

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

The City Council of the City of Palestine, Texas convened in a Worksession and Regular Meeting on Monday, March 23, 2009 at 4:30 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
JIM YELVERTON	:	COUNCILMEMBER
ANDREA BAIRD	:	COUNCILMEMBER
STEVE PRESLEY	:	COUNCILMEMBER
R. DALE BROWN	:	CITY MANAGER
JANELLE WILLIAMS	:	CITY SECRETARY
RONALD D. STUTES	:	CITY ATTORNEY

Councilmember Chivers was absent for the worksession and regular meeting; a quorum of the Council was present.

#### **WORKSESSION**

Council and Tourism Advisory Board met in a joint worksession to discuss board objectives and promotional activities. Topics of discussion included upcoming events, evaluating performance of the Tourism Director, and ways to measure where the tourism plan is going. It was suggested that Council and Tourism Advisory Board meet again to discuss the tourism plan in greater detail.

Council and Staff members held a discussion on allowing temporary parking lots to be built within the city. Councilmember Presley advised that Coors Distributing would like to build a temporary parking lot with base material. Council consensus was to allow temporary parking lots with conditions of a two year limit, controlling dust, providing a bond or surety, making sure the time limit is not exceeded, and the policy will apply to everyone.

Motion was made by Councilmember Baird to adjourn. Mayor Salter declared the worksession adjourned at 5:29 PM.

#### **CALL TO ORDER**

Mayor Salter called the regular meeting to order at 5:35 PM.

**INVOCATION AND PLEDGE OF ALLEGIANCE**

The invocation was given by Fire Chief Henry York, and was followed by the Pledge of Allegiance.

**PUBLIC RECOGNITION**

Junior Service League members Vicky Braly, Heather Calhoun, Carla Cubstead, and Ellen Weber extended thanks to donors and volunteers on the Reagan Park Project. Council was advised that the Junior Service League board voted to work on Phase II of the project.

**PUBLIC HEARINGS****Tree Lighting on Spring Street**

Mayor Salter opened the public hearing.

Jason Ellis of the Texas Forest Service commented on pros and cons of placing lighting in the trees on Spring Street.

Hugh Summers and Julie Abston of Palestine Historic Landmarks Commission presented a video of a lighting experiment recently performed, and provided samples of various light fixtures that could be used for the lighting project.

Judge Bascom Bentley commented that he would like to see the trees lit either year around or at least for special events.

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

**Public Hearing Historic Landmark Designations**

- 209 W. Pine Street, Green Addition, Block 2, Lots 4C, 5C, 6C, 7B, 8B, 9B & 9C, William J. Brule/Applicant
- 607 E. Lamar Street, Michaux Park, Block 21, Lot 21H, and Fairview, Block 9, Lot 14A, Joe & Kathy Cochran/Applicant
- 409 E. Palestine Avenue, Original Addition, Block 93-N 1/2, Lots 8A, 9C, 8B & 9B, Historic Landmarks Commission/ Applicant
- 805 E. Palestine Avenue, Volume 2020, Page 745, Historic Landmarks Commission/Applicant
- 1520 E. Palestine Avenue, Montrose, Block 2, Lots 4, 5 & 26B, Acres 1.93, Historic Landmarks Commission/Applicant
- 941 Michaux Street, Volume 1793, Page 60, Carl Avera/Applicant
- 1113 N. John Street, Green Addition, Block 12, Lots 1 & 2A, Donald M. Bolton/Applicant

Mayor Salter opened the public hearing. Will Brule spoke in favor of historic landmark designation of 209 W. Pine Street and the other landmark designations listed above. Joe Cochran spoke in favor of landmark designation of 607 East Lamar Street. Mayor Salter

spoke in favor of landmark designation of 409 East Palestine Avenue. With no others requesting to speak, the public hearing was closed.

### **CITY MANAGER'S REPORT**

Departmental Reports for Library, Fire, and Main Street were provided. A report of City Attorney fees was also provided.

### **BOARD APPOINTMENTS**

Motion was made by Councilmember Masonheimer, seconded by Councilmember Baird, to appoint Ricki Taylor to the Main Street Advisory Board. Upon vote, motion passed unanimously.

