

**GILMER CITY COUNCIL
REGULAR STATED SESSION
COUNCIL CHAMBERS, CITY HALL
TUESDAY, September 28th , 2021 5:15 P.M.
110 BUFFALO, GILMER, TEXAS**

COUNCIL PRESENT:

**MAYOR TIM MARSHALL
MAYOR PRO-TEM WILLIAM HORNSBY, DISTRICT 1
COUNCILMAN MICHAEL CHEVALIER, AT-LARGE
COUNCILMAN MARTY JORDAN, DISTRICT 2
COUNCILMAN BRIAN WILLIAMS, DISTRICT 3
COUNCILMEMBER JASMINE CUNNINGHAM, DISTRICT 4**

COUNCIL ABSENT:

**COUNCILMAN JAROM TEFTELLER, AT-LARGE
COUNCILMAN MARTY JORDAN, DISTRICT 2**

STAFF PRESENT:

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

OTHERS PRESENT:

**PHILIP WILLIAMS, GILMER MIRROR
HEATHER MILLER, WOMENS CENTER OF ETexas
MEGAN JOHNSON, WOMENS CENTER OF ETexas
SHERI WAYT, WOMENS CENTER OF ETexas
LINDSEY HITT, CREDIT UNION OF TEXAS
WODDIE BRANTLEY, SANITATION SOLUTIONS**

MINUTES

**1. CALL TO ORDER
INVOCATION
ROLL CALL**

Mayor Tim Marshall called the meeting to order at 5:15 p.m. The invocation was led by Councilmember William Hornsby and Pledge of Allegiance was led by Mayor Tim Marshall.

2. CITIZEN COMMENT

Linsey Hitt with Credit Union of Texas addressed council regarding future fall festival that will take place in November 13th, 2021.

3. CONSIDER ADOPTION OF THE FOLLOWING PROCLAMATION:

a. NATIONAL DOMESTIC VIOLENCE AWARENESS MONTH" PROCLAMATION

Mayor Tim Marshall read the proclamation and presented it to Heather Miller, Megan Johnson, Sheri Wayt with the Women's Center of East Texas.

4. CONSENT AGENDA

a. Consider approval of City Council minutes from September 14th, 2021

b. Consider approval of Expense Report September, 2021

Councilmember William Hornsby made a motion to consent agenda items with a second by Councilmember Brian Williams and a vote of 4/0 for approval.

5. CONSIDER AND ACT UPON DECLARING DISTRICT 4 COUNCIL SEAT CURRENTLY HELD BY COUNCIL PERSON TEATHEL HOLLIS AS VACANT.

City Attorney Mike Martin informed Council regarding the vacancy for District 4. section 3.03 of the City Charter states a Councilmember or Mayor shall forfeit his/her office he or she: (e) fails to attend three (3) consecutive regular meetings of the Council. On January 26th, 2021 City Council meeting it was approved to excuse Councilmember Teathel Hollis from attending council meetings. City Manager Greg Hutson stated that it appears that Councilmember Teathel Hollis is unable to come back due to declining health.

Mayor Tim Marshall made a motion declaring district 4 council seat vacant with a second by Councilmember Brian Williams and a vote of 4/0 for approval

6. CONSIDER AND ACT UPON FILLING VACANT COUNCIL SEAT REPRESENTING COUNCIL DISTRICT 4:

a. Jasmine Cunningham

City Manager Greg Hutson addressed council and stated he had received two candidates, one was ineligible due to not living in the district and the other resides within district 4.

Councilmember Brian Williams made a motion to appoint Jasmine Cunningham for district 4 seat with a second by Councilmember Michael Chevalier and a vote of 4/0 for approval.

Councilmember Jasmine Cunningham took district 4 seat.

7. CITY SECRETARY WILL ADMINISTER OATH OF OFFICE TO APPOINTED CANDIDATE.

City Secretary Maria Cisneros administered oath of Office to Councilmember Jasmine Cunningham.

8. CONSIDER AND DISCUSS ENTERPRISE FUND ADDITIONAL STIMULUS FUNDS RECEIVED FROM TDEM IN THE AMOUNT OF \$637,181.57.

City Manager Greg Hutson informed council we had recently received this amount and we will receive it again next September 2021.

9. CONSIDER AND DISCUSS CIVIC CENTER FUNDS RECEIVED FROM SBA IN THE AMOUNT OF \$38,559.60.

City Manager Greg Hutson praised Civic Center Director Lisa Long for getting all information needed to apply for this grant. Grant funds of \$38,559.60 will be deposited into general fund account.

10. CONSIDER DISCUSSION AND POSSIBLE ACTION REGARDING EXTENSION OF CURRENT CONTRACT FOR SOLID WASTE COLLECTION/COLLECTION AND DISPOSAL.

Councilmember Brian Williams made a motion to approve extension of current contract for solid waste with a second by Councilmember William Hornsby and a vote of 5/0 for approval.

11. CONSIDER AND ACT ON APPROVING CONTRACT FOR PROFESSIONAL SERVICES BETWEEN THE CITY OF GILMER AND EDDIE PEACOCK, PLLC FOR INTERIM FINANCE SUPPORT AND TRAINING AS NEEDED FOR 2021-2022.

