

**GILMER CITY COUNCIL  
REGULAR STATED SESSION  
GILMER CIVIC CENTER  
TUESDAY, NOVEMBER 10<sup>TH</sup>, 2020 5:15 P.M.  
1218 US HIGHWAY 271 N. GILMER, TEXAS**

**COUNCIL PRESENT:** MAYOR TIM MARSHALL  
MAYOR PRO-TEM WILLIAM HORNSBY, DISTRICT 1  
COUNCILMAN MARTY JORDAN, DISTRICT 2  
COUNCILMAN MICHAEL CHEVALIER, AT-LARGE  
COUNCILMAN BRIAN WILLIAMS, DISTRICT 3  
COUNCILMEMBER TEATHEL HOLLIS, DISTRICT 4

**COUNCIL ABSENT:** COUNCILMAN JAROM TEFTELLER, AT-LARGE

**STAFF PRESENT:** GREG HUTSON, CITY MANAGER  
MARIA CISNEROS, CITY SECRETARY  
MIKE MARTIN, CITY ATTORNEY

**OTHERS PRESENT:** PHILLIP WILLIAMS, GILMER MIRROR  
PAULA GRABOWSKI, SCM INTEGRITY  
MAURICE WARREN  
AMELIA TAYLOR  
BRYAN JACKSON

**MINUTES**

**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 Mayor Pro-Tem William Hornsby and Pledge of Allegiance was led by City Attorney Mike Martin.

**2. CITIZEN COMMENT**

Paula Grabowski with SCM Integrity First Companies addressed council regarding new projects and floorplans for new housing in the City.

Amelia Taylor addressed council in reference to a trail of lights wagon ride that she would like to have during the weekends in December 2020.

**3. CONSENT AGENDA**

- a. Consider approval of City Council minutes from October 27, 2020
- b. Consider approval of Gilmer Fire Department Report for October, 2020
- c. Consider approval of Gilmer Police Department Report for October, 2020
- d. Consider approval of Gilmer Food Establishment Inspection Report for October, 2020
- e. Consider approval of Code Enforcement report October, 2020
- f. Consider approval of Expense report
- g. Consider approval of Financial report September, 2020

Councilmember Marty Jordan made a motion to approve consent agenda with a second by Councilmember Brian Williams and a vote of 6/0 for approval.

**4. CONSIDER THE FOLLOWING IN REGARD TO THE CITY OF GILMER GENERAL ELECTION HELD NOVEMBER 3, 2020**

**a. Canvass the General Election returns and declare the results official**

Mayor Tim Marshall read the official canvass report(prepared and certified by Upshur County Elections Administrator Lory Harle) from the City of Gilmer General Election held November 03, 2020.

Returns as read and recorded are listed below:

**Councilmember District 1**

William Hornsby 193 votes(declared elected)

**Councilmember District 4**

Teathel Hollis 276 votes(declared elected)

**Councilmember At-Large**

Michael Chevalier 841 votes (declared elected)

**b. City Secretary will make presentation of certificate of election forms to the unopposed candidate declared elected**

City Secretary Maria Cisneros presented Certificate of Election to Councilmember Teathel Hollis.

**c. City Secretary will administer oath of office to the unopposed candidate declared elected**

City Secretary Maria Cisneros administered the oath of office to Councilmember Teathel Hollis.

**h. City Secretary will make presentation of the certificate of election forms to the opposed candidates duly elected**

City Secretary Maria Cisneros presented Certificate of Elections to Councilmember District One William Hornsby, and Councilmember At-Large Michael Chevalier.

**i. City Secretary will administer oath of office to the opposed candidates duly elected**

City Secretary Maria Cisneros administered the oath of office to Councilmember District One William Hornsby, and Councilmember At-Large Michael Chevalier.

**5. CONSIDER DISCUSSION OF AND ELECT MAYOR PRO-TEM AS REQUIRED BY CITY CHARTER**

Mayor Marshall recommended re-electing Councilman William Hornsby as Mayor Pro-Tem, stating Mr. Hornsby had done an excellent job in the past and was readily available for signatures, etc. when needed.

