

THE STATE OF TEXAS §
 COUNTY OF ANDERSON §
 CITY OF PALESTINE §

The City Council of the City of Palestine, Texas convened in a Regular Meeting on Monday, February 23, 2009 at 5:30 PM, in the Council Chambers at City Hall, 504 N. Queen Street, Palestine, Texas, with the following people present:

CAROLYN SALTER	:	MAYOR
KATHI MASONHEIMER	:	COUNCILMEMBER
VERNON DENMON, JR.	:	COUNCILMEMBER
VICKEY L. CHIVERS	:	COUNCILMEMBER
JAMES H. YELVERTON	:	COUNCILMEMBER
ANDREA BAIRD	:	COUNCILMEMBER
STEVE PRESLEY	:	COUNCILMEMBER
R. DALE BROWN	:	CITY MANAGER
RONALD D. STUTES	:	CITY ATTORNEY
TERESA HERRERA	:	DEPUTY CITY SECRETARY

All City Council Members were in attendance. A quorum of the City Council was present.

CALL TO ORDER – REGULAR MEETING 5:30 PM

Mayor Salter called the Regular Meeting to order at 5:30 PM.

INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Clinton Bass of Christ Community Church, and was followed by the Pledge of Allegiance.

PUBLIC COMMENTS AND PUBLIC RECOGNITION

Dan Bochsler, President of Palestine Chamber of Commerce read aloud 'Palestine Days in Austin' proclamation, presented by Senator Robert Nichols.

Mayor Salter offered condolences to the family of former Council Member Connie Grase Calloway, who passed away on February 22, 2009.

Mayor Salter congratulated Bill Bradley on behalf of the City Council, the City of Palestine, and Anderson County; Bill Bradley who was a quarterback at Palestine High School who led his team to the 1965 state title. Bill Bradley will be inducted to the Texas Sports Hall of Fame on March 4th in Waco, Texas.

Rick Black Elk, Anderson County Council on the Arts and Arts Advisory Board informed council of the mission of the Anderson County Council of the Arts.

PUBLIC HEARINGS**HZC-08-05, Designation of Michaux Park Historic District**

Neely Plumb, Main Street Manager presented a power point presentation of Michaux Park Historic District.

Mayor Salter opened the public hearing.

The following spoke in favor of the designation:

Kathie and Joe Cochran

Sue and Bun Price

With no others requesting to speak, the public hearing was closed.

MAYOR'S REPORT

Mayor Salter reported on economic factors affecting the city.

CITY MANAGER'S REPORT

- 1) Report of City Attorney Fees
- 2) Departmental Report
 - a) Tourism Quarterly Report
 - b) Fire
 - c) Public Works

City Manager Dale Brown advised Council that members of Staff were available for any questions regarding the departmental reports submitted.

BOARD APPOINTMENTS

Motion was made by Council Member Masonheimer, seconded by Council Member Denmon, to appoint Cecil Skinner to the Civil Service Commission. Upon vote, motion passed unanimously.

Motion was made by Council Member Masonheimer, seconded by Council Member Denmon, to appoint Kyle Bostic and Bun Price to the Main Street Advisory Board. Upon vote, motion passed unanimously.

Motion was made by Council Member Masonheimer, seconded by Council Member Denmon, to appoint Joe Cochran to the Parks Advisory Board. Upon vote, motion passed unanimously.

CONSENT AGENDA

- 1) Consider a Resolution Authorizing the City Manager to Enter Into a Software Agreement with Brazos Technology
- 2) Consider Approval of Quarterly Investment Report
- 3) Consider a Resolution Authorizing the City Manager to Enter Into a Lease Purchase Agreement between the City of Palestine and Prosperity Bank
- 4) Consider a Resolution Authorizing the City Manager to Enter Into a Lease Purchase Agreement between the City of Palestine and John Deere

- 5) Consider Approval of a Contract Transferring Property from Anderson County to the City of Palestine
- 6) Consider an Agreement with Palestine Economic Development Corporation for Participation in the City for Design and Construction of a 12 Inch Water Line on South Sycamore Street
- 7) Consider Professional Services Contract for Easement Acquisition-US 79 Utility Relocations

Motion was made by Council Member Baird, seconded by Council Member Masonheimer, to table Consent Items 3 and 4 until the next meeting. Upon vote, motion passed unanimously.

