

MINUTES
COUNCIL MEETING
CITY OF COLEMAN
CITY HALL
THURSDAY, APRIL 21, 2016
6:00 P.M.

PRESENT: Mayor Nick Poldrack, Mayor Pro Tem Gary Payne, Councilman Gordon Jeter, Councilwoman Carolyn Merriman, City Attorney Pat Chesser, City Manager Paul Catoe, and Emily Nash.

ABSENT: Councilman Danny Jameson and City Secretary Karen Langley

CALL MEETING TO ORDER: Mayor Nick Poldrack

INVOCATION: Jeff Moore

PLEDGE OF ALLEGIANCE

WELCOME OF VISITORS AND GUESTS: Mayor Poldrack welcomed guests and visitors.

CONSENT AGENDA:

1. The City Council may consider, discuss, and or take actions regarding the approval of the Quarterly Occupational Tax Report for the Chamber of Commerce for the period ending on 3/31/2016 – Mary Griffis, Executive Director, Coleman Chamber of Commerce.
2. The City Council may consider, discuss and or take actions regarding the approval of the minutes of the City Council Meetings conducted on March 3rd, 2016 and March 17th, 2016 – Karen Langley, City Secretary.
3. The City Council may consider, discuss and or take actions to approve the Code Enforcement Report for March, 2016 – Chief of Police, Jay Moses.
4. The City Council may consider, discuss and or take actions to approve the Police Department Report for the month of March, 2016 - Chief of Police, Jay Moses.
5. The City Council may consider, discuss and or take actions to approve the Municipal Court Report for the month of March, 2016 – Judge Robert J. Nash.
6. The City Council may consider, discuss, and or take actions to approve the Professional Fees for the month of March, 2016 – City Manager Paul Catoe.
7. The City Council may consider, discuss and or take actions to approve the Lake Level Reports for Hords Creek Reservoir and Lake Coleman April, 2016 – City Manager, Paul Catoe. A motion was made by Councilwoman Merriman to approve consent agenda item 1-7 as presented. Councilman Jeter seconded the motion. The motion carried 3-0.

HEARING OF VISITORS CONCERNING MATTERS NOT ON THE AGENDA:

B.B. Nunley – History of Community Development with the 4-A & 4-B.
Mark Price – spoke concerning the recent sewage problems he had and the city's response.

DEMONSTRATION OF A STREET SWEEPER:

1. The City Council shall look at the demonstration of a Tymco Model 435 regenerative air street sweeper in front of the City Hall. The City Council may look at the demonstration as no actions will be taken by the Council until all units are examined by the Members of the City Council – Mayor Nick Poldrack and Bill Buckley or Matt White representing Industrial Disposal Supply of Plano, Texas. No action. A meeting will be scheduled for Tuesday April 26th for the demonstration of a mechanical sweeper.

NEW BUSINESS:

1. The City Council may consider, discuss and or take actions regarding a proposal from Progressive Communications to provide fiber optic cable services to the Coleman ISD, between their campuses, central offices and their athletic facility utilizing City utility poles – Mayor Nick Poldrack, Ross Hord and Rudy Forehand, Progressive Communications of Kerrville, Texas. A motion was made by Mayor Pro Tem Payne to allow Progressive Communications to provide fiber optic cable to the Coleman ISD pending an agreement of a contract between Progressive Communications and the City of Coleman written by the City Attorney. Councilman Jeter seconded the motion. The motion carried 3-0.

2. The City Council may consider, discuss and or take actions regarding the designation of April, 2016 as Fair Housing Month in Coleman, Texas – Mayor Nick Poldrack. A motion was made by Councilwoman Merriman to accept April 2016 as Fair Housing Month in Coleman. Mayor Pro Tem Payne seconded the motion. The motion carried 3-0.
3. The City Council may consider, discuss and or take actions regarding opening the swimming pool for the summer of 2016 and approval of the “Memorandum of Agreement” between the City of Coleman and the ACE Program – Mayor Nick Poldrack and Jacque Rosales, Director of the ACE Program. A motion was made by Councilwoman Merriman to accept the Memorandum of Agreement between the City of Coleman and the ACE Program. Councilman Jeter seconded the motion. The motion carried 3-0.

