

**VERNON CITY COMMISSION
REGULAR MEETING
September 25, 2018**

Mayor Pro-Tem Pam Gosline Douglas called the Regular Meeting of the Vernon City Commission to order at 6:30 p.m. in City Hall, and a quorum was declared present.

Present: Mayor Pro-Tem Gosline

Not present: Mayor Douglas Jeffrey IV

Commissioners: Britt Ferguson, Don Adyelott, Pam Gosline, Justin Marsh.

Staff Present: City Manager Martin Mangum, City Attorney Jonathan Whitsitt, Police Chief Randy Agan, Fire Chief JJ Oznick, Public Works Director Darell Kennon, Community Development Director David Pilcher, Utility Clerk Elizabeth Agan, Finance Officer Dee Boatenghamer, Animal Control Officer Lance Bryant, Municipal Judge Lori Adams, and City Secretary Christy Cavness Bradshaw.

Commissioner Marsh led the group in the Invocation and the Pledge of Allegiance to the U.S. and Texas flags.

1. Consent Agenda:

Commissioner Aydelott moved to approve the consent agenda.

- A. Approve Minutes: Attached are Minutes of the Regular City Commission Meeting held on Tuesday, August 28th, 2018, and the Special Commission Meetings held on August 30th, September 4th, September 18th, 2018.
- B. Approval of Department reports including Finance Investment Report, Payroll and Benefit Expense

August 1, 2018 – August 31, 2018

Aydelott's motion was seconded by Commissioner Ferguson and passed with a unanimous vote.

2. Proclamations and Presentations:

None

3. Public Comment

Hear Citizen Comments with a Limitation of Five Minutes.

(Citizens Wishing to Comment Must Complete the Provided Form and Hand it to the City Secretary Before the Start of the Meeting.)

Vonda Johnson: Recognized Vernon Auto Group for the donation of a \$20,000.00 grant for Allingham park

Tony Kemp: "Dog Ordinance" (vicious animals)

David Maldonado: "Dog Ordinance" is "this" going to apply to any dog? "Does not want to be singled out."

4. Discussion, consideration, and possible action on Resolution Number 1030: A resolution approving a negotiated settlement between the Atmos Cities Steering Committee and Atmos Energy Corp Mid-Tex Division regarding the company's (Atmos Energy) 2018 rate review mechanism filings; declaring existing rates to be unreasonable

City Manager Mangum advised Commission that Atmos proposed a rate increase and explained the resolution and agreement that the Atmos Cities Steering Committee had come to. Negotiations resulted in a “break even” situation. After other discussion, Commissioner Aydelott moved to approve Resolution No. 1030. Commissioner Ferguson seconded the motion and that passed with a unanimous vote.

5. Discussion, consideration, and possible action on Ordinance No. 1734: An Ordinance of the City of Vernon Amending the 2017-2018 fiscal year Budget

ORDINANCE NO 1734

**AN ORDINANCE AMENDING 2017-2018 FISCAL YEAR BUDGET FOR THE
CITY OF VERNON, TEXAS; PROVIDING A SAVINGS AND SEVERABILITY
CLAUSE; REPEALING ALL ORDINANCES AND APPROPRIATIONS IN
CONFLICT; DECLARING AN EMERGENCY AND PROVIDING FOR AN
EFFECTIVE DATE**

City Manager Mangum advised that budget amendment ordinance No. 1734 will show more surplus cash in the General Fund and is being adjusted now to bring the budget in line with actuals. Mangum advised that there will be roughly \$600,000.00 more revenue than expenditures over all.

Councilmember Aydelott moved to approve. That motion was seconded by Councilmember Marsh and was passed with a unanimous vote.

6. Discussion, consideration, and possible action on Approval of “Fall Frenzy Day” on October 6th, and “Trunk or Treat Day” on October 27th, 2018

Amy Jeanssone (Main Street Grill) presented to commission relating to this item. Fall Frenzy Day will be from 10am until 6pm on 10/6/18. It will include many types of activities, including a hay ride, and other family entertainment. Trunk or Treat will be on 10/27/2018 down town and everyone is invited. This will offer a fun and safe alternative for the kids and families.

