

Larissa R. Loveless, Council District #1  
Mitchell Jordan, Council District #2  
Vickey L. Chivers, Council District #3  
Joe Baxter, Council District #4  
Dana Goolsby, Council District #5  
Ann Connor, Council District #6



Michael Hornes, City Manager  
Teresa Herrera, City Secretary  
Jeff Herrington, Interim City Attorney

Steve Presley, Mayor

**NOTICE OF MEETING**  
**CITY COUNCIL AGENDA**  
**Monday, March 25, 2019**  
**Work Session @ 3:30 p.m., City Hall Conference Room**  
**Regular Meeting @ 5:30 p.m., City Council Chambers**  
**504 N. Queen Street**  
**Palestine, Texas**

The City Council may meet in Closed Session regarding any item on this agenda if necessary, as permitted by Subchapter D of Chapter 551 of the Texas Government Code.

**WORK SESSION**

- 1) Discuss Annual Audit for Fiscal Year 2017-2018. Auditor Frank Campos
- 2) Discuss mold remediation services proposal for Palestine Public Library. Public Works Director Tim Perry
- 3) Discuss Code of Ethics for City Council. Councilwoman Dana Goolsby
- 4) Update on the Ferguson Road Project. Councilman Joe Baxter
- 5) Discuss the creation of a TIRZ and TIF. Mayor Steve Presley
- 6) Discuss the applying for the Safe Routes to School Grant from TxDOT. Mayor Steve Presley

**REGULAR MEETING**

**A. CALL TO ORDER**

**B. INVOCATION AND PLEDGE OF ALLEGIANCE**

Invocation followed by Pledge of Allegiance

**C. PROPOSED CHANGES OF AGENDA ITEMS**

**D. PUBLIC COMMENTS, PUBLIC RECOGNITION, AND ANNOUNCEMENTS**

- 1) Recognition of new Police Officers Royston Wilson and Carlton Allen. Police Chief Andy Harvey

**E. CONFLICT OF INTEREST DISCLOSURES**

**F. MAYOR'S REPORT**

**G. ITEMS FROM COUNCIL**

**H. CITY MANAGER'S REPORT**

- 1) Nutcracker Recap
- 2) Departmental Report
  - a) Public Works (Administration, Facilities, Fleet, Airport, Streets, Utilities, Waste, & Refuse)
  - b) Police Stats
  - c) Tourism
  - d) Finance (Property Tax and Sales Tax)

**I. BOARD APPOINTMENTS**

- 1) Consider appointment of Will Brule to Place 2 on the Zoning Board of Adjustments and Appeal with term to expire September 30, 2019.

**J. CONSENT AGENDA**

*The following items may be acted upon in one motion. No separate discussion or action is necessary unless requested by the Mayor or a Councilmember, in which event those items will be pulled for separate consideration. Approval of the consent agenda authorizes the City Manager to implement each item in accordance with staff recommendations.*

- 1) Consider approval of minutes of the Work Session and Regular Meeting of January 28, 2019.
- 2) Consider approval of minutes of the Work Session and Regular Meeting of February 11, 2019.
- 3) Consider approval of minutes of the Town Hall Meeting of February 18, 2019.
- 4) Consider approval of invoices over \$25,000. Interim Finance Director Jim Mahoney
- 5) Consider authorizing Staff to obtain bids for the sale of City-owned property located at 806 W. Oak Street. Interim Development Services Director Mark Miears
- 6) Consider authorizing Staff to obtain bids for the sale of City-owned property located at 720 W. Oak Street. Interim Development Services Director Mark Miears
- 7) Consider a resolution authorizing continued participation with the Steering Committee of Cities served by Oncor; and authorizing the payment of eight cents per capita to the steering committee to fund regulatory and legal proceedings and activities related to Oncor Electric Delivery Company, LLC. City Manager Michael Hornes
- 8) Consider a resolution authorizing continued participation with the Atmos Cities Steering Committee; and authorizing the payment of five cents per capita to the Atmos Cities Steering Committee to fund regulatory and related activities related to Atmos Energy Corporation. City Manager Michael Hornes
- 9) Consider letter of support to the Texas legislature regarding HB2196; sale of alcoholic beverages on certain property owned by the Texas State Railroad. Mayor Steve Presley
- 10) Consider accepting donation of time and material from Vulcraft for beautification of the Farmers Market area. City Manager Michael Hornes

**K. REGULAR AGENDA**

- 1) Consider acceptance of the Annual Audit for Fiscal Year 2017-2018. Auditor Frank Campos
- 2) Consider authorizing the City Manager to execute an agreement with ESESES and BELFOR to perform remediation services for mold at the Palestine Public Library. Public Works Director Tim Perry
- 3) Discuss and take any action necessary regarding the lease extension for East Texas Council of Governments for the Workforce Solutions office located within the Palestine Mall. City Manager Michael Hornes
- 4) Consider approval of the BMI Music License for Local Governmental Entities. Marketing Manager Mary Raum
- 5) Consider an ordinance granting an access easement from the City of Palestine to Sharon Sutton on Moody Street for the purpose of building a new home on land-locked parcel. Interim Development Services Director Mark Miears
- 6) Discuss and take any action necessary regarding Code of Ethics for City Council. Councilwoman Dana Goolsby
- 7) Discuss and take any action necessary regarding the Safe Routes to School Grant from TxDOT. Mayor Steve Presley
- 8) Discuss and take any action necessary regarding the old Memorial Hospital site. Councilwoman Dana Goolsby

**L. CLOSED SESSION**

Council will go into Closed Session pursuant to Section 551.071 to consult with interim city attorney to receive legal advice, including consultation regarding pending or contemplated litigation:

- 1) Discussion and update regarding *L. S. Equipment Co., Inc. d/b/a Lone Star Equipment Co. v. City of Palestine; Cause No. DCCV17-003-3*, in the 3<sup>rd</sup> District Court, Anderson County.
- 2) Discussion and update regarding *City of Palestine v. Jerry Laza, Cause No. DCCV 16-359-349, 349<sup>th</sup> District Court, Anderson County; and Jerry Laza v. City of Palestine, Cause No. 6:17-CV-00533-RWS* in the U.S. District Court, Eastern District of Texas.