OLD BUSINESS:

1. The City Council may consider, discuss and or take actions regarding the opening and possible award of bids for Parcels A, B, C, D or otherwise stated as four(4) tracts of properties struck off to the City of Coleman and other taxing entities which were then subsequently deeded to the City of Coleman, Texas. Properties have now been cleared of all public nuisances and have therefore been made ready and available for public sale. Nuisances and or dilapidated structures have now been abated and placed in the City’s mono-fill site – Mayor Nick Poldrack. Bids are as follows:
 - Parcel A – 708 W. 9th St.: Debbie Lucas - \$42.00. A motion was made by Councilwoman Merriman to accept the bid from Debbie Lucas for \$42.00. Councilman Jeter seconded the motion. The motion carried 3-0.
 - Parcel B – 408 W. 4th St.: Debbie Lucas - \$42.00. A motion was made by Councilwoman Merriman to accept the bid from Debbie Lucas. Mayor Pro Tem Payne seconded the motion. The motion carried 3-0.
 - Parcel C – Corner San Saba & 4th St.: Debbie Lucas - \$42.00. A motion was made by Councilwoman Merriman to accept the bid from Debbie Lucas. Councilman Jeter seconded the motion. The motion carried 3-0.
 - Parcel D – 708 S. Pecos – Jerry Jones - \$300.00, Debbie Lucas - \$42.00. A motion was made by Councilwoman Merriman to accept the bid from Jerry Jones for \$300.00. Mayor Pro Tem Payne seconded the motion. The motion carried 3-0.
2. The City Council may consider, discuss and or take action regarding the bids received for the replacement of the roof of the City Hall and Police Department with a sprayed Polyurethane Foam Material – Mayor Nick Poldrack. A motion was made by Mayor Pro Tem Payne to accept the bid from JMJ Roofing for \$48,384.00. Councilman Jeter seconded the motion. The motion carried 3-0.
3. City Council may consider, discuss and or take actions to conduct a public hearing regarding the disposition of the two (2) old City Street Lights, which are currently in the possession of Eric Joffrion. This item is again being placed on the agenda at the specific request of Councilmember Danny Jameson – Mayor Nick Poldrack. The Public Hearing was called to order at 7:54 p.m. Sam Swan a Civil Engineer spoke to Council concerning the old City Street Lights to answer any questions. Eric Joffrion spoke also to Council. Public Hearing closed at 7:57 p.m. A motion was made by Councilwoman Merriman to authorize Sam Swan to do an assessment of the old Street Lights downtown. Councilman Jeter seconded the motion. The motion carried 3-0.
4. The City Council may consider, discuss and or take actions to discuss the painting of crosswalks and curb areas in front of the high rise building located in the downtown area – Mayor Nick Poldrack and residents of the high rise building. A motion was made by Councilwoman Merriman to have Sam Swan assess the situation of crosswalks. Councilman Jeter seconded the motion. The motion carried 3-0.

STAFF COMMENTS:

The City Council may consider, discuss and or take action to approve the Financial Report and Investment Report as presented for the month of March, 2016 – Mayor Nick Poldrack and City Manager Paul Catoe. A motion was made by Mayor Pro Tem Payne to approve the Financial Report and Investment Report as presented for March. Councilman Jeter seconded the motion. The motion carried 3-0.

MAYOR AND COUNCIL COMMENTS:

None

EXECUTIVE SESSION:

The City Council may enter **Executive Session** to discuss legal matter with City Attorney, Pat Chesser pursuant to section 551.071 of the Government Code – Mayor

Nick Poldrack. A motion was made by Councilwoman Merriman to enter into Executive Session at 8:17 p.m. Councilman Jeter seconded the motion. The motion carried 3-0.

1. To discuss the "Writ of Mandamus" filed against the City of Coleman by the Power to Transform Inc. and the "Request for Summary Judgement" filed with the District Court in Coleman County, Texas. Discussions may include but or not limited to legal matters conducted in a Court Hearing on 4-21-2016 in the District Court of Coleman, County, Texas.
2. The City Council may discuss legal matters regarding actions to be taken regarding the delinquent payments, fees, and bills owed to the City of Coleman by Lynnstar Communications Inc.
3. The City Council may discuss legal matters regarding wholesale electrical rate negotiations between the City of Coleman and electrical wholesale energy providers.

Upon entering open session, the City Council may take any actions which they may deem appropriate regarding items discussed in Executive Session – Mayor Nick Poldrack. A motion was made by Councilwoman Merriman to return to regular session at 8:58 p.m. Councilman Jeter seconded the motion. The motion carried 3-0.

With no further business a motion was made by Councilwoman Merriman to adjourn the meeting at 8:59 p.m. Mayor Pro Tem Payne seconded the motion. The motion carried 3-0.


MAYOR


CITY SECRETARY