

**CITY OF SULPHUR SPRINGS, TEXAS**

**REGULAR MEETING OF THE  
CITY COUNCIL**

**JUNE 7, 2016**

**7:00 p.m.**

Mayor Kayla Price Mitchell called the regular meeting of the Sulphur Springs City Council to order at 7:03 p.m. The following council members and staff were present:

Mayor Kayla Price-Mitchell  
Mayor Pro Tem Emily Glass  
Councilman Craig Johnson  
Councilman Clay Walker  
Councilman Oscar Aguilar  
Councilman Freddie Taylor

Absent: Councilman John Sellers

Staff: Marc Maxwell, City Manager  
Gale Roberts, City Secretary  
Shane Shepard, Community Development Director  
Gordon Frazier, Director Human Resources  
Donny Gaddis, SSPD

**PLEDGE AND INVOCATION**

The Sons of the American Revolution were present in period costume to present the colors and lead in the pledge of allegiance to the United States Flag and the Pledge to the Texas Flag. City Manager Marc Maxwell led the invocation.

**PRESENTATIONS, ANNOUNCEMENTS AND PROCLAMATIONS**

The Sons of the American Revolution presented the City of Sulphur Springs with a certificate of recognition for exemplary patriotism in the display of the flag of the United States of America. The members in period costume are Montie Monzingo, Bill Watts, John Green, and Walt Thomas. Gary Lovell was present but not in costume. Their photographer is Leslie Anderson.

Mayor Price-Mitchell presented a proclamation to the Sulphur Springs Middle School Technical Team for earning first place at the Global Championship in May at the Destination Imagination Global Finals. They competed against seventy-seven (77) teams

from twenty-one (21) countries.

## **CITY OF SULPHUR SPRINGS, TEXAS**

### **PROCLAMATION**

**WHEREAS**, the Sulphur Springs Middle School Technical Team earned first place to win the Global Championship, May 28, 2016, at the Destination Imagination Global Finals; and

**WHEREAS**, the Sulphur Springs Middle School competed against 77 teams from 21 countries making history as it is the first time ever to win at global finals; and

**WHEREAS**, the Sulphur Springs Middle School Pace of Change Team, made up of Mariam Tran, Mady Posey, Madison Garner, Dawson Carpenter, Chase Berry, Andrew Westlund, and Brayden Wooten along with their managers, Chip Vaughn and Clay Hansford, should be recognized and honored for their courage, dedication, confidence, and creativity; and

**WHEREAS**, the City of Sulphur Springs takes great pride in honoring the winning 2016 Sulphur Springs Middle School Technical Team Global Destination Imagination Champions and recognizing this historic, monumental, record setting event.

**NOW, THEREFORE I, KAYLA PRICE**, by virtue of the authority vested in me as Mayor, and on behalf of the City Council of the City of Sulphur Springs, Texas, do hereby encourage all citizens to join with me in recognizing and congratulating these fine young men and women along with their managing staff for making this significant and memorable event in our community possible.

**It is so proclaimed this 7<sup>th</sup> day of June, 2016.**

Mayor Price-Mitchell reminded everyone of the 2016 Independence Day Celebration which will be held Saturday, July 2<sup>nd</sup>, with the concert by the Northeast Texas Symphony Orchestra. It will begin at 7:45 p.m. and is the 25<sup>th</sup> anniversary of this event.

Councilman Aguilar reminded everyone of the upcoming Dairy Festival.

Councilman Taylor specifically reminded everyone of the ice cream freeze-off.

### **OATHS OF OFFICE WILL BE GIVEN TO COUNCILMAN FREDDIE TAYLOR AND COUNCILWOMAN EMILY GLASS**

City Secretary Gale Roberts administered the Oath of Office to Councilman Freddie Taylor and Councilwoman Emily Glass.

