVING ORDINANCE NO. 18-029 AMENDING CHAPTER 86, TRAFFIC AND VEHICLES, ARTICLE I. IN GENERAL, OF THE CITY OF GILMER CODE OF ORDINANCES BY AMENDING SECTION 86-3 PERMITTING GOLF CARTS TO BE OPERATED ON CERTAIN PUBLIC STREETS AND HIGHWAYS FOR THE PERIOD OF NOVEMBER 1, 2018 THROUGH DECEMBER 30, 2018, PROVIDING FOR THE IMPOSITION OF A CRIMINAL PENALTY NOT TO EXCEED A MAXIMUM FINE OF \$200.00; DISPENSING WITH THE REQUIREMENT OF A CULPABLE MENTAL STATE; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING AN EFFECTIVE DATE (ENCLOSURE)

The request for this Ordinance was made by the United Parcel Service (UPS). This is the seventh (7th) year they have made this request and thus far there have been no problems related to using the golf carts. The request is for November 1, 2018 through December 30, 2018 to assist in delivering packages during the Christmas season. Councilman Marty Jordan made a motion to approve Ordinance No. 18-029 with a second by Councilman Teathel Hollis and a vote of 6/0 for approval.

6. CONSIDER TEMPORARILY CLOSING CITY STREETS AND TEMPORARILY DETOURING A PORTION OF STATE HIGHWAY 154 FOR THE YULEFEST PARADE THURSDAY, NOVEMBER 30, 2018, FROM 6:00 P.M. TO 6:45 P.M. (ENCLOSURE)

No action taken, Passed to next council meeting.

7. CONSIDER CLOSING SILVER ALLY FROM HARRISON STREET TO TYLER STREET ON FRIDAY, DECEMBER 1, 2018 UNTIL SATURDAY, DECEMBER 2, 2018 AT 5:30 P.M. FOR BREAKFAST WITH SANTA AND YULEFEST ACTIVITIES (ENCLOSURE)

No action taken, Passed to next council meeting.

8. CONSIDER DISCUSSION AND POSSIBLE ACTION REGARDING CITY OFFICIALS' AND EMPLOYEES' CHRISTMAS LUNCHEON (ENCLOSURE)

City staff requested permission to hold the City officials', employees' and retirees Christmas luncheon on Friday, December 21, 2018, noon at the Gilmer Civic Center. After the luncheon, staff will be able to leave for the day. Mayor Tim Marshall made a motion to approve the Christmas luncheon with a second by Councilman William Hornsby and a vote of 6/0 for approval.

9. CONSIDER AND ACT ON AUTHORIZING THE MAYOR TO EXECUTE MEMORANDUM OF UNDERSTANDING SHELTERING AND MASS CARE FACILITIES (CIVIC CENTER) WITH SPRING HILL ISD (ENCLOSURE).

This agreement is to establish a shelter site in the event of evacuation during emergency situations. Location and terms of use will be at the Gilmer Civic Center event center. The civic center has a capacity of accommodating 2,000 people in the event of evacuation for student and staff of the Spring Hill Independent School District. The City of Gilmer has entered into a similar memorandum of understanding with other independent school districts, and it is the agreement of the parties that the City of Gilmer will honor each of the memorandums of understanding on a first come first serve basis.

Councilman Marty Jordan made a motion authorizing the Mayor to execute the Memorandum of Understanding with a second by Councilman Teathel Hollis and a vote of 6/0 for approval.

10. CONSIDER AND ACT ON AUTHORIZING THE MAYOR TO EXECUTE MEMORANDUM OF UNDERSTANDING SHELTERING AND MASS CARE FACILITIES (CIVIC CENTER) WITH PITTSBURG ISD (ENCLOSURE).

This agreement is to establish a shelter site in the event of evacuation during emergency situations. Location and terms of use will be at the Gilmer Civic Center event center. The civic center has a capacity of accommodating 2,000 people in the event of evacuation for student and staff of the Pittsburg Independent School District. The City of Gilmer has entered into a similar memorandum of understanding with other independent school districts, and it is the agreement of the parties that the City of Gilmer will honor each of the memorandums of understanding on a first come first serve basis.

Councilman Marty Jordan made a motion authorizing the Mayor to execute the Memorandum of Understanding with a second by Councilman Teathel Hollis and a vote of 6/0 for approval.