### **CONSENT AGENDA**

- 1) Consider Authorizing the City Manager to Enter Into a Recreational Services Contract with Palestine Community Tennis Association
- 2) Consider Accepting a Quote for Contract Services for Herbicide Application
- 3) Consider a Resolution Supporting the Nomination of the City Cemetery Complex to the National Register of Historic Places
- 4) Consider a Resolution Supporting Procurement of Consultant Services for the Main Street/Downtown Master Plan
- 5) Consider a Resolution Supporting the Applications for Matching Grants to the National Trust for Historic Preservation and Other Such Organizations to Procure Consultant Services for Master Plans on the Carnegie Library Building, Rusk School Building, and the Reagan School Building
- 6) Consider an Ordinance Designating 209 W. Pine Street as a Palestine Historic Landmark
- 7) Consider an Ordinance Designating 607 E. Lamar Street as a Palestine Historic Landmark
- 8) Consider an Ordinance Designating 409 E. Palestine Avenue as a Palestine Historic Landmark
- 9) Consider an Ordinance Designating 805 E. Palestine Avenue as a Palestine Historic Landmark
- 10) Consider an Ordinance Designating 1520 E. Palestine Avenue as a Palestine Historic Landmark
- 11) Consider an Ordinance Designating 941 Michaux Street as a Palestine Historic Landmark
- 12) Consider an Ordinance Designating 1113 N. John Street as a Palestine Historic Landmark
- 13) Minutes of the Worksession and Regular Meeting of November 24, 2008
- 14) Minutes of the Worksession and Regular Meeting of December 8, 2008
- 15) Minutes of the Worksession and Regular Meeting of January 12, 2009
- 16) Minutes of the Regular Meeting of January 26, 2008
- 17) Minutes of the Worksession and Regular Meeting of February 9, 2008

Motion was made by Councilmember Denmon, seconded by Councilmember Baird, to approve Consent Items 1 through 17, adopting **Resolution No. R-8-09, Ordinance No.'s O-18-09, O-19-09, O-20-09, O-21-09, O-22-09, O-23-09, and O-24-09** as submitted. Upon vote, motion passed unanimously.

### **REGULAR AGENDA**

#### **Consider Approval of Tree Lighting on Spring Street**

Motion was made by Councilmember Yelverton, seconded by Councilmember Presley, to table tree lighting on Spring Street until after a meeting with the electrician. Upon vote, motion passed unanimously.

#### **Consider an Agreement for Use of the Alley beside 211 W. Main Street for Installation of a 30 Pound Self-Contained Above Ground Grease Trap**

Motion was made by Councilmember Presley to grant permission for use of the alley beside 211 West Main Street for installation of the grease trap as presented. An amendment to the motion was made by Mayor Salter, seconded by Councilmember Yelverton to grant permission, authorize the City Attorney to draft and authorize the City Manager to execute an agreement. Upon vote, motion passed unanimously.

#### **Consider Award of Bid for Highway 79 Utility Relocations (Bid #B2009-11)**

Motion was made by Councilmember Baird, seconded by Councilmember Masonheimer to award the bid to Elliot Construction, LTD of College Station, Texas, in the amount of \$467,644.20 and authorize the City Manager to execute an agreement for this contract. Upon vote, motion passed unanimously.

### **ITEMS FROM COUNCIL**

#### **Report on Dogwood Trails Festival**

Mayor Salter commended Councilmember Masonheimer and the Chamber of Commerce for doing a wonderful job on the festival.

Councilmember Masonheimer provided a report on the Dogwood Trails Festival. She thanked volunteers, city staff, chamber staff, and vendors for an amazing day.

### **CLOSED SESSION**


Mayor Salter announced that the Council will retire into executive session pursuant to the provisions of the Texas Government Code, in accordance with the authority contained in Section 551.072 regarding acquisition of real estate. The time was 7:16 PM.

### **RECONVENE INTO OPEN SESSION**

The Council reconvened into open session at 7:46 PM. No action was taken regarding acquisition of real estate.

### **ADJOURNMENT**

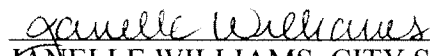
Motion was made by Councilmember Baird to adjourn. Upon vote, motion passed unanimously. Mayor Salter declared the meeting adjourned at 7:48 PM.



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CAROLYN SALTER, MAYOR

ATTEST:



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JANELLE WILLIAMS, CITY SECRETARY