*Kayla Price-Mitchell thanked everyone and stated that a year goes by very fast. She hopes the person that replaces her will get an early start because it is over before you know it. She thanked City Secretary Gale Roberts for all she does for the City Council but particularly for keeping the mayor directed. She also thanked City Manager Marc Maxwell. The City Council is completely made up of volunteers and all of them have day jobs, so it is very important to have someone like Marc Maxwell that can lead in the right direction and keep the City Council apprised of things they need to pay attention to such as new laws. She also thanked the City Council for giving her this year and putting their trust in her.*

### **DISCUSSION/ACTION ON SELECTION OF MAYOR**

Councilman Johnson moved to nominate Emily Glass as Mayor. Councilman Taylor seconded and the vote was unanimous.

#### **The motion carried.**

*Newly appointed Mayor Glass presented the outgoing Mayor Kayla Price-Mitchell with an engraved gavel and striking block in its own walnut presentation box for her hard work and efforts as Mayor of the City of Sulphur Springs, Texas.*

*Incoming Mayor Glass presented Kayla Price-Mitchell with a red rose to give to her husband, Michael, for his support during her tenure as mayor. Mayor Glass then recognized her husband, Garrett, and presented him with a red rose.*

### **DISCUSSION/ACTION ON SELECTION OF MAYOR PRO TEM**

Councilman Taylor moved to nominate Councilman Clay Walker as Mayor Pro Tem. Councilwoman Price-Mitchell seconded and the vote was unanimous.

#### **The motion carried.**

### **MANAGER'S REPORT**

**STREETS, WATER AND SEWER** - Bill Bradford Road is picking up steam. Utilities work continues from west to east, only now we have two capital construction teams on the job. One continues to install water mains while the other installs sewer mains. This is made possible by the completion of the EZ Mart sewer project. Bill Bradford Road is closed to through traffic, but open to customers of the businesses located in the closed portion of the road, namely Village Pawn and Gun Shop, Sulphur Springs Floral Etc. and the V F Outlet Mall.

**EZ MART SEWER PROJECT** – This project is completed.

**DAVIS/TOMLINSON PARKING LOT** – The Tesla charging station portion of the

project is almost complete. Work will continue from south to north.

**JEFFERSON STREET PARKING LOT** – The weather has held this project up. This is a County project at the northeast corner of Jefferson and Rosemont. The new lot will have 77 spaces. The County is constructing the lot in concrete and the City is installing lights and landscaping per our earlier agreement at the time the tax increment reinvestment zone was created. When the County opted into the zone, the City committed to beautification of the lot when it was built.

**GSC PAVILION** - We put the finishing touches on the pavilion this month with the installation of Bermuda sod and an irrigation system. Special thanks to GSC Enterprises, Bar H Construction, SS Commercial Services, McCormick Roofing, and the Adult Leadership Class of 2016 for their generous donations of cash, labor, and materials that made the project possible. A sign will be erected near the pavilion thanking those who contributed.

**CLAIMS** – We had one minor workers' compensation claim and two liability claims in May.

**WASTEWATER TREATMENT PLANT** - Total suspended solids (TSS) came in at 2.74 mg/L, well within the limit of 15 mg/L. We also submitted two claims for lightning damage, one at the airport and the other at the wastewater treatment plant.

**REVENUES AND EXPENDITURES** – Finance Director Peter Karstens will present a year-to-date summary of revenues and expenditures.

Elsewhere around the city, employees:

- Patched 207 potholes.
- Made 5 street repairs following utility repairs.
- Aerated athletic fields.
- Fertilized soccer fields.
- Conducted 32 building inspections, 17 electrical inspections, 16 plumbing inspections, 3 mechanical inspections and issued 28 building permits.
- Responded to 140 fire/rescue calls including 1 structure fire.
- Performed preventative maintenance on 94 fire hydrants.
- Conducted 66 fire inspections.
- Made 1 arrest for arson.
- Repaired runway lights at the airport.
- Treated wastewater to a daily average effluent rating of 2.4 mg/L, well within limits.
- Repaired 2 water main breaks.
- Replaced 12 water meters.
- Unstopped 43 sewer mains.

