

**THE STATE OF TEXAS  
COUNTY OF TRINITY  
CITY OF TRINITY**

The Regular Meeting of the City Council of the City of Trinity was held on August 13, 2009 at 7:00 p.m. in the City Hall in Trinity, Texas. The following Council members were present:

**Mayor:** Lyle Stubbs

**Mayor Pro-Tem:** Wayne Huffman

**Councilman:** Neal Smith, Clegg Dewalt, Chris Dennis and Billy Joe Slaughter

**City Manager:** Phil Patchett

- 1. Call meeting to order.** -- Mayor Lyle Stubbs called the meeting to order at 7:03 p.m. and verified that a Quorum was present for the meeting.
- 2. Approval of minutes from the Regular Meeting on July 9, 2009.** Councilman Neal Smith made the motion to approve. Councilman Clegg Dewalt 2<sup>nd</sup> the motion. City Manager Phil Patchett asked the council to approve as corrected on deleting the part in Item D that concerns the second Budget Meeting to be held on Thursday, August 13, 2009. All remaining members voted yay. Motion was carried.
- 3. Approve bills for payment.** -- Mayor Pro-Tem Wayne Huffman made the motion to approve bills for payment. Councilman Chris Dennis 2<sup>nd</sup> the motion. All remaining members voted yay. Motion was carried.
- 4. City Manager's Report** -- Our total funds as of August 13, 2009 are \$335,842.76. Our checking account balance is \$317,960.49. Accounts payable are \$95,631.95. Account receivables are \$115,031.17. The Municipal Court collected \$11,303.50 for the month of July 2009 with the OMNI Program collecting \$7,425.00 of that total. The sales tax collected for August 2009 is \$187,493.78. The Fire Department donations for the month of July 2009 were \$198.00. The water collections for the month of July 2009 were \$114,887.25. The total deposits for July 2009 were \$236,061.20. City Manager Phil Patchett stated this will mark the first time in history of City of Trinity will go over one million dollars in sales tax this year. Mr. Patchett stated the Mayor, himself, Commissioner Hortman and Commissioner Webb met with Brandon Reese of Congressman Brady's office along with Lieutenant Colonel Broom and Sgt. Major Peters. They have a unit called the 490<sup>th</sup> doing civil affair duties who are with the 63<sup>rd</sup> regional readiness command. It is a new program that allows them to come into the communities to help prepare their soldiers if they have to report to Iraq or Afghanistan. They are construction workers, engineers and planners who can help with smaller projects such as makeshift shot clinic for H1N1 viruses which everyone is concerned about right now. They would like to do something quick so they can make an impact and get the word out. In their budget year 2010-2011 they will have 13 million to 14 million dollars available. Mr. Patchett stated he wanted to pursue the application process as soon as possible in an attempt to receive some of the free money. Councilman Chris Dennis asked if it was a year round program and Mr. Patchett stated it is year round when their soldiers are available. Mayor Lyle Stubbs stated it would be after October 2009 when a small amount of money would be available and more money would be available in 2011 and we would apply in 2010 for that. Mr. Patchett suggested if the city received the Parks and Wildlife Grant the soldiers could do some of the labor for that project. He also

stated anything to do with the infrastructure would be of great interest. Mr. Patchett reminded the Mayor and Council of the DETCOG meeting that will be held at the Trinity Community Center, Thursday, August 20, 2009 around 11am. He would like to get as much support as he can since it will be here locally.

## 5. Old Business

**A. Discussion and action on any grant related business.** City Manager Phil Patchett stated the Home Grant is completed and the keys were turned over to the homeowners two weeks ago. He stated it was a long and lengthy process this time but is very pleased. Mr. Patchett stated the city was declined CDBG funding on the 2009-2010 road project for Israel Otis and Cannon Streets. DETCOG and ORCA changed their scoring basis and the ones who were funded this time around did not get funded for the last funding. The water well did not meet the criteria for the Urgent Need Grant so Mr. Patchett and Martha with GrantWorks, Inc. are working to get a USDA Grant with the Department of Agriculture.

