

AGENDA
CITY OF COLEMAN
CITY COUNCIL MEETING
THURSDAY, MARCH 16, 2017; 6:00 P.M.
LOCATED AT THE COLEMAN CITY HALL
200 W. LIVEOAK, COLEMAN, TEXAS 76834

A **regular meeting** of the City Council of the City of Coleman will be held on **Thursday, March 16th, 2017** at **6:00 P.M.** The following subjects will be considered by the City Council and may be considered in any order that is most convenient for the City Council.

MEMBERS PRESENT:

MEMBERS ABSENT:

- I. **CITY COUNCIL MEETING CALLED TO ORDER – MAYOR, NICK POLDRACK.**
- II. **INVOCATION – MAYOR, NICK POLDRACK:**

(THE MAYOR MAY CALL ON ANYONE HE MAY CHOOSE TO GIVE THE INVOCATION. THE MAYOR MAY ALSO CALL ON ANYONE IN ATTENDANCE WHO MAY WANT TO GIVE AN INVOCATION ON BEHALF OF ANY OTHER RELIGION OR RELIGIOUS BELIEFS)
- III. **PLEDGE OF ALLEGIANCE – MAYOR, NICK POLDRACK:**
- IV. **WELCOME OF VISITORS AND GUESTS – MAYOR, NICK POLDRACK:**
- V. **CONSENT AGENDA – MAYOR, NICK POLDRACK:**
(THE CITY COUNCIL MAY APPROVE ALL OF THE CONSENT AGENDA ITEMS WITH ONE MOTION).
 1. The City Council may consider, discuss, and/or take actions regarding the approval of the minutes of the City Council Meetings conducted **on February 6, 2017, February 13, 2017 and February 16, 2017** – **Karen Langley, City Secretary.**
 2. The City Council may consider, discuss, and/or take actions to approve the Code Enforcement report for the month of **February, 2017** – **Fire Chief, David Martinez.**
 3. The City Council may consider, discuss, and/or take actions to approve the Police Department report for the month of **February, 2017** – **Chief, Jay Moses.**

4. The City Council may consider, discuss, and/or take actions to approve the Municipal Court Report for the month of **February, 2017 – Judge, Robert J. Nash.**
5. The City Council may consider, discuss, and/or take actions to approve the Professional Fees for the month of **February, 2017 – City Manager, Paul Catoe.**
6. The City Council may consider, discuss, and/or take actions to approve the Lake Level Reports for the Hords Creek Reservoir and Lake Coleman for the Month of March, **2017 – City Manager, Paul Catoe.**

VI. INSURANCE BIDS RECEIVED:

1. The City Council may consider, discuss and take actions to open bids for the City of Coleman Insurance to include health insurance, vision insurance, dental insurance, and life insurance to become effective on 5-01-17 and ending on 4-30-18. After opening the bids, Mayor, Nick Poldrack will pass the bids to Bobby Zesch so that he can read the bids out loud to the Members of the City Council. Mr. Zesch will then take the bids back to his office for review and he will prepare spreadsheets for the City Council Members to consider at a meeting scheduled for April 6, 2017 – **Mayor, Nick Poldrack and Bobby Zesch of Zesch and Pickett Insurance LLP .**

VII. OLD BUSINESS:

1. The City Council may consider, discuss and/or take actions regarding the City of Coleman Water Treatment Plant in regards to the following items:
 - Updated information regarding the Notice of Enforcement Actions against the City of Coleman Water Treatment Plant by the Texas Commission on Environmental Quality based on a records review conducted on January 2, 2017 - **Mayor, Nick Poldrack and Toby Terry, Operator of the Water Treatment Plant.**
2. The City Council may consider, discuss and/or take actions regarding a presentation by Allen Phillips regarding the schedule and timeline for the selection of a filtration system that will best suit the needs of the City of Coleman and the new Water Treatment Plant – **Mayor, Nick Poldrack and Allen Phillips, P.E. of Jacob and Martin LLP.**
3. The City Council may consider, discuss and/or takes actions regarding the approval of a Pole Attachment Agreement to provide **Fiber–Optic Cable Services** within the City of Coleman by the Coleman County Telephone Cooperative, providing limited internet services within the City limits of Coleman through the Coleman County Telephone Cooperative Inc. – **Mayor, Nick Poldrack; Tim Humpert, General Manager and Chief Financial Officer of the Coleman County Telephone Cooperative Inc. and City Attorney, Pat Chesser.**

