

**GILMER CITY COUNCIL  
REGULAR STATED SESSION  
COUNCIL CHAMBERS, CITY HALL  
TUESDAY, JANUARY 25<sup>th</sup> , 2022 5:15 P.M.  
110 BUFFALO, GILMER, TEXAS**

**COUNCIL PRESENT:** MAYOR TIM MARSHALL  
MAYOR PRO-TEM WILLIAM HORNSBY, DISTRICT 1  
COUNCILMAN JAROM TEFTELLER, AT-LARGE  
COUNCILMAN MARTY JORDAN, DISTRICT 2  
COUNCILMAN EDWIN P HERRMANN, DISTRICT 3  
COUNCILMEMBER JASMINE CUNNINGHAM, DISTRICT 4

**COUNCIL ABSENT:** COUNCILMAN MICHAEL CHEVALIER, AT-LARGE

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

**OTHERS PRESENT:** PHILIP WILLIAMS, GILMER MIRROR  
SUSAN BRUNHOFER  
BILL BRUNHOFER  
GLORIA MCLUCKIE  
IESHA FLUELLEN  
DWIGHT BRANNON  
HARRY FOX  
HAYWARD RIGANO

**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**  
No citizen comments

**3. CONSENT AGENDA**

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

- b. Consider approval of Gilmer Fire Department Report for December, 2021
- c. Consider approval of Code Enforcement report December, 2021
- d. Consider approval of Gilmer Police Department Report for December, 2021
- e. Consider approval of Financials for October, 2021
- f. Consider approval of Financials for November, 2021
- g. Consider approval of Financials for December, 2021
- h. Consider approval of Expense Report

City Manager Greg Hutson reported to Council the positive increase in sales tax in the last three months.

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

**4. CONSIDER ACCEPTANCE OF QUARTERLY CITY INVESTMENT REPORT FOR PERIOD ENDING DECEMBER 31, 2021.**

Councilmember Edwin P Herrmann made a motion to approve quarterly investment report with a second by Councilmember Marty Jordan and a vote of 5/0 for approval.

**5. CONSIDER DISCUSSION AND POSSIBLE ACTION TO APPROVE RESOLUTION NO.22-001 DESIGNATING *THE GILMER MIRROR* AS THE NEWSPAPER OF RECORD FOR THE CITY OF GILMER, TEXAS**

Councilmember William Hornsby made a motion to approve Resolution No. 22-001 designating The Gilmer Mirror with a second by Councilmember Marty Jordan and a vote 5/0 for approval.

**6. CONSIDER COUNCIL APPOINTMENT OF THE FOLLOWING:**

**a. Fire Marshal – Johnny Taylor**

Councilmember William Hornsby made a motion to appoint Fire Marshall Johnny Taylor with a second by Councilmember Jasmine Cunningham and a vote of 5/0 for approval.

**7. CONSIDER COUNCIL APPROVAL OF THE FOLLOWING APPOINTMENTS:**

**a. Fire Chief – Jerry Taylor**

**b. 1<sup>st</sup> Assistant Fire Chief – Phillip Wilburn**

**c. 2<sup>nd</sup> Assistant Fire Chief – Ken Scheid**

Councilmember Marty Jordan made a motion to approve Fire Chief Jerry Taylor, 1<sup>st</sup> Assistant Fire Chief Phillip Wilburn, 2<sup>nd</sup> Assistant Fire Chief Ken Scheid with a second by Councilmember William Hornsby and a vote of 5/0 for approval.

**8. CONSIDER DISCUSSION AND POSSIBLE ACTION REGARDING SANITATION SOLUTIONS 3.00% RATE INCREASE FOR SANITATION SERVICES WITH THE CITY OF GILMER.**

Councilmember William Hornsby made a motion to approve sanitation solutions rate increase with a second by Councilmember Edwin P Herrmann and a vote of 5/0 for approval.

**9. CONSIDER AND ACT ON APPROVAL OF CITY OF GILMER 2022 HOLIDAY SCHEDULE.**

Councilmember William Hornsby made a motion to approve the 2022 Holiday schedule with a second by Councilmember Jasmine Cunningham and a vote of 5/0 for approval.

Councilmember Jarom Tefteller entered meeting at 5:26 p.m.

**10. CONSIDER DISCUSSION AND POSSIBLE ACTION TO APPROVE ORDINANCE NO. 22-001 AMENDING THE CITY BUDGET FOR THE CITY OF GILMER, TEXAS FOR THE ONE YEAR PERIOD BEGINNING OCTOBER 1, 2021 AND ENDING SEPTEMBER 30, 2022 TO PURCHASE IN-CAR VIDEO & EVIDENCE SOFTWARE WITH DONATION FROM CREDIT UNION OF TEXAS IN THE AMOUNT OF \$9,564.00.**

Councilmember Jasmine Cunningham made a motion to approve Ordinance No. 22-001 in the amount of \$9,564.00 with a second by Councilmember Jarom Tefteller and a vote of 6/0.

**11. CONSIDER DISCUSSION AND POSSIBLE ACTION TO APPROVE ORDINANCE NO. 22-002 AMENDING THE CITY BUDGET FOR THE CITY OF GILMER, TEXAS FOR THE ONE YEAR PERIOD BEGINNING OCTOBER 1, 2021 AND ENDING SEPTEMBER 30, 2022 TO MOVE SEWER LINE ON WARREN STREET**

**FOR NEW HOMES 903 DEVELOPMENT LLC (RICHARD HENSON) WILL FRONT THE TOTAL COST OF \$32,000.00 AND THE CITY WILL REIMBURSE 50% UP TO \$16,000.00.**

Councilmember Jarom Tefteller made a motion to approve Ordinance No. 22-002 in the amount of \$15,735.50 for sewer line with a second by Councilmember Marty Jordan and a vote of 6/0 for approval.

