

**GILMER CITY COUNCIL
TUESDAY, MAY 14, 2019, 5:15 P.M.
COUNCIL CHAMBERS, CITY HALL
110 BUFFALO, GILMER, TEXAS**

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

COUNCIL ABSENT: COUNCILMEMBER TEATHEL HOLLIS, DISTRICT 4

STAFF PRESENT: GREG HUTSON, CITY MANAGER
MARIA CISNEROS, CITY SECRETARY
MIKE MARTIN, CITY ATTORNEY
MARK CASE, POLICE CHIEF.
STEPHANIE ELLIS, SENIOR ACCOUNTANT
LISA LONG, CIVIC CENTER

OTHERS PRESENT: W.T. TURNER
E.W. TURNER
PHILLIP WILLIAMS, THE GILMER MIRROR
STEVE DEAN

MINUTES

**1. CALL TO ORDER
INVOCATION
PLEDGE**

Mayor Tim Marshall called the meeting to order at 5:16 p.m. The invocation was led by Councilman William Hornsby and pledge of allegiance by Councilman Brian Williams.

2. CITIZEN COMMENTS
No Citizen Comments

- 3. CONSENT AGENDA (ENCLOSURE)**
- a. Consider approval of City Council minutes from April 23, 2019
 - b. Consider approval of Police Department report for April, 2019
 - c. Consider approval of Gilmer Fire Department report for April, 2019
 - d. Consider approval of Code Enforcement report for April, 2019
 - e. Consider approval of Food Establishment report for April, 2019
 - f. Consider approval of Expense report for April, 2019

Councilman Marty Jordan made a motion to approve consent agenda items with a second by Councilman William Hornsby and a vote of 5/0 for approval.

4. CONSIDER THE FOLLOWING IN REGARD TO THE CITY OF GILMER GENERAL ELECTION SCHEDULED TO BE HELD ON MAY 4, 2019, WHICH WAS CANCELLED, PURSUANT TO ORDINANCE NO. 19-008 APPROVED BY THE GILMER CITY COUNCIL ON FEBRUARY 12TH, 2019

a. CITY SECRETARY WILL ADMINISTER OATH OF OFFICE FOR THOSE DECLARED ELECTED

City Secretary Maria Cisneros administered the oath of office to Mayor At-Large Tim Marshall, Councilmember District Two Marty Jordan, Councilmember District Three Brian Williams and Councilmember At-Large Jarom Tefteller.

b. CITY SECRETARY WILL MAKE PRESENTATION OF THE CERTIFICATE OF ELECTION FORM(S)

City Secretary Maria Cisneros presented Certificate of Election to Mayor At-Large Tim Marshall, Councilmember District Two Marty Jordan, Councilmember District Three Brian Williams, and Councilmember At-Large Jarom Tefteller.

5. CONSIDER AND ACT ON AUTHORIZING THE MAYOR TO EXECUTE RELEASE OF PAVING LIEN DATED APRIL 21, 1947

Councilman Brian Williams made a motion to authorize Mayor Tim Marshall to execute release of paving lien with a second by Councilman William Hornsby and a vote of 5/0 for approval.

6. CONSIDER DISCUSSION AND POSSIBLE ACTION TO APPROVE ORDINANCE NO. 19-014 AMENDING THE CITY BUDGET FOR THE CITY OF GILMER, TEXAS FOR THE ONE YEAR PERIOD BEGINNING OCTOBER 1, 2018, AND ENDING SEPTEMBER 30, 2019 TO ALLOCATE CIVIC CENTER CONTINGENCY FUNDS TO PURCHASE FOLDING TABLES AND REFRIGERATOR FOR \$3,618.10

Councilman Marty Jordan made a motion to approve Ordinance No. 19-014 with a second by Councilman William Hornsby and a vote of 5/0 for approval.

7. CONSIDER AND ACT ON APPROVING ORDINANCE NO. 19-015 AMENDING ORDINANCE NO. 18-028, EXHIBIT "E", SCHEDULE OF PROVISIONS, POLICIES AND FEES – SOLID WASTE, INSERTING EXCLUSIVE RIGHT TO COLLECT AND DISPOSE OF WASTE WITHIN THE CITY OF GILMER FOR RESIDENTIAL, COMMERCIAL, INDUSTRIAL, AND TEMPORARY ROLL OFF FOR THE CITY OF GILMER, TEXAS

Councilman Jarom Tefteller entered council at 5:40 p.m.

Councilman William Hornsby made a motion to approve Ordinance No. 19-015 with a second by Mayor Tim Marshall and a vote of 5/1 for approval. Councilman Brian Williams voted against.

8. CONSIDER AND ACT ON APPROVING ORDINANCE NO. 19-016 AMENDING ORDINANCE NO. 18-028, EXHIBIT "F", MISCELLANEOUS FEE SCHEDULE, REMOVING BUILDING PERMIT (PLUMBING) PERMIT FEE \$50.00 PER ADDRESS AND INSERTING BUILDING PERMIT (PLUMBING) PERMIT FEE \$85.00 PER INSPECTION FOR THE CITY OF GILMER, TEXAS

Mayor Tim Marshall made a motion to approve Ordinance No. 19-016 with a second by Councilman Marty Jordan and a vote of 6/0 for approval.

9. CONSIDER AND ACT ON APPROVAL OF CHEROKEE ROSE FESTIVAL RAIN OUT DAY WITH STREET CLOSURES AROUND TOWN SQUARE EXCEPTING SH154 CLOSING BUFFALO, DAVIS, SIMPSON, BUFFALO TO CASS, BUFFALO TO TRINITY, AND BUFFALO TO SH271 FOR THE 2ND ANNUAL CHEROKEE ROSE FESTIVAL BEGINNING FRIDAY, MAY 17TH, 2019 THROUGH SATURDAY, MAY 18TH, 2019

No Action Taken

10. CONSIDER AN EXECUTIVE SESSION UNDER ARTICLE NUMBER(S) §551.072 REAL PROPERTY ACQUISITION AND DELIBERATION, AND ARTICLE NUMBER §551.071 PENDING OR COMTENPLATED LEGAL ACTION.

Councilman Brian Williams made a motion to enter into executive session with second by Councilman Michael Chevalier and a vote of 6/0 for approval. Time entered into executive session was 5:53 p.m.

11. CONSIDER DISCUSSION AND POSSIBLE ACTION RELATED TO DELIBERATION REGARDING REAL PROPERTY AND CONSULTATION WITH CITY ATTORNEY DISCUSSED IN THE EXECUTIVE SESSION AND MATTERS RELATED THERETO.

Councilman Michael Chevalier made a motion to enter regular session with a second by Councilman Brian Williams and a vote of 6/0 for approval. Time entered into regular session was 6:24 p.m.

No Action Taken

12. ADJOURN

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

Meeting Adjourned at 6:25 p.m.



Tim Marshall

Tim Marshall, Mayor

ATTEST:

Maria G. Cisneiros

Maria G. Cisneiros, City Secretary