4. The City Council may consider, discuss and/or take actions regarding the maintenance and repair work needed on the cable T.V. Tower to be conducted by V.L. Strickland Tower Service, Inc. of Abilene, Texas. The City will also consider the bid for the repair of the roof of the existing building at the cable TV site with the work to be completed by J M J Roofing and Contracting. The overall cost is outlined as follows:

- Placement of a new Foam Roof on the building at the location of the old Cable TV site - \$2,000.00 and
- To remove all the antennas, dishes and coaxes on the 141' Tower and to inspect guy wires, anchors and tower structure hardware at a cost of \$7,240.00 and
- To repaint the 141' (42.7 meters) four (4) leg, angle iron tower at a cost of \$6,120.00.
- Total estimated cost for all the work is \$15,360.00.

Mayor, Nick Poldrack and City Manager, Paul Catoe.

5. The City Council may consider, discuss and/or take actions regarding the affirmation of Civil Rights Policies as per the City of Coleman Downtown Revitalization Grant / Contract No. **7216252** including the passage of Resolution No. **17-04** authorizing the approval of the following Civil Rights Documents – **Mayor, Nick Poldrack and City Manager, Paul Catoe.**

- Citizen Participation Plan and Grievance Procedures (Form A 1013)
- Section 3 Policy (Form A 1002);
- Excessive Force Policy (Form A 1003);
- Section 504 Policy and Grievance Procedures (Form A 1004; and
- Fair Housing Policy (Exhibit 1015)

6. The City Council may consider, discuss and/or take actions regarding the approval of Resolution **No. 17-05** authorizing signatories for the contractual documents pertaining to the Downtown Revitalization Program, TxCDBG Contract No. **7216252** – **Mayor, Nick Poldrack and City Manager, Paul Catoe.**

VIII. NEW BUSINESS:

1. The City Council may consider, discuss and/or take action authorizing a week long clean-up campaign for the first week in May 2017 (May 1, 2017 through May 6, 2017) – **Mayor, Nick Poldrack and Richard Hetzel, Chairman of the City of Coleman Cleanup Campaign.**

2. The City Council may consider, discuss and/or take actions authorizing the City Attorney to prepare a Section 380 Contract Agreement between the City of Coleman and Echo Wireless to provide broadband internet services to the citizens of Coleman – **Mayor, Nick Poldrack and Seth Thomason, COO Echo Wireless Broadband, Inc.**

3. The City Council may consider, discuss and/or take actions to accept the resignation of Jimmy Watson currently serving on the EMS Committee and to

appoint Duston Crawford on the EMS Committee to become effective immediately – **Mayor, Nick Poldrack and Fire Chief, David Martinez.**

4. The City Council may consider, discuss and/or take actions to approve a Firearms Purchase Program Policy for Police Officers employed in the Coleman Police Department – **Mayor, Nick Poldrack and Investigative Sgt., Doug Butler.**
5. The City Council may consider, discuss and/or take actions to revise the City Policy for the Police Department regarding the use of Body Cameras to include provisions describing the time frame for retaining the information contained and recorded within the Body Cameras – **Mayor, Nick Poldrack and Investigative Sgt., Doug Butler.**
6. The City Council may consider, discuss and/or take actions to advertise for bids to sell the property located at 1709 South Commercial Avenue to be renovated in accordance with the City's building code and utilized for housing within the City Limits of Coleman – **Mayor, Nick Poldrack and Fire Chief, David Martinez.**
7. The City Council may consider, discuss and/or take actions regarding the utilization of the City Pool by the Ace Program – **Mayor, Nick Poldrack and City Council Member, Danny Jameson.**
8. The City Council may consider, discuss and/or take actions to close the west side of the 200 Block of Commercial Avenue on Saturday March 25, 2017 from 10:00 A.M. until 3:00 P.M. in cooperation with the Program referred to as "Kind of a Big Deal in Downtown Coleman" – **Mayor, Nick Poldrack and City Council Member, Danny Jameson.**