- Repaired 8 sewer mains.
- Washed 78,000 feet of sewer mains.
- Inspected and repaired segments 1 and 2.
- Flushed 36 dead-end water mains.
- Opened flood gates at Lake Sulphur Springs 14 days during rain events.
- Treated 124 million gallons of potable water.
- Made 97 arrests. Responded to 38 accidents, (10 with injuries), wrote 572 citations and recorded 77 offences.
- Responded to 173 animal control calls, and achieved an adoption rate of 22%
- Made 7 felony arrests in the special crimes unit.
- Sold 1,195 gallons of AvGas and 3,450 gallons of JetA fuel.
- Checked out 2,515 materials from the library.

### **DISCUSSION/ACTION ON THE CONSENT AGENDA**

Consider for approval the regular City Council meeting minutes of May 3, 2016; the special City Council meeting minutes of May 17, 2016; the City Council retreat meeting minutes of May 17, 2016; the Planning and Zoning meeting minutes of May 16, and May 31, 2016; the Downtown Revitalization Board meeting minutes of May 17, 2016; and the Economic Development Corporation meeting minutes of April 25, 2016. There was no one to speak to the issue. Councilman Johnson moved to approve the consent agenda as presented. Councilman Walker seconded and the vote was unanimous.

**The motion carried.**

### **DISCUSSION/ACTION ON PUBLIC HEARING ON SECOND AND FINAL READING OF ORDINANCE NO. 2681, A REQUEST FROM REZONING FOR PROPERTY LOCATED AT 530 SOUTH DAVIS, BEING FURTHER DESCRIBED AS LOT 3B OF BLOCK 35, FROM MULTIPLE FAMILY (MF) TO LIGHT COMMERCIAL (LC)**

Community Development Director Shepard presented the staff report. The owner, Ricky Berry, was available to answer any questions. The location is directly behind Mr. Berry's business at 511 and 525 Gilmer Street. The Planning and Zoning Commission conducted a public hearing and recommended approval. Staff recommended denial based on the Land Use Plan. There was no one to speak to the issue. Councilman Taylor moved to adopt the ordinance on the second and final reading. Councilman Johnson seconded and the vote was unanimous.

**The motion carried.**

### **DISCUSSION/ACTION ON FIRST READING OF ORDINANCE NO. 2682, A REQUEST TO REZONE PROPERTY LOCATED AT 610 SOUTH DAVIS STREET, BEING FURTHER DESCRIBED AS LOT 7 OF BLOCK 35, FROM**

### **SINGLE FAMILY TO TWO-FAMILY DWELLING**

City Manager Maxwell presented the staff report explaining the petition that had been filed and that a super majority would be required by the City Council to pass this ordinance. Surrounding property owners including Mike Miesse, Linda Ward and Linda Smith's son (she was unable to attend) spoke against the zone change. Mayor Pro Tem Walker pointed out this is the way of the future to have two-family dwellings near the downtown area and the proposed drawing looked as though it would enhance their neighborhood. There was a general discussion. There was no one else to speak to the issue. Councilman Johnson moved to reject (deny) the ordinance on the first reading. Councilwoman Price-Mitchell seconded and the vote was unanimous.

**The motion to reject (deny) carried.**

### **DISCUSSION/ACTION ON BIDS AND AWARD OF CONTRACT FOR PAVING BILL BRADFORD ROAD**

Public Works Director Russ Nuss presented the staff report and was available to answer any questions. We received five bids in each of three categories. Staff recommended awarding the bid to the low bidder, 5W Contracting, for Alternate "Ba" in the amount of \$555,450.00. There was a brief discussion confirming there are no sidewalks and thanking Russ for his diligence and being proactive. There was no one else to speak to the issue. Councilwoman Price-Mitchell moved to accept the bids and award the contract to 5W Contracting in the amount of \$555,450.00. Councilman Johnson seconded and the vote was as follows:

Ayes: Johnson, Walker, Aguilar, Glass, Price-Mitchell  
Nays: None  
Abstain: Taylor