11. CONSIDER ACCEPTANCE OF CITY INVESTMENT REPORT FOR PERIOD ENDING SEPTEMBER 30, 2018 (ENCLOSURE).

City Manager Greg Hutson addressed quarterly investment report, certificates have accumulated interest on these holdings. With the economy stability interest rates are on the rise. We are trying to work with Banks to get the best interest rate 1.60% for certificates of deposits. We currently have a CD with a 2.2 %, lowest part of interest rate right now is 1.15% for two CD's one of them is due for maturity in December,2018. The remainder of Certificate of deposits are at 1.15%, 1.16%, and a 2.2 %. The one that raised more interest since it started back on February 2017 is the logic funds we have collected over \$12,000.00 in interest far most than the others. All certificates are doing good at this time.

Councilman Brian Williams made a motion to approve investment report with a second by Teathel Hollis and a vote of 6/0 for approval.

12. CONSIDER DISCUSSION AND POSSIBLE ACTION AUTHORIZING THE GILMER FIRE DEPARTMENT TO APPLY FOR A GRANT WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) FOR A 75' AERIAL LADDER TRUCK AND MATTERS RELATED THERETO.

Fire Chief Jerry Taylor addressed the council in regards to applying for this matching grant, as has been done in previous years, to the Federal Emergency Management Agency (FEMA) for an Aerial Ladder truck. The city's portion of the matching grant is 5%.

Councilman Brian Williams made a motion to approve with a second by Councilmember Teathel Hollis and a vote of 6/0 for approval.

13. CONSIDER AND ACT ON APPROVING CONTRACT FOR FIRE FIGHTING SERVICES BETWEEN THE CITY OF GILMER AND THE UPSHUR COUNTY EMERGENCY SERVICES DISTRICT NO. 1 FOR 2018-2019 (ENCLOSURE).

Fire Chief Jerry Taylor stated that Upshur County basically pays the City of Gilmer to provide basic fire protection roughly six-mile area. We also provide mutual aid from 6-10 mile area. Upshur County is reimbursing the City for any expenses the city will incur. City of Gilmer opted out of the ESD. The ESD pays City of Gilmer for fire protection. City Manager Greg Hutson mentioned that this contract agreement shall begin October 1, 2018, and will continue to September 30,2019 and the total cost to ESD for this service will be \$36,000.00 annually.

Councilman Marty Jordan made a motion to approve contract with a second by Councilmember Teathel Hollis and a vote of 6/0 for approval.

14. CONSIDER AND ACT ON APPROVING CONTRACT FOR DISPATCHING SERVICES BETWEEN THE CITY OF GILMER AND THE UPSHUR COUNTY EMERGENCY SERVICES DISTRICT NO. 1 FOR 2018-2019 (ENCLOSURE).

City Manager Greg Hutson mentioned that this contract agreement shall begin October 1, 2018 , and will continue to September 30, 2019 and the total cost to the ESD for this service will be \$90,000 annually.

Councilman Marty Jordan made motion to approve contract with a second by Councilmember Teathel Hollis and a vote of 6/0 for approval.

15. CONSIDER AND ACT ON APPROVING RESOLUTION NO. 18-008 AUTHORIZING FUNDS TO BE EARMARKED FOR THE CURATION OF ARTIFACTS (ENCLOSURE).

This Resolution will set aside \$50,000.00 to be earmarked for the curation of Indian artifacts found during the construction of Lake Gilmer.

Councilman Marty Jordan made a motion to approve with a second by Councilmember Teathel Hollis and a vote of 6/0 for approval.

16. CONSIDER AND ACT ON APPROVING RESOLUTION NO. 18-009 ESTABLISHING AN UNASSIGNED FUND BALANCE (RESERVE) IN THE ENTERPRISE FUND (ENCLOSURE).

This Resolution will set aside a \$500,000.00 unassigned fund balance (reserve) in the Enterprise Fund. This Resolution does not spend any money – it sets it aside in reserve. This is done to protect the City's Enterprise Fund bond rating.

Councilman Brian Williams made a motion to approve with a second by Councilmember Teathel Hollis and a vote of 6/0 for approval.

17. CONSIDER AND ACT ON APPROVING RESOLUTION NO. 18-010 ESTABLISHING AN UNASSIGNED FUND (RESERVE) IN THE GENERAL FUND (ENCLOSURE).

This Resolution will set aside a \$200,000.00 unassigned fund balance (reserve) in the General Fund. This Resolution does not spend any money – it sets it aside in reserve. This is done to protect the City's General Fund bond rating.

Councilman Marty Jordan made a motion to approve with a second by Councilman Michael Chevalier and a vote of 6/0 for approval.

8. ORDINANCE NO. 18-030 AMENDING THE CITY BUDGET FOR THE CITY OF GILMER, TEXAS, FOR THE ONE YEAR PERIOD BEGINNING OCTOBER 1, 2017, AND ENDING SEPTEMBER 30, 2018 TO CORRECT (REVERSE) BUDGET LINE ITEM FOR AIR CONDITIONERS AT CIVIC CENTER COMPLETED IN FY 16-17 (ENCLOSURE).

