

MINUTES: CITY COUNCIL MEETING

March 19, 2012

PRESENT: Mayor Thomas Muir, Councilmember Russell Martin, Councilmember Gary Bilyeu, Councilmember Andy Garza

ABSENT: Councilmember Scott Stephens, Councilmember Marjory Johnson

OTHERS

PRESENT: Mike Brice City Manager, Cheryl Price Deputy City Secretary, Robert Dillard City Attorney, Kelli Alexander, Sam Alexander

1. Call Meeting to Order, Invocation, Pledge of Allegiance.

Mayor Muir called the meeting to order at 7:02 p.m. Councilmember Garza led the Invocation followed by Councilmember Bilyeu leading the Pledge of Allegiance.

2. Citizens Input:

(Citizens are allowed 3 minutes to speak. The City Council is unable to respond or to discuss any issues brought up during this section).

Kelli Alexander, 3219 McReynolds Road, was recognized and wanted to thank Scott Stephens for attending the “No Kill” conference last Saturday and she spoke regarding animal control.

CONSENT AGENDA

- 3. a) Approval of Minutes: March 5, 2012 - Work Session
March 5, 2012 - City Council
b) Disbursements.**

Councilmember Bilyeu made a motion to approve the Consent Agenda as presented. The motion was seconded by Councilmember Garza. The motion carried unanimously (Vote 3-0).

4. Consider any Items Removed From Consent Agenda.

None.

REGULAR AGENDA

- 5. Discuss, Consider and Possibly Act on Approving Resolution #R03-02-12 - Approving the Terms and Conditions of a Compromise Settlement Agreement and Release With Reliable Paving, Inc., and Authorizing the City Manager to Execute the Same and Provide an Effective Date.**

Councilmember Bilyeu made a motion to approve Resolution #R03-02-12 as presented. The motion was seconded by Councilmember Martin. The motion carried unanimously (Vote 3-0)

6. **Discuss, Consider and Possibly Act on Approving Concession Stand Improvements and Ball field Chalkers (Markers) for the Railroad Ball Field Complex.**

City Manager Brice summarized that this was a proposal by the Little League to make some improvements to the ball field from the banner monies we received last year of approximately \$2,800. To go forward with this request, the City Council's approval is required since it is not a budgeted item. He advised that they were also planning to install a grill so they could sell hamburgers. Councilmember Bilyeu noted concern about the quality of the installation of the improvements. City Manager Brice advised that plans would be presented for approval and all improvements would be to up to all standards and inspected.

Councilmember Bilyeu made a motion to approve the concession stand improvements and ball field chalkers for the Railroad Ball Field Complex to be paid out of the banner fund not to exceed \$2,800. The motion was seconded by Councilmember Garza. The motion carried unanimously (Vote 3-0).

7. **Discuss, Consider and Possibly Act on Approving Mayor to Execute Required Documentation of Eminent Domain Authority in Texas.**

City Manager Brice summarized that there was a bill enacted by the 82nd Legislature requiring all entities authorized to exercise the power of eminent domain to submit documentation detailing their legal authority to do so. If the documentation is not submitted by the deadline of December 31, 2012 the city will lose its right to exercise the power of eminent domain. Through questioning by Councilmember Bilyeu it was noted by City Manager Brice that this would not give us any more powers than we have now; we will just get to keep then powers we currently have.

Councilmember Martin made a motion approving the Mayor to execute the required documentation of Eminent Domain Authority in Texas. The motion was seconded by Councilmember Bilyeu. The motion carried unanimously (Vote 3-0).

8. **INFORMATION ITEMS**

- a) **Library Report - February**
- b) **Animal Control Report - February**
- c) **Letter From Moody's Investors Service Regarding Rating**
- d) **ATMOS Energy Rider GCR – Rate Filing Under Docket No. 9762**

City Manager Brice pointed out "Information Item c)" noting that we received a letter from Moody's on our rating. They gave us a rating of "A2" which is a good rating. Moody's indicated through a phone call we had with them that if the city continues to build our reserves our rating would likely go up in the future.

9. **Adjourn.**

Mayor Muir adjourned the meeting at 7:30 p.m.