

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

The City Council of the City of Palestine, Texas convened in a Worksession and Regular Meeting on Monday, June 22, 2009 at 4:30 PM, in the Council Chambers at City Hall, 504 N. Queen Street, Palestine, Texas, with the following people present:

BOB HERRINGTON	:	MAYOR
ANDREA BAIRD	:	MAYOR PRO TEM
KATHI MASONHEIMER	:	COUNCILMEMBER
VERNON DENMON, JR.	:	COUNCILMEMBER
VICKEY L. CHIVERS	:	COUNCILMEMBER
JIM YELVERTON	:	COUNCILMEMBER
STEVE PRESLEY	:	COUNCILMEMBER
R. DALE BROWN	:	CITY MANAGER
JANELLE WILLIAMS	:	CITY SECRETARY
RONALD D. STUTES	:	CITY ATTORNEY

All Councilmembers were in attendance; a quorum of the Council was present.

WORKSESSION – 4:30 PM

Mayor Pro Tem Andrea Baird called the worksession to order at 4:30 PM.

Discussion of Proposed 2009-2010 Budget and Five Year Strategic Plan

Discussion was held regarding the city’s strategic plan including ideas for use of Farmer’s Market, Reagan School and Rusk School. Other areas of discussion included the importance of moving the Police Department into another building and expanding City Hall, realignment of the CVB position to Marketing, police dispatch needs, parking issues and crime at Willie Myers Park, and focusing on better communication between departments and with citizens.

Discussion of Solid Waste Collection Services

Discussion was held regarding Council’s options on bids received for solid waste collection services. City Attorney Ron Stutes advised the Council of three possible actions; to reject all bids, rebid, or table. Randy Platt of Frontages Services and Tony Cain of Allied Waste expressed concerns over the Council rebidding. Further discussion was held regarding negotiating a contract with the two lowest bidders.

Motion was made by Councilmember Denmon to adjourn. The worksession was adjourned at 5:20 PM.

CALL TO ORDER – REGULAR MEETING 5:30 PM

Mayor Pro Tem Andrea Baird called the regular meeting to order at 5:38 PM.

INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Councilmember Denmon, and was followed by the Pledge of Allegiance.

OFFICIAL CANVASS OF THE MAY 12, 2007 CITY OFFICER ELECTION

Mayor Pro Tem Baird and Council conducted the Official Canvass of the June 13th runoff election.

Candidates	Early Voting	Consolidated District	TOTAL
MAYOR			
Bob Herrington	383	129	512
Dan Bochsler	42	13	55

Motion was made by Councilmember Denmon, seconded by Councilmember Presley, to approve the Official Canvass of the June 13th runoff election. Upon vote, motion passed unanimously.

OATH OF OFFICE FOR NEWLY ELECTED OFFICIAL

Bob Herrington recited the Oath of Office, given by Municipal Court Judge Bill Curley.

ELECT MAYOR PRO TEM

Motion was made by Councilmember Masonheimer, seconded by Councilmember Denmon, to elect Councilmember Presley as Mayor Pro Tem. Upon vote, motion passed unanimously.

PUBLIC COMMENTS

Lowes representative Tracy Williams commented that the company would like to begin participating in community projects.

Bob McKelvey offered congratulations to newly elected Mayor Herrington. He expressed concerns regarding PEDC being placed under direction of the City Manager, the façade grant program, and city staff members sitting on PEDC board.

Judge Bascom Bentley commented on forming a committee for the wall of fame project.

PUBLIC HEARINGS

Zone Change from RE (Residential Estate) to C-4 (Highway Commercial, R-1 (Single Family Detached Low Density District) and (RPO Restricted Professional Office), on properties fronting S. Royall Street, S. Sycamore Street and Brookhaven Drive

Mayor Herrington opened the public hearing. With no speakers regarding the zone change, the public hearing was closed.

Zone Change from MF-3 (Multi-Family High Density District) to C-4 (Highway Commercial District), Southwest corner of the intersection of Pershing Street & South Sycamore Street, Lots 1, 4, 2A & 5A of Block B, Wm. Broyles Addition

Mayor Herrington opened the public hearing. Steve Burris of 1314 S. Royall Street spoke in opposition to the zone change. With no other speakers regarding the zone change, the public hearing was closed.

