

REGULAR MEETING OF CITY COUNCIL

DECEMBER 19TH, 2011

PRESENT: Billy John Murphy Mayor
Greg Drennan Alderman Place 1
Kim Johnston Alderman Place 2
Donnie Hayes Alderman Place 3
Mike McMahan Alderman Place 5

ABSENT: Dianna Sursa Alderman Place 4

STAFF: Mark Anderson City Manager
Jocelyn Perez City Secretary
Matt Daffern Director of Public Works
Tonia Eberhardt EMS Director

GUESTS: Mr. Ted Gaddis

NEWS MEDIA: (None)

ITEM #1: CALL TO ORDER, INVOCATION, PLEDGE OF ALLEGIANCE, WELCOME GUESTS

Mayor, Billy Murphy called the meeting to order at 6:00 P.M., Council Member Hayes gave the invocation, and lead the pledge. Mayor Murphy took time to thank all guests for coming.

ITEM #2: PUBLIC COMMENT

- a.) Mr. Ted Gaddis confronted the Council about Pot Holes along McCormick Street. With weather conditions the road is in bad condition. Council Member Hayes responded that at the first of the year they would be getting with the county to bring in some cliché' to do repairs.
- b.) Mrs. Catherin Hunt: (No Show)

ITEM #3: MONTHLY REPORTS

E.M.S.: E.M.S. Director Tonia Eberhardt reported the following:

EMS had 20 call outs in November 2011. They had 7 transports to GPCH, 7 No transports. We also did 1 football standby, and 1 Fire Standby. We had 2 first responder call that Borer EMS came and picked up, and 1 cancelled call.

Maintenance: Director of Public Works, Matt Daffern reported the following:

62 Work Orders Completed
5 Water Meters Replaced

6 Sewer Calls
2 Dead Gas Meters were replaced. (School & Catholic Church)

Fire Department: (None)

Police Department: (None)

C.D.C.: (None)

City Manager: City Manager Mark Anderson reported the following:

Park Improvements: Mr. Anderson would like to get with the Community Development Corporation and see about installing a new park shelter where the old Dairy Queen Toy was. He stated that it had a nice slab of concrete that could be utilized. He would also like to see a new swing set installed. Council Member Drennan did point out that some sort of safe surface will have to be installed under the swing set.

Utility Service Ordinance: Director of Public Works, Matt Daffern and Mr. Anderson has been review the current city ordinance and are reviewing some amendments. They will have them for us at the next meeting.

Equipment: The backhoe we currently use is a 1998 model. We would like to look at the possibility of an upgrade with a lease to buy option.

ITEM #4: STORM SEWER GRANT PROJCT – AUTHORIZATION FOR CITY ENGINEER (DWIGHT BRANDT) TO SOLICIT BIDS ON PROJECT - APPROVED

A motion was made by Council Member Hayes, seconded by Council Member Drennan, to approve Mr. Brandt to solicit for bids on the storm sewer grant project TCDBG NO. 710681. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

ITEM #5: AUTHORIZATION TO HAVE A RIGHT-OF-WAY SURVEY CONDUCTED IN REGARD TO THE STORM SEWER GRANT PROJECT - APPROVED

A motion was made by Council Member McMahan, seconded by Council Member Drennan, to approve a right-of-way survey be conducted in regards to the storm sewer grant project area. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

ITEM #6: MINUTES FROM REGULAR MEETING NOVEMBER 14TH, 2011. – APPROVED

Following review of the minutes of the regular meeting November 14th, 2011 motion was made by Council Member Hayes, seconded by Council Member Sursa, to approve the minutes as submitted. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

ITEM #7: NOVEMBER 2011 PAYMENT TRANSACTIONS - APPROVED

The expenditures for November 2011 were submitted for the consideration of the Council. A motion was made by Council Member Drennan, seconded by Council Member Johnston, to approve payment of the expenditures for November 2011. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

ITEM #6: APPOINTMENT OF CRYSTAL ROGERS TO THE COMMUNITY DEVELOPMENT CORPORATION - APPROVED

Due to the resignation of Richard Bennett the Community Development Corporation would like to appoint Crystal Rogers to the committee. A motion was made by Council Member McMahan, seconded by Council Member Sursa, to approve Crystal Rogers to the CDC. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

ITEM #8: ORDINANCE NO. 323: TO TAX TANGIBLE PERSONAL PROPERTY IN TRANSIT WHICH WOULD OTHERWISE BE EXEMPT PURSUANT TO TAX CODE, SECTION 11.253 - APPROVED

The following ordinance was submitted:

ORDINANCE NO. 323

AN ORDINANCE OF THE CITY OF STINNETT TO TAX TANGIBLE PERSONAL PROPERTY IN TRANSIT WHICH WOULD OTHERWISE BE EXEMPT PURSUANT TO TAX CODE, SECTION 11.253

WHEREAS, THE 82nd Texas Legislature in Regular Session has enacted Senate Bill 1 which amends House Bill 621 to take effect January 1, 2012, which added Tex. Tax code 11.253 to exempt from taxation certain tangible personal property held temporarily at a location in this state for assembling, storing, manufacturing, processing or fabricating purposes (goods-in-transit) which property has been subject to taxation in the past: and

WHEREAS, Texas Tax Code 11.253 (j) as amended allows the governing body of a taxing unit, after conducting a public hearing, to provide for the continued taxation of such goods-in-transit; and

WHEREAS, The City Council of the City of Stinnett, having conducted a public hearing as required by Section 1-n (d), Article VIII, Texas Constitution, is of the opinion that it is the best interests of the district to continue to tax goods-in-transit;

NOW THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF STINNETT THAT: The goods-in-transit, as defined Texas Tax Code 11.253 (a)(2), as amended by House Bill 621, enacted by the 82nd Texas legislature in Regular Session, shall Remain Subject to taxation by the City of Stinnett, Texas.

Passed and approved this 19th day of December, 2011, at a Regular Meeting of the City Council of the City of Stinnett, Texas, there being a quorum present, by _____ Yeas and _____ Nays, and approved by the Mayor on the date above set out.

Billy Murphy, Mayor

Jocelyn Perez, City Secretary

A motion was made by Council Member Hayes, seconded by Council Member Drennan, to approve Ordinance No. 323: An Ordinance of the City of Stinnett to Tax Tangible Personal Property in Transit which would otherwise be exempt pursuant to Tax Code, Section 11.253. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

ITEM #9: DISPOSAL OF SURPLUS EQUIPMENT - APPROVED

Mayor Billy Murphy opened 1 properly submitted bid for surplus equipment submitted by Russell McCrosskey:

1984 Chevrolet Diesel 1 Ton 4X4 (43,909 Miles) Bid Amount \$1,000.00

Lincoln Electric – Ranger 8 Welder -115/230 Volts, 8000 Watts with 428 Hours Bid Amount \$400.00

Motion was made by Council Member McMahan, seconded by Council Member Johnston, to approve the Disposal of Surplus Equipment. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

ITEM #10: EXECUTIVE SESSION

(No Session)

ITEM #11: ACTION FROM EXECUTIVE SESSION: NONE

(No Session)

ITEM #12: ADJOURN

Motion was made by Council Member Hayes, seconded by Council Member Johnston, to adjourn the meeting. The motion carried by the following vote:

Ayes: All members present voted aye.

Nays: None.

Meeting adjourned @ 6:36 pm.

Billy Murphy
Mayor

ATTEST

Jocelyn Perez
City Secretary