City Manager Greg Hutson addressed council regarding duplicate posting of ordinance No.18-030 posted in the General Ledger over two fiscal years. The General Ledger has been corrected to reflect one posting in one fiscal year.

Councilman Marty Jordan made a motion to approve with a second by Teathel Hollis and a vote of 6/0 for approval.

19. CONSIDER AND ACT ON REGISTRATION RENEWAL OF THE CITY TRADEMARK WITH THE OFFICE OF THE TEXAS SECRETARY OF STATE (ENCLOSURE).

Mayor Tim Marshall informed council that this registration renewal is renewed every five years for the City of Gilmer trademark 'GILMER LEADING THE WAY'.

Councilman Marty Jordan made a motion to approve renewal with a second by Councilmember Teathel Hollis and a vote of 6/0 for approval.

20. CONSIDER DISCUSSION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO. 18-011 DESIGNATING SIGNATORS TO TRANSACT CITY BUSINESS AT THE CITY'S DEPOSITORY BANK(S) (ENCLOSURE)

City Manager stated the signatory at each bank needs to be updated removing Kathy Hoover and adding Maria Cisneros.

Councilman Marty Jordan made a motion to approve Resolution NO. 18-011 with a second by Councilmember Teathel Hollis and a vote of 6/0 for approval.

1. CONSIDER ACTION TO CANCEL NOVEMBER 13, 2018 CITY COUNCIL MEETING (ENCLOSURE)

City Manager Greg Hutson stated City Secretary will be out of the country and requested cancellation of the November 9th meeting.

Councilman Marty Jordan made a motion to cancel the November 13, 2018, City Council meeting with a second Councilman Michael Chevalier and a vote of 6/0 for approval.

22. CONSIDER DISCUSSION AND POSSIBLE ACTION CONCERNING APPOINTMENT OF AN ASSOCIATE CITY JUDGE FOR THE MUNICIPAL COURT.

City Manager Greg Hutson asked council to approve the appointment of Nancy Jackson as an Associate Judge of the Municipal Court in order to allow her to be able to sign payment arrangements and set up individuals for defensive driving, among other things necessary to ensure a smooth transition in the Municipal Court.

Councilman Marty Jordan made a motion to approve appointed with a second by Councilmember Teathel Hollis and a vote of 6/0 for approval.

23. CONSIDER AND DISCUSS NET RMA AT MEETING AT CIVIC CENTER ON OCTOBER 31, 2018.

City Manager Greg Hutson stated that a meeting to discuss the Loop Project will be held on October 31, 2018 at 10:00 A.M. Mayor Tim Marshall, City Manager Greg Hutson, and Councilman Williams Hornsby will be attending, thus no quorum and no need for posing of a joint meeting.

24. CONSIDER AN EXECUTIVE SESSION UNDER ARTICLE NUMBER §551.072 DELIBERATION REGARDING REAL PROPERTY ACQUISITION.

Councilman Marty Jordan made a motion to enter into executive session with second by Councilmember Teathel Hollis and a vote of 6/0 for approval. Time entered into Executive Session was 5:54 p.m. Councilman Marty Jordan made a motion to enter regular session with a second by Councilmember Teathel Hollis and a vote of 6/0 for approval. Time entered into regular session was 6:07 P.M.

25. CONSIDER DISCUSSION AND POSSIBLE ACTION RELATED TO DELIBERATION REGARDING REAL PROPERTY DISCUSSED IN THE EXECUTIVE SESSION (SEE ITEM #22) AND MATTERS RELATED THERETO.

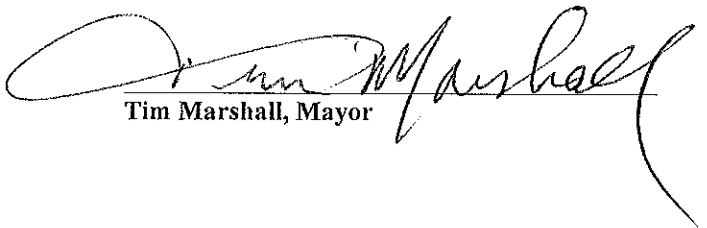
Councilman Marty Jordan made a motion allowing City Manager Greg Hutson terminating lease agreement with Northeast Texas District Baptist Association, and file with Upshur County with a second by Councilmember Teathel Hollis and a vote of 6/0 for approval. Time entered into regular session was 6:07 p.m.

26. ADJOURN


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

Meeting adjourned 6:09 p.m.




Tim Marshall, Mayor

ATTEST:


Maria Cisneros, City Secretary