IX. MAYOR AND COUNCIL COMMENTS:

THE CITY COUNCIL MAY DISCUSS AND/OR TAKE ACTIONS REGARDING ANY ITEM LISTED ON THIS AGENDA. (ONLY THOSE ITEMS LISTED MAY BE PRESENTED AND DISCUSSED BY THE CITY COUNCIL)

(None Known)

X. STAFF COMMENTS:

THE CITY COUNCIL MAY DISCUSS AND/OR TAKE ACTIONS REGARDING ANY ITEM LISTED ON THIS AGENDA. (ONLY THOSE ITEMS LISTED ON THE AGENDA MAY BE DISCUSSED BY THE CITY COUNCIL)

1. **Presentation of the Financial Report for the month of October, 2016; November, 2016; December, 2016 and January 2017 along with the presentation of the quarterly investment report for the period ending 12-31-16 – Mayor, Nick Poldrack and City Manager, Paul Catoe.**

XI. HEARING OF VISITORS CONCERNING MATTERS NOT ON THE AGENDA – MAYOR, NICK POLDRACK: (Visitors shall be limited to no more than (5) five minutes to address the Council.)

In accordance with Section 551.042 of the Texas Government Code, an inquiry made at a meeting shall be conducted as follows:

(a.) If at a meeting of a governmental body, a member of the public or the governmental body inquires about a subject for which notice has not been given as required by this subchapter, the notice provisions of this subchapter do not apply to:

1. A statement of a specific factual information given in response to the inquiry; or
2. A recitation of existing policy in a response to the inquiry.

(b.) Any deliberation of or a decision about the subject of the inquiry shall be limited to a proposal to place the subject on the agenda for a subsequent meeting.

Note: According to Section 5. (A.), of the Council Meeting Procedures the City Council respectfully request that prior to appearing before the City Council, the visitor or member of the public has made every attempt to resolve the problem through Administrative Channels, if appropriate. The Mayor may want to address this issue prior to allowing individuals to speak.

XII. EXECUTIVE SESSION:

The City Council may enter into Executive Session to discuss personnel matters pursuant to Section 551.074 of the Government Code and shall also discuss legal matters with their City Attorney pursuant to Section 551.071 of the Government Code – **Mayor, Nick Poldrack.**

1. The City Council will be discussing the possible appointment of an assistant City Manager.
2. The City Council will be discussing the legality of the Coleman County Electrical Co-op providing services within the City limits of Coleman outside a dual certified area and their request to attach their lines on to the City's Poles.

XIII. Upon returning to open Session, the City Council may take any actions as deemed appropriate in accordance with the items discussed in Executive Session – **Mayor, Nick Poldrack.**

XIV. ADJOURNMENT OF CITY COUNCIL MEETING: TIME _____

The City Council of the City of Coleman reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any of the matters as listed above, as authorized by Texas Government Code Sections: 551.071 (Consultation

with the City Attorney), 551.072 (Deliberations about Real Property, 551.073 (Deliberations about Gifts and Donations) 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.087 (Economic Development).

I, **Karen Langley** do hereby certify that the above notice of meeting of the governing body of the City of Coleman, Texas is a true and correct copy of the said notice and that a said copy of this notice was then posted on the front window of the City Hall of said City in Coleman, Texas in a location convenient and readily accessible to the general public at all times, and said notice was posted on **March 13th, 2017** at **3:30** P.M. and remained so posted continuously at least **72** hours preceding the scheduled time of said meeting.



Karen Langley, City Secretary TRMC

The City of Coleman is committed to compliance with the Americans with Disabilities Act (ADA). Reasonable accommodations and equal access to communications will be provided to those who provide notice to the City Secretary by calling 325-625-4116 or by going by 200 W. Liveoak, Coleman, Texas 76834, during normal business hours at least (48) forty-eight hours in advance of the scheduled meeting.