Amy mentioned potential need for payment for bands. During the event there will be a \$10 vendor fee. Councilmember Marsh moved to approve. That motion was seconded by Commissioner Aydelott and was passed with a unanimous vote.

7. Discussion, consideration, and direction relating to proposed Ordinance No. 1735: An Ordinance of the City of Vernon relating to Dangerous Dogs and penalties for violation of this ordinance

ORDINANCE NO 1735

**AN ORDINANCE AMENDING ORDINANCE 1472 OF THE CODE OF
ORDINANCES OF THE CITY OF VERNON, TEXAS; PROVIDING FOR
PENALTY, REPEALING, A SAVINGS CLAUSE, RECORDING AND AN
EFFECTIVE DATE.**

City Attorney Jon Whitsitt advised that he did not feel that he was ready to discuss this item during this meeting. Commissioner Aydelott clarified that the potential proposed ordinance was not intended to target any specific breed or animal. Commissioner Gosline advised that we are trying to protect the public, no matter what breed the dog is (or what the animal is). The Commission thanked Animal Control Officer Lance Bryant for the job that he has been doing.

After much discussion, no action was taken on this item at this meeting.

Digital Recording on file

8. Discussion, consideration, and possible action on re-appointment of three (3) Vernon Housing Authority Board Members (James Foerster, Loyd Bridges, Linda Kennedy)
Commissioner Ferguson moved to approve, and that motion was seconded by Commissioner Marsh. The motion died with a no vote.
Commissioner Ferguson moved to approve the reappointment of Loyd Bridges and James Forester. That motion was seconded by Commissioner Marsh and was passed with a unanimous vote.
The Commission had a question about Linda Kennedy still living in Vernon, or not. Commission instructed staff to verify Ms. Kennedy's information, bringing her application back to the next Commission meeting, depending on the rules in the BY-Laws for the Housing Authority. (and/or where she lives)
9. Discussion, consideration, and possible action on re-appointing two (2) Tourism Advisory Board Members (Carolyn J Randel, Jimmy Surber)
Commissioner Aydelott moved to approve the reappointment of Carolyn Randel and Jimmy Serber. Commissioner Ferguson seconded Aydelott's motion which was passed with a unanimous vote.
10. Discuss, Consider, and take possible action on the approval of awarding bids for the purchase of delinquent tax properties 1212 Bismarck, 2600 Mesquite, 927 Paradise, 3227 Main, 2729 Wood administrated by Texas Community Group on behalf of the appropriate taxing authorities.
Commissioner Aydelott moved to approve the bids for the delinquent tax properties. That motion was seconded by Commissioner Marsh and was passed with a unanimous vote.
11. Discussion, consideration, and possible action regarding the award of Texas Community Development Block Grant Bid for water line improvements
Public Works Director Darell Kennon addressed Commission relating to the engineers Recommendation of Barclay's of Houston as the awarded bidder. Total Bid \$252, 830.80. Line to be improved will be from Paradise to Canal St. JM and PG asked questions relating to this item.
After some discussion, Commissioner Aydelott moved to approve. That motion was seconded by Commissioner Marsh and was passed by unanimous vote.
12. Discussion, consideration, and possible action regarding the abandonment of a City owned ten (10) foot wide Utility Easement abutting his property on the South side of George Daigle's property at 2829 Oaklawn St. Vernon, Texas
City Manager Mangum advised Commission of an unused easement at this location, stating that staff had no objection to abandoning the easement. After discussion Commissioner Marsh moved to approve. That motion was seconded by Commissioner Ferguson and passed by unanimous vote.

The Commission recessed regular session at 7:15PM to convene Executive Session.

13. Executive Session Pursuant to Article 551.071 of the Local Government Code – Pending litigation
14. Executive Session Pursuant to Article 551.074 discussing certain personnel matters, meet, deliberate, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee: Main Street/Tourism Director
15. Take any action necessary as a result of executive session item(s)

Digital Recording on file

Regular session was reconvened at 7:45PM. No action taken after or as a result of executive session.

16. Adjourn

There being no further business, the meeting was adjourned at 7:45PM.

Douglas Jeffrey IV
Mayor

ATTEST:

Interim City Secretary