

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, June 22, 2015 at 5:30 p.m. for the Regular Meeting in the Council Chambers at City Hall, 504 N. Queen Street, Palestine, Texas, with the following people present:

Mayor Bob Herrington; Mayor Pro Tem Adam Harding; Councilmembers Mitchell Jordan, Vickey L. Chivers, Joseph Thompson, Doug Smith, and Steve Presley; City Manager Wendy Ellis, City Secretary Teresa Herrera, and City Attorney Ronald Stutes.

All Councilmembers were present.

**CALL TO ORDER - REGULAR MEETING**

Mayor Herrington called the Regular Meeting to order at 5:31 p.m.

**INVOCATION AND PLEDGE OF ALLEGIANCE**

The invocation was given by Mayor Pro Tem Harding, and was followed by Pledge of Allegiance.

**PUBLIC COMMENTS, PUBLIC RECOGNITION, AND ANNOUNCEMENTS**

John Ballard McDonald addressed Council regarding City Manager.

Vicki Hills addressed Council regarding her support for Wendy Ellis as City Manager.

Isaac Wynn addressed Council regarding city government.

James Smith addressed Council regarding city government.

Development Services Director Lyons recognized Ricky Dorsey for his promotion to Health Inspector.

**CONFLICT OF INTEREST DISCLOSURES**

No action was taken.

**MAYOR'S REPORT**

Mayor Herrington reported that he would like to reactivate the Health Advisory Board; also, overall Palestine's health results were not good for the area or in the State of Texas. He asked Council to submit names for candidates from within their district for the Health Advisory Board.

**ITEMS FROM COUNCIL**

Councilmember Chivers reported on the following community events:

- Juneteenth activities had good attendance
- UM Army came and help the elderly
- Fireworks July 4 at dusk
- PYAA Tournament July 19-22

Councilmember Jordan provided information regarding basketball tournament to raise funds to purchase lawn mowers and yard equipment to continue with cleanup efforts in the South End.

Councilmember Presley reminds Citizens to be aware of kids on the streets during the summer.

Councilmember Harding recognized former clerk Wanda Burke for her dedication to Anderson County.

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

Departmental report for Fire and City Attorney Fees were provided. City Manager Ellis informed the City staff was focusing on the proposed budget.

### **BOARD APPOINTMENTS**

Consider appointment of Paul Bunn Morris to fill unexpired term to place 5 to the Palestine Economic Development Corporation Board replacing Ed McCoy, Jr.

Councilmember Smith made a motion, seconded by Councilmember Chivers, to approve the appointment as presented. Upon vote, motion carried unanimously.

### **OPEN BIDS**

Open Sealed Bid - Sale of Palestine Mall Pad Site A (RFP-2015-3)

There were no bids to open.

### **CONSENT AGENDA**

1. Consider Approval of Minutes of the Work Session and Regular Meeting of June 8, 2015
2. Consider a Resolution of support of the submission of an application to the Texas Department of Housing and Community Affairs to rehabilitate and preserve the Woodside Village Multifamily Complex located at 2020 Martin Luther King, Jr. Blvd.
3. Consider approval of bids for fuel management system for gasoline and diesel fuel

Mayor Herrington pulled item 3 from Consent Agenda to the Regular Agenda.

Councilmember Presley made a motion, seconded by Councilmember Smith, to approve items 1 and 2 on the Consent Agenda as presented, adopting **Resolution No. R-08-15**. Upon vote, motion carried unanimously.

### **REGULAR AGENDA**

Consider approval of bids for fuel management system for gasoline and diesel fuel

Communications Manager Westgate provided a summary. On June 8, 2015 City Council opened bids for unleaded plus gasoline, LS diesel fuel and an automated fuel management system. Bids specs requested a turn-key solution to fuel management and cost on unleaded and diesel fuel. Mayor Herrington asked if anyone from Staff was related to or worked for Velvin oil in the past. Communications Manager Westgate answered that she was not aware of any. New system will require code it will no longer be done manually. Also, with new system prior employees will not have access to system. Discussion was held. Councilmember Presley made a motion, seconded by Mayor Pro Tem Harding, to approve bid to Velvin Oil. Upon vote, motion carried unanimously.

Consider authorizing the City Manager to advertise and receive Requests for Qualifications (RFQ) services for legal services and receive responses to the request

Mayor Herrington requested the RFQ be sealed bids to be opened at the second Council Meeting in July. The attorney must have five years General Law practice in the State of Texas. Councilmember Chivers made a motion, seconded by Councilmember Smith, to approve the proposal as presented. Proposal covered the changes that were requested by Council at prior meeting. Proposals are due the Friday prior to the second Council Meeting in July by 5:00 p.m. Upon vote, motion carried 6-1 with Councilmember Thompson voting nay.

### **CLOSED SESSION**

Mayor Herrington announced that Council would go into Closed Session pursuant to Section 551.074 regarding personnel matters. The time was 6:18 p.m.

- 1) Discuss the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Manager
- 2) Discuss the possible appointment of an interim city manager

### **RECONVENE IN REGULAR SESSION**

Mayor Herrington reconvened the Council into open session at 7:52 p.m.

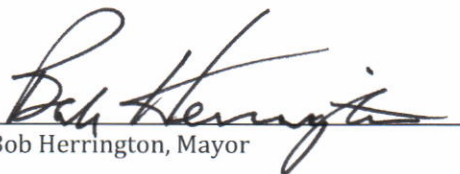
Mayor Herrington clarified that neither City Council nor Mayor requested the City Manager item back on the agenda. City Staff added item to the agenda.

Mayor Pro Tem Harding made a motion, seconded by Councilmember Smith, to develop a performance improvement plan with measurable metrics outlined by Council and cover the objectives with the City Manager. Also, an anonymous survey to be conducted by City Staff receiving feedback on the city manager. Upon vote, motion carried 6-1 with Mayor Herrington voting nay.

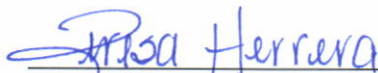
**ADJOURN**

With no other business to come before the Council, the meeting was adjourned at 7:53 p.m.

PASSED AND APPROVED THIS 13<sup>TH</sup> DAY OF JULY, 2015.

  
Bob Herrington, Mayor

ATTEST:

  
Teresa Herrera, City Secretary

