

MINUTES
COUNCIL MEETING
CITY OF COLEMAN
CITY HALL
THURSDAY, MARCH 16, 2017
6:00 P.M.

PRESENT: Mayor Nick Poldrack, Mayor Pro Tem Gary Payne, Councilman Sherman Smith, Councilwoman Carolyn Merriman, Councilman Danny Jameson, City Attorney Pat Chesser, City Manager Paul Catoe, and City Secretary Karen Langley.

ABSENT: None

CALL MEETING TO ORDER: Mayor Nick Poldrack

INVOCATION: Councilman Danny Jameson

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 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 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 of Police, 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 Hords Creek Reservoir and Lake Coleman January, 2017 – City Manager, Paul Catoe. A motion was made by Councilman Smith to approve consent agenda items 1-6 as presented. Councilwoman Merriman seconded the motion. The motion carried 3-0.

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 5-01-2017 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. No actions.

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. No action.
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. No action.
3. The City Council may consider, discuss and or take 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 and Chief Financial Officer of the Coleman

County Telephone Cooperative Inc. and City Attorney, Pat Chesser. A motion was made by Mayor Pro Tem Payne to approve a Pole Attachment Agreement to provide Fiber-Optic Cable Services within the City of Coleman by the Coleman County Telephone Cooperative. Councilman Jameson seconded the motion. The motion carried 4-0.

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 JMJ 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 wire, anchors and tower structure hardware at a cost of \$7,240.00 and
 - To repaint the 141' (42.7 meters) for (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. A motion was made by Councilman Jameson to authorize the City Manager to have the tower inspected. Councilwoman Merriman seconded the motion. The motion carried 4-0. A motion was made by Councilman Jameson to revise his motion to include repair of the roof. Councilwoman Merriman seconded the motion. The motion carried 4-0.

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 Number 7216252 including the passage of Resolution No. 17-04 authorizing the approval of the following Civil Rights Documents.
 - Citizen Participation Plan and Grievance Procedures (Form A 1013)
 - Section 3 Policy (Form A 1002)
 - Excessive Force Policy (Form A1003)
 - Section 504 Policy and Grievance Procedures (Form A 1004; and
 - Fair Housing Policy (Exhibit 1015)

A motion was made by Councilman Smith to approve Resolution 17-04, affirming the Civil Rights Policies as per the City of Coleman Downtown Revitalization Grant Contract Number 7216252. Councilman Jameson seconded the motion. The motion carried 4-0.

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. A motion was made by Councilman Jameson to approve Resolution 17-05 authorizing signatories for the contractual documents pertaining to the Downtown Revitalization Program, TxCDBG Contract 7216252. Councilwoman Merriman seconded the motion. The motion carried 4-0.

NEW BUSINESS:

1. The City Council may consider, discuss and or take actions authorizing a week long clean-up campaign for the first week in May 2017 (May1, 2017 through May 6, 2017) – Mayor Nick Poldrack and Richard Hetzel, Chairman of the City of Coleman Cleanup Campaign. A motion was made by Mayor Pro Tem Payne to table this item until April 6, 2017 meeting. Councilman Jameson seconded the motion. The motion carried 4-0.
2. The City Council shall 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 Thomasson, COO Echo Wireless Broadband, Inc. No action.
3. The City Council may consider, discuss and or take actions to accept the resignation of Jimmy Watson currently serving on the EMS Committee to become effective immediately – Mayor Nick Poldrack and Fire Chief, David Martinez. A motion was made by Mayor Pro Tem Payne to accept and the resignation of Jimmy Watson and to appoint Duston Crawford on the EMS Committee. Councilman Jameson seconded the motion. The motion carried 4-0.
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. A motion was made by Councilman Smith to approve a Firearms Purchase Program Policy for Police Officers employed in the Coleman Police Department. Councilwoman Merriman seconded the motion. The motion carried 4-0.

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 and recorded within the Body Cameras – Mayor Nick Poldrack and Investigative Sgt., Doug Butler. A motion was made by Mayor Pro Tem Payne to approve the revised City Policy for the Police Department regarding the use of Body Cameras to include provisions describing the frame for retaining the information contained and recorded within the body cameras. Councilman Jameson seconded the motion. The motion carried 4-0.
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. A motion was made by Councilman Jameson authorize the City Attorney to come up with a notice and a contract to put this up for bids. Councilwoman Merriman seconded the motion. The motion carried 4-0.
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. No action.
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. A motion was made by Councilman Smith to close the 200 block of Commercial between the hours of 10:00 A.M. and 3:00 P.M. on Saturday, March 25, 2017. Mayor Pro Tem Payne seconded the motion. The motion carried 4-0.

MAYOR AND COUNCIL COMMENTS:

None

STAFF COMMENTS:

1. Presentation of the Financial Report for the month of October, 2016; November, 2016 and 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. A motion was made by Mayor Pro Tem Payne to approve the finance report for the months of October, November, December, 2016 and January, 2017 along with the investment report for the period ending 12-31-16. Councilwoman Merriman seconded the motion. The motion carried 4-0.

HEARING OF VISITORS CONCERNING MATTERS NOT ON THE AGENDA:

None

Councilmember Smith left the meeting at approximately 9:15 p.m.

EXECUTIVE SESSION:

1. 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. A motion was made by Councilwoman Merriman to enter into executive session at 8:24 p.m. Councilman Jameson seconded the motion. The motion carried 4-0.
 - The City Council will be discussing the possible appointment of an assistant City Manager. No action.
 - 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 the City’s Poles. A motion was made by Mayor Pro Tem Payne to authorizes the firm of Lloyd Gosselink to file a complaint with the Public Utility Commission against the Coleman County Electric Cooperative seeking an order from the Commission to have the Cooperative cease and desist from providing electric service inside the City limits of Coleman outside a duly certificated area, following the Firm’s verification of certain information. Councilman Jameson seconded the motion. The motion carried 3-0.
2. Upon the return 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. A motion was made by Councilwoman Merriman to return to regular session at 9:50 p.m. Councilman Jameson seconded the motion. The motion carried 3-0. No action.

With no further business a motion was made by Councilman Jameson to adjourn the meeting at 9:52 p.m. Mayor Pro Tem Payne seconded the motion. The motion carried 3-0.


MAYOR


CITY SECRETARY