- 12. CONSIDER DISCUSSION AND POSSIBLE ACTION TO APPROVE ORDINANCE NO. 22-003 AMENDING THE CITY BUDGET FOR THE CITY OF GILMER, TEXAS FOR THE ONE YEAR PERIOD BEGINNING OCTOBER 1, 2021 AND ENDING SEPTEMBER 30, 2022 TO TRANSFER FUNDS FROM COVID BANK ACCOUNTS IN GENERAL FUND TO ENTERPRISE FUND (WATER SEWER FUND) TO REPAIR/REPLACE TRANSFORMER AT HARRISON STREET WATER PUMP IN THE AMOUNT OF \$49,230.00.**

Councilmember Edwin P Herrmann made a motion to approve Ordinance No. 22-003 in the amount for \$49,230.00 with a second by Councilmember Jasmine Cunningham and a vote of 6/0 for approval.

- 13. CONSIDER DISCUSSION AND POSSIBLE ACTION REGARDING CLOSURE OF THE FOLLOWING CITY STREETS FOR JUNETEENTH CELEBRATION/PARADE BEGINNING ON FRIDAY, JUNE 17<sup>TH</sup>, 2021 4:00 P.M. UNTIL SATURDAY, JUNE 18<sup>TH</sup>, 2022 10:00 P.M. EXCLUDING STATE HWY 154 BEGINNING AT SIMPSON STREET, BUFFALO ST, TITUS ST, JEFFERSON ST AND DAVIS ST. WITH ADDITIONAL TEMPORARY CLOSURES LISTED BELOW FOR PARADE ROUTE THAT WILL TAKE PLACE ON SATURDAY, JUNE 18<sup>TH</sup>, 2022 BEGINNING AT 11:00 A.M. AND ENDING 12:00 P.M.**

- a. Corner of Madison Street/ Titus Street**
- b. Scott Street/ Titus Street**
- c. E Taylor /Titus Street**
- d. Cass St / Titus Street**
- e. Buffalo Street/ Davis Street**

Councilmember Jarom Tefteller made a motion to approve street closure for Juneteenth Celebration with a second by Councilmember William Hornsby and a vote of 6/0 for approval.

- 14. CONSIDER DISCUSSION AND APPROVAL AUTHORIZING CITY MANAGER TO EXECUTE PROFESSIONAL SERVICES AGREEMENT WITH BUREAU VERITAS FOR INSPECTION AND COMPLIANCE SERVICES ON AS NEEDED BASIS.**

No action taken

City Manager Greg Hutson stepped out of meeting at 5:38 p.m. and back in at 5:42 p.m.

- 15. CONSIDER AND ACT ON AUTHORIZING CITY MANAGER TO ADVERTISE AND SEEK BIDS FOR THE PURCHASE AND INSTALLATION OF GENERATOR FOR WASTEWATER PLANT USING ARPA FUNDING ALLOCATED TO THE CITY OF GILMER AND MATTERS RELATED THERETO.**

Councilmember Jarom Tefteller made a motion to authorize City Manager Greg Hutson to advertise and seek bids for the purchase and installation of generator with a second by Councilmember Edwin P. Herrmann and a vote of 6/0 for approval.

- 16. CONSIDER AN EXECUTIVE SESSION UNDER ARTICLE NUMBER(S) §551.071 CONSULTATION WITH CITY ATTORNEY CONCERNING POTENTIAL LAWSUIT AND §551.072 DELIBERATION REGARDING REAL PROPERTY.**

Councilmember Jarom Tefteller made a motion to enter into executive session with a second by Councilmember William Hornsby and a vote of 6/0 for approval. Time entered into executive session at 5:50 p.m. Councilmember Jarom Tefteller made a motion to go into regular session with a second by Councilmember William Hornsby and a vote of 6/0 for approval. Time entered into regular session at 6:47 p.m.

City Manager Greg Hutson stepped out of meeting at 5:52 p.m. came back at 5:54 p.m.

Councilmember Jarom Tefteller stepped out of meeting at 6:27 p.m. walked back in at 6:30 p.m.

- 17. CONSIDER DISCUSSION AND POSSIBLE ACTION RELATED TO DELIBERATION REGARDING CONSULTATION WITH CITY ATTORNEY CONCERNING POTENTIAL LAWSUIT DISCUSSED IN THE EXECUTIVE SESSION AND MATTERS RELATED THERETO (SEE ITEM #15).**

After much discussion, Mayor Tim Marshall made a motion to allow City Manager Greg Hutson until the February 25<sup>th</sup>, 2022 City Council meeting to research Charitable donation amounts to qualify for ordinance with a second by Councilmember William Hornsby and a vote of 6/0 for approval.

**18. CONSIDER DISCUSSION AND POSSIBLE ACTION RELATED TO DELIBERATION REGARDING REAL PROPERTY DISCUSSED IN THE EXECUTIVE SESSION AND MATTERS RELATED THERETO (SEE ITEM #15).**

Mayor Tim Marshall made a motion to reject offer from Mr. Tony Putman with second by Councilmember William Hornsby and a vote of 6/0 for approval.

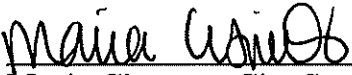
**19. ADJOURN**

Councilmember Jarom Tefteller made a motion to adjourn with a second by Councilmember William Hornsby and a vote of 6/0 for approval.

Meeting adjourned at 6:51 p.m.

  
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Tim Marshall, Mayor

ATTEST:

  
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Maria Cisneros, City Secretary