Mayor Tim Marshall made a motion to elect Councilmember William Hornsby as Mayor Pro-Tem with a second by Councilmember Brian Williams and a vote of 6/0 for approval.

**6. CONSIDER ACCEPTANCE OF CITY INVESTMENT REPORT FOR PERIOD ENDING SEPTEMBER 30,2020 (ENCLOSURE).**

City Manager Greg Hutson addressed council stating end of fiscal year water revenue is up by 3.38% from last fiscal year. Also, the city has ten CD's. 7 with an interest rate of 1.00%, and the remaining 3 with interest rates of 1.05%, 2.60% and 2.80%. City Manager Hutson recommended approval of investment report with following corrections; 1) Maturity date for CD 43696 to reflect 07/31/2023 and 2) Updated economic commentary as of September 2020.

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

**7. CONSIDER DISCUSSION AND POSSIBLE ACTION TO APPROVE RESOLUTION 20-007 RECOGNIZING SPECIFIC INDIVIDUALS FOR THEIR GENEROUS DONATIONS OF CHRISTMAS DECORATIONS ON TOWN SQUARE (ENCLOSURE).**



Mayor Tim Marshall made a motion to approve Resolution 20-007 recognizing Brent Gourdarzi and Marty Young for Christmas donation on the square with a second by Councilmember Brian Williams and a vote of 6/0 for approval.

8. **CONSIDER DISCUSSION AND POSSIBLE ACTION ADOPTING A RESOLUTION NO.20-008 OPPOSING SOUTHWESTERN ELECTRIC POWER COMPANY'S PROPOSED INCREASE IN RATES; AUTHORIZING THE CITY'S CONTINUED PARTICIPATION WITH OTHER CITIES IN THE COALITION OF CITIES KNOWN AS CITIES ADVOCATING REASONABLE DEREGULATION; AUTHORIZING THE HIRING OF ATTORNEYS AND CONSULTANTS; AND AUTHORIZING THE INTERVENTION AND PARTICIPATION IN RELATED RATE PROCEEDINGS; REQUIRING REIMBURSEMENT OF REASONABLE LEGAL AND CONSULTANT EXPENSES; FINDING THAT THE MEETING COMPLIES WITH THE OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE (ENCLOSURE)**

City Attorney Mike Martin has been in communication with Herrera Law Firm and he recommends the City of Gilmer utilize Herrera Law Firm in the consulting and opposition of proposed Southwestern Electric Power Company rate increase.

Mayor Tim Marshall made a motion to adopt Resolution No.20-008 with a second by Councilmember Teathel Hollis and a vote of 6/0 for approval.

9. **CONSIDER ACTION TO CANCEL NOVEMBER 24, 2020; DECEMBER 22, 2020; COUNCIL MEETINGS (ENCLOSURE)**

Councilmember William Hornsby made a motion to approve cancellation of the November 24,2020 ; December 22,2020 Council meetings with a second by Councilmember Teathel Hollis and a vote of 6/0 for approval.

10. **CONSIDER REQUEST FOR CITY WATER SERVICE OUTSIDE CITY LIMITS AT 2051 PR 2015 GILMER, TEXAS**

Councilmember Brian Williams made a motion to approve outside City water service request with a second by Councilmember Michael Chevalier and a vote of 6/0 for approval.

11. **CONSIDER APPROVAL OF ENGAGEMENT LETTER WITH KAREN A. JACKS & ASSOCIATES, P.C. FOR THE CITY'S ANNUAL AUDIT (ENCLOSURE)**

Councilmember William Hornsby made a motion to approve engagement letter with a second by Councilmember Teathel Hollis and a vote of 6/0 for approval.

12. **CONSIDER DISCUSSION AND POSSIBLE ACTION REGARDING CITY OFFICIALS' AND EMPLOYEES' CHRISTMAS LUNCHEON AT SILVER ALLEY.**

City Manager Greg Hutson would like for Council to consider having employee luncheon on December 18, 2020 at Silver Alley Event Center and allowing the City to close for the rest of the day afterwards.