**The motion carried.**

### **DISCUSSION/ACTION ON BIDS AND AWARD OF CONTRACT FOR CEMENT TREATED SUBGRADE FOR BILL BRADFORD ROAD**

Public Works Director Russ Nuss presented the staff report and was available to answer any questions. We received four bids in each of two categories. Staff recommended awarding the bid to the low bidder, Anderson Asphalt & Concrete Paving, for Alternate "B" in the amount of \$214,249.20. There was a brief discussion. There was no one else to speak to the issue. Councilwoman Price-Mitchell moved to accept the bids and award the contract to Anderson Asphalt & Concrete Paving in the amount of \$214,249.20. Councilman Aguilar seconded and the vote was as follows:

Ayes: Johnson, Aguilar, Glass, Price-Mitchell  
Nays: None  
Abstain: Walker, Taylor

**The motion carried.**

**DISCUSSION/ACTION ON A REQUEST TO PLAT PROPERTY LOCATED AT 1505 SHANNON ROAD, BEING FURTHER DESCRIBED AS LOTS 1, 2, 10-01, AND 10-20 OF BLOCK 222, INTO ONE LOT**

Community Development Director Shepard presented the staff report. There was a brief general discussion. There was no one else to speak to the issue. Councilman Taylor moved to approve the plat as presented. Councilwoman Price-Mitchell seconded and the vote was unanimous.

**The motion carried.**

**DISCUSSION/ACTION ON BOARD APPOINTMENT TO THE (1) ECONOMIC DEVELOPMENT CORPORATION, (2) ZONING BOARD OF ADJUSTMENTS, (3) AIRPORT ADVISORY BOARD, (4) SULPHUR RIVER MUNICIPAL WATER DISTRICT BOARD, (5) LIBRARY BOARD, (6) BOARD OF TOURISM AND PROMOTION, (7) CONSTRUCTION BOARD OF ADJUSTMENTS AND APPEALS, (8) PLANNING AND ZONING COMMISSION, (9) ARK-TEX COUNCIL OF GOVERNMENTS, AND (10) THE DOWNTOWN REVITALIZATION BOARD**

Councilman Johnson made a motion to accept the list of board and commission recommendations as was discussed and submitted in the City Council packet. Councilwoman Price-Mitchell seconded and the vote was as follows:

**The motion carried.**

Mayor Glass read the list for the record:

**2016-2017 BOARD AND COMMISSION RECOMMENDATIONS**

**ECONOMIC DEVELOPMENT**

BUCK BOOKER  
CRAIG ROBERTS  
TORY HUMPHRIES

**ZONING BOARD OF ADJUSTMENT**

MATT JOHNSON  
JOEL SHEFFIELD

**ALTERNATES:** BRAD BURGIN  
BEN SPRAGGINS

**AIRPORT ADVISORY BOARD**

MARK MEADOWS  
JERRY BREWER  
KURT SEHNERT

**SULPHUR RIVER MUNICIPAL WATER DISTRICT**

LINDA GALLIGHER

**LIBRARY BOARD**

SHARON BURNEY  
KIM ROBERTS

**BOARD OF TOURISM AND PROMOTION**

LUCY McCORKLE  
HARRY SINGH  
SHERYL PADEN

**CONSTRUCTION BOARD OF ADJUSTMENT AND APPEALS**

WAYNE COOPER  
GARY STRIBLING

**ALTERNATES:** ZACK KING  
CHARLES WESTBROOK

**PLANNING AND ZONING COMMISSION**

JAKE CADDELL  
KELLY GRIMES  
BRANDON WILLIAMS

**ARK-TEX COUNCIL OF GOVERNMENTS**

EMILY GLASS  
JOHN SELLERS  
CLAY WALKER

**DOWNTOWN REVITALIZATION BOARD**

JENNIFER MASSEY  
PHYLLIS ROUNDTREE  
MIKE HORNE



**REVOLVING LOAN FUND COMMITTEE**

JEFF FISHER  
EMILY GLASS  
CRAIG JOHNSON  
JOHN SELLERS  
MARC MAXWELL

**VISITORS/PUBLIC FORUM**

Frankie Hawkins has lived on Calvert Street for thirty (30) years and there is water backing up on his yard since there was work done on Carter and Freeman Streets.

City Manager Maxwell says he will have the City Engineer look into the matter.

**ADJOURN**

With all business complete the meeting was adjourned at 8:02p.m.