Zone Change from RE (Residential Estate) to I-2 (General Industrial District) and R-1 (Single Family Detached Low Density District) on Lot 2 of the Breezy Hills Annex Addition and a .239 acre tract in Volume 2129, Page 21 of the Anderson County Deed Records

Mayor Herrington opened the public hearing. With no speakers regarding the zone change, the public hearing was closed.

CITY MANAGER'S REPORT

Court Administrator Michael Ohrt reported on the status of the city's 2008 HOME Grant.

Departmental Reports for Municipal Court, Fire, and Main Street were provided.

OPEN BIDS

Bids for the 2009 Chip Seal Project (Bid #B2009-15) were received and opened:

Simon Traylor & Sons, Inc.	\$56,150.00
Lone Star Equipment	\$55,140.00
JRJ Paving	\$89,588.00
Reynolds & Kay, LTD	\$66,580.00
Mohl & Scott, Inc.	\$63,520.00

CONSENT AGENDA

- 1) Consider an Ordinance Granting Zone Change from RE (Residential Estate) to C-4 (Highway Commercial, R-1 (Single Family Detached Low Density District) and (RPO Restricted Professional Office), on properties fronting S. Royall Street, S. Sycamore Street and Brookhaven Drive
- 2) Consider an Ordinance Granting Zone Change from MF-3 (Multi-Family High Density District) to C-4 (Highway Commercial District), Southwest corner of the intersection of Pershing Street & South Sycamore Street, Lots 1, 4, 2A & 5A of Block B, Wm. Broyles Addition
- 3) Consider an Ordinance Granting Zone Change from RE (Residential Estate) to I-2 (General Industrial District) and R-1 (Single Family Detached Low Density District) on Lot 2 of the Breezy Hills Annex Addition and a .239 acre tract in Volume 2129, Page 21 of the Anderson County Deed Records
- 4) Consider a Resolution to Accept the Total Allocation of Grant Number 2009 H0933-TX-DJ in the Amount of \$12,505 to be Distributed to the City of Palestine

and Anderson County for the Purchase of Equipment for Palestine Police Department and Anderson County Sheriff's Office

Item #2 was pulled from the Consent agenda by Councilmember Denmon. Motion was made by Councilmember Baird, seconded by Councilmember Masonheimer, to approve Consent Items 1, 3 and 4 as presented. Upon vote, motion passed unanimously.

REGULAR AGENDA

Consider Award of Bid for Solid Waste Collection Services (Bid #2009-14)

Motion was made by Councilmember Presley, seconded by Councilmember Denmon, to (1) authorize staff to negotiate with the lowest bidders to find the best plan possible for solid waste collection, (2) approve a 180 day contract extension offered by Allied Waste, and (3) authorize staff to negotiate with Frontage Services on an amendment to the transfer station contract to conform with the 180 day extension. Upon vote, motion passed unanimously.

Consider an Ordinance Granting Zone Change from MF-3 (Multi-Family High Density District) to C-4 (Highway Commercial District), Southwest corner of the intersection of Pershing Street & South Sycamore Street, Lots 1, 4, 2A & 5A of Block B, Wm. Broyles Addition

This item was pulled from the Consent agenda and died for lack of motion.

Mayor Herrington 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 real estate. The time was 6:30 PM.

CLOSED SESSION

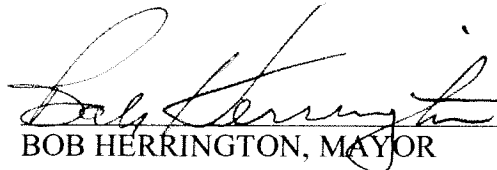
Discuss possible purchase of Real Estate

RECONVENE INTO OPEN SESSION


Mayor Herrington reconvened the Council into open session at 7:10 PM. No action was taken regarding possible purchase of Real Estate.

ADJOURN

Motion was made by Councilmember Baird to adjourn at 7:10 PM. Upon vote, motion passed unanimously.


BOB HERRINGTON, MAYOR

ATTEST:


JANELLE WILLIAMS, CITY SECRETARY