Councilmember William Hornsby made a motion to approve employee Christmas luncheon and closing City Hall half a day with a second by Councilmember Teathel Hollis and a vote of 6/0 for approval.

13. **CONSIDER AND ACT ON APPROVAL OF STREET CLOSURE REQUEST BETWEEN HENDERSON STREET AND STATE HIGHWAY 154 ON SATURDAY, NOVEMBER 21, 2020 BEGINNING AT 3:00 P.M. TILL 10:00 P.M. FOR THE GILMER BREWING COMPANY TWO YEAR ANNIVERSARY CHILI COOK OFF (ENCLOSURE).**

Councilmember Brian Williams made a motion to approve street closure with a second by Councilmember Michael Chevalier and a vote of 6/0 for approval.



14. **CONSIDER AND ACT ON APPROVING CLOSURE OF THE FOLLOWING CITY STREETS FOR YULEFEST FROM 6:00 A.M. ON SATURDAY, DECEMBER 5<sup>TH</sup> UNTIL 10:00 P.M. (ENCLOSURE)**
- a. Buffalo/Jefferson from Hwy 271 to Trinity Street
  - b. Simpson Street from Hwy 154 to Jefferson
  - c. Davis from Hwy 154 to Cass Street

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

15. **CONSIDER DISCUSSION AND POSSIBLE ACTION NOMINATING ALAN SENN TO SERVE THE REMAINDER OF TERM VACATED BY ONE OF TWO BOARD MEMBERS BRANDON DODD OR HUEY MITCHELL ON THE UPSHUR COUNTY APPRAISAL DISTRICT (ENCLOSURE).**

Councilmember Marty Jordan made a motion to nominate Alan Senn to serve the remainder of term with a second by Councilmember Michael Chevalier and a vote of 6/0 for approval.

16. **CONSIDER DISCUSSION AND POSSIBLE ACTION TO APPROVE ORDINANCE NO. 20-033 AMENDING THE CITY BUDGET FOR THE CITY OF GILMER, TEXAS FOR THE ONE YEAR PERIOD BEGINNING OCTOBER 1, 2019 AND ENDING SEPTEMBER 30, 2020 TO TRANSFER FUNDS FROM ONE LINE ITEM TO ANOTHER IN THE SAME DEPARTMENT IN THE AMOUNT OF \$16,719.06 (ENCLOSURE).**

Mayor Tim Marshall made a motion to approve Ordinance No.20-033 in the amount of \$16,719.06 with a second by Councilmember Marty Jordan and a vote of 6/0 for approval.

17. **CONSIDER DISCUSSION AND POSSIBLE ACTION TO APPROVE ORDINANCE NO. 20-034 AMENDING THE CITY BUDGET FOR THE CITY OF GILMER, TEXAS FOR THE ONE YEAR PERIOD BEGINNING OCTOBER 1, 2020 AND ENDING SEPTEMBER 30, 2021 TO PURCHASE AND REPLACE RUNWAY LIGHTS WITH LED BULBS FOR RUNWAY AT CITY AIRPORT IN THE AMOUNT OF \$30,000.00 (ENCLOSURE).**

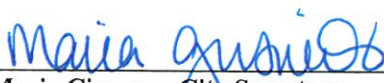
Councilmember Marty Jordan made a motion to approve Ordinance No.20-034 in the amount of \$30,000.00 with a second by Councilmember Teathel Hollis and a vote of 6/0 for approval.

18. **ADJOURN**

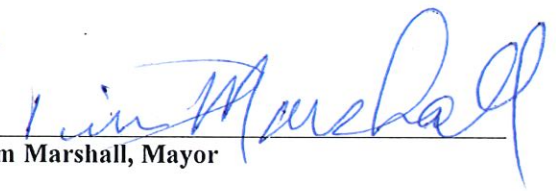
Councilmember Marty Jordan made a motion to adjourn with a second by Councilmember Teathel Hollis and a vote of 6/0 for approval.

Meeting adjourned at 5:54 p.m.

ATTEST:

  
Maria Cisneros, City Secretary



  
Tim Marshall, Mayor