Consent Items 5, 6, and 7 were moved from the Regular Agenda. Motion was made by Council Member Presley, seconded by Council Member Masonheimer, to approve Consent Items 1, 2, 5, 6, and 7 as presented, adopting **Resolution No. R-2-09**. Upon vote, motion passed unanimously.

REGULAR AGENDA

Consider Creation of the Youth Advisory Council

- a) Adoption of Ordinance
- b) Board Appointments

Motion was made by Council Member Yelverton, seconded by Council Member Masonheimer, to adopt **Ordinance No. O-14-09** creating the Youth Advisory Council and to appoint Haley Banks, Chair; Kyle Campbell, Vice Chair; Beth Tilley, Secretary; Bob Sharp, Historian; Seth Dingas, Parliamentarian; Courtney Chivers, Historian; Katy Sharp, Alexandra Mata, Wesley Seale, Salvador Rangel, and Savana Larie to the board. Upon vote, motion passed unanimously.

Consider an Ordinance Designation Michaux Park Historic District

Motion was made by Council Member Denmon, seconded by Council Member Presley, to adopt **Ordinance No. O-15-09** as presented. Upon vote, motion passed unanimously.

Consider a Resolution Supporting Wilhoit Properties, Inc. Development Efforts in the Project Known as "The Turner Street Apartments Affordable Housing Community"

Motion was made by Council Member Baird, seconded by Council Member Masonheimer, to approve **Resolution No. R-1-09** as presented. Upon vote, motion passed unanimously.

Consider Freese Nichols, Inc. Professional Services Contract for the PEDC South Pressure Plane Water System Improvements

Motion was made by Council Member Presley, seconded by Council Member Masonheimer to approve the Freese and Nichols, Inc. Professional Services Agreement for the amount of \$ 75,100.00 and authorize the City Manager to execute an agreement for these services. Upon vote, motion passed unanimously.

Consider Demolition of the Hamlet Street Elevated Storage Tank by Iseler Demolition, Inc.

Motion was made by Council Member Presley, seconded by Council Member Denmon to approve the Iseler Demolition, Inc. removal of the Hamlett Street Elevated Storage Tank for the amount of \$ 49,000.00 and to authorize the City Manager to sign the agreement for this improvement. Upon vote, motion passed unanimously.

Consider an Ordinance Adopting Regulations to Control Telecommunication Towers and Accessory Facilities

Motion was made by Council Member Yelverton, seconded by Council Member Masonheimer, to adopt **Ordinance No. O-16-09** as presented. Upon vote, motion passed unanimously.

ITEMS FROM COUNCIL

Upcoming Activities and Report on Attendance at Texas State Railroad

Council Member Presley reported on upcoming events at Texas State Railroad:

- The Easter Beagle Express, Peanuts during the Easter weekend
- The Lone Ranger in April
- The Little Engine That Could in May

Palestine Economy

Council Member Yelverton thanked city staff for watching the pennies.

Council Member Presley commended city staff for taking on additional work with the same number of employees.

At 6:40 PM, Mayor Salter announced that Council would go into Closed Session pursuant to Section 551.087 regarding Project DC.

CLOSED SESSION

Project DC


RECONVENE INTO OPEN SESSION

At 7:50 PM, Mayor Salter reconvened the Council into open session.

Motion was made by Council Member Baird, seconded by Council Member Masonheimer, to grant up to \$125,000.00 in incentives and allow access to revolving loan program. Upon vote, motion carried unanimously.

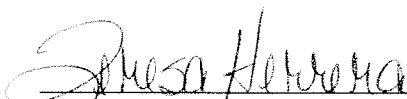
ADJOURN

Motion was made by Council Member Denmon, seconded by Council Member Yelverton, to adjourn. Upon vote, motion carried unanimously. Mayor Salter declared the meeting adjourned at 7:50 PM.



Carolyn Salter, Mayor

ATTEST:



Teresa Herrera, Deputy City Secretary