Councilmember Michael Chevalier made a motion to approve contract for professional services with a second by Councilmember William Hornsby and a vote of 5/0 for approval.

- 12. CONSIDER DISCUSSION AND POSSIBLE ACTION TO APPROVE ORDINANCE NO. 21-023 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 REVERSE PREVIOUS BUDGET AMENDMENT ORDINANCE 21-011 TRANSFERRING FUNDS FROM DESIGNATED FUND MAIN STREET TO GENERAL FUND FOR INSTALLATION OF SECURITY CAMERAS AROUND COURTHOUSE SQUARE IN THE AMOUNT OF \$10,671.96.**

Councilmember Brian Williams made a motion to approve Ordinance No. 21-023 in the amount of \$10,671.96 with a second by Councilmember William Hornsby and a vote of 5/0 for approval.

- 13. CONSIDER AND ACT ON APPROVING ORDINANCE NO. 21-008 AMENDING CHAPTER 94, ARTICLE II OF THE CODE OF ORDINANCES OF THE CITY OF GILMER BY ADDING TRANSPORTATION FOR HIRE; ESTABLISHING A PENALTY; PROVIDING FOR SEVERABILITY, AND ESTABLISHING AN EFFECTIVE DATE.**

Councilmember Brian Williams made a motion to approve Ordinance No. 21-008 with a second by Councilmember William Hornsby and a vote of 5/0 for approval.

- 14. CONSIDER AND ACT ON APPROVING ORDINANCE NO. 21-022 AN ORDINANCE OF THE CITY OF GILMER, TEXAS, REVISING, AMENDING, AND RE-ADOPTING THE PROVISIONS, POLICIES, AND FEES FOR CITY WATER AND SEWER SERVICES, AND FEES FOR CITY SANITATION SERVICES, PROVIDING FOR DEFINITIONS; PROVIDING FIXED MINIMUM MONTHLY BASE CHARGE(S); PROVIDING RATES BASED ON THE AMOUNT OF WATER CONSUMPTION DURING A MONTHLY PERIOD; PROVIDING FOR BILLING AND COLLECTIONS; PROVIDING RATES BASED ON SCHEDULE OF SERVICES; PROVIDING FOR THE AUTHORIZED AND PROHIBITING THE UNAUTHORIZED CONNECTION, DISCONNECTION, INITIATION, DISCONTINUANCE OR RESUMPTION OF WATER AND SEWER FACILITIES OR SERVICE WITHIN THE CITY OF GILMER, TEXAS; PROVIDING FOR THE AUTHORIZED AND PROHIBITING THE UNAUTHORIZED SOLID WASTE DISPOSAL WITHIN THE CITY OF GILMER, TEXAS; PROVIDING FOR MISCELLANEOUS FEES; PROVIDING FOR A CROSS-CONNECTION CONTROL PROGRAM; PROVIDING A SAVINGS CLAUSE; AND PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT.**

Mayor Tim Marshall made a motion to approve Ordinance No. 21-022 with a second by Councilmember Brian Williams and a vote of 5/0 for approval.

- 15. CONSIDER AND ACT ON APPROVING CONTRACT FOR DISPATCHING SERVICES BETWEEN THE CITY OF GILMER AND THE UPSHUR COUNTY EMERGENCY SERVICES DISTRICT NO. 1 FOR 2021-2022.**

Councilmember Brian Williams made a motion to approve contract for dispatching service between the City of Gilmer and Upshur County in the amount of \$36,000.00 a year paid to the City with a second by Councilmember Michael Chevalier and a vote of 5/0 for approval.

- 16. 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 2021-2022.**

Councilmember Brian Williams made a motion to approve contract for fire fighting services between the City of Gilmer and Upshur County in the amount of \$90,000.00 a year with a second by Councilmember William Hornsby and a vote of 5/0 for approval.

17. CONSIDER DISCUSSION AND TAKE ACTION APPROVING ORDINANCE NO. 21-018A CORRECTING THE OPERATIONS AND MAINTENANCE RATE IN ORDINANCE NO. 21-018 SECTION 2, FROM \$0.460935 TO \$0.460936 FOR THE CITY OF GILMER, TEXAS, FOR THE ONE YEAR PERIOD BEGINNING OCTOBER 1, 2021 AND ENDING SEPTEMBER 30, 2022.

Mayor Tim Marshall made a motion to approve Ordinance No. 21-018 A with a second by Councilmember Michael Chevalier and a vote of 5/0 for approval.

18. ADJOURN

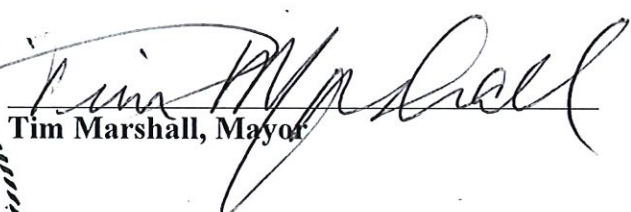
Mayor Tim Marshall made a motion to adjourn with a second by Councilmember Michael Chevalier and a vote of 5/0 for approval.

Meeting adjourned at 6:03 p.m.

ATTEST:


Maria Cisneros, City Secretary




Tim Marshall, Mayor