## 6. New Business

**A. Discussion and action concerning Klotz Associates recommendations in regards to awarding the construction contract (s) for TX CDBG Contract # 728680 Water System Improvements.** James Flournoy with Klotz Associates stated the bids were opened Monday, August 10, 2009 and they were below the estimate for this project. The city received 9 bids on Base Bid A and 4 bids on Base Bid B. Mr. Flournoy recommended the Mayor and City Council to award Base Bid A to Horton Excavating, LLC in the amount of \$105,537.50 and award Base Bid B to Weisinger Water Well in the amount of \$14, 500.00. Klotz Associates estimated the project to come in around \$180,000.00 and construction \$214,000.00. They are awarding \$120,000.00 which means there is about \$94,000 left over. Mr. Flournoy said with these grants you can only change order in up to 25% of the awarding contract. After that it would leave about \$64, 000 that will have to be used for small purchase procurement which means they will go out to 3 contractors and get quotes on additional work and the low quote will get the work. Mr. Flournoy stated Klotz Associates has worked with Horton Excavating, LLC a lot and have checked their references and will do a good job and are also easy to work with. He also stated Weisinger Water Well has done all of our wells in the past and has done a good job every time. Mr. Flournoy said this project will consist of more paperwork between now and the time they are able to award additional work, engineering and environmental work. He gave Mr. Patchett a notice of award and contract to sign and the next step will be for the attorneys and grant administrators to review all the paperwork, then a notice to proceed and a preconstruction conference within 30-45 days and they should be putting dirt out within 60 days. Mayor Pro-Tem Wayne Huffman made the motion to accept Mr. Flournoy's recommendations. Councilman Neal Smith 2<sup>nd</sup> the motion. All remaining members voted yay. Motion carried.

**B. Discussion and action with Brother Jim Parish concerning the House of Hope and Third Cross Ministries.** Brother Jim Parish stated House of Hope serves to help women with addiction problems such as drugs, alcohol or abuse situations.

When they handle abuse situations they work hand in hand with SAFE House. They are averaging 86 contacts at the House of Hope. Brother Jim Parish wants to let the city and the city leaders know that he wants to work with the Police Department and County Officials. He stated they network with different faith based recovery centers that last anywhere from 9-12 months at no cost to any individual. He appreciates the support of the city and everything they do at the House of Hope is faith based and is under the umbrella and protection of Burning Hope Baptist Church. One project they have done over the years is Loaves and Fishes which began as an outreach ministry of Burning Hope. The dream was to have it community owned where area churches and organizations could support it. Loaves and Fishes are currently serving 400 plus families a month. He would like to have the House of Hope eventually community owned also. They are in Phase 2 which allows them to house 4 women on site for 30 days and during that process they drug test and evaluate the women. They are also branching out with Trinity County, Polk County and San Jacinto County. Lisa with the House of Hope stated they have classes that help women change their mind and their way of thinking. They also have Third House Ministries which is a 12 step process that help both men and women through scripture. Councilman Clegg Dewalt asked if the children are housed with their mothers. Brother Jim answered yes the Genesis program will take a young mother with young kids and will try to build that family relationship. Brother Jim would like to eventually have their own recovery center that is a 9-12 month program in this town for men and women. Councilman Neal Smith asked if he had any repeaters. Brother Jim stated that if they do not get a job soon after they finish the program their chances are greater and they will go back to how they use to make money.

- C. Discussion and action regarding Resolution # 09-0002 concerning authorization of a 2009 Texas Home Program for Owner occupied Housing Assistance Application to be prepared by GrantWorks, Inc. and submitted to TDHCA.** City Manager stated this application is asking the Council to move forward with the application process of another home grant which will be for 5 homes. Councilman Neal Smith made the motion to approve. Councilman Clegg Dewalt 2<sup>nd</sup> the motion. All remaining members voted yay. Motion carried.
- D. Discussion and action regarding Resolution # 09-0003 concerning budget amendments to fiscal year 2008-2009 Budget.** City Manager stated we are amending our budget up in our Utility Fund which was the opposite last year. General fund will be amended from \$1.6 million to a little over \$1.7 million due to the FEMA expense since it was not a budgeted item but you will see it in and out. The Police Department had a slight increase due to the department being fully staffed this year. Mayor Pro Tem Wayne Huffman made the motion to approve. Councilman Neal Smith 2<sup>nd</sup> the motion. All remaining members voted yay. Motion carried.
- E. Discussion and Action regarding Ordinance # 09-0004 concerning adoption of Drought Contingency Plan.** City Manager Phil Patchett stated this is a requirement by TCEQ that we have to re-adopt the Drought Contingency Plan and he has to look at it every 5 years and bring it before the Council. There are no changes but it has to be approved so he can send it back to TCEQ. Councilman Neal Smith made the motion to approve. Councilman Clegg Dewalt 2<sup>nd</sup> the motion.

All remaining members voted yay. Motion carried.

- F. Discussion and Action regarding a request to reduce the speed limit on State Highway 19 (North Robb and Prospect Streets).** Mayor Lyle Stubbs stated George Schoen wrote a letter to TX Dot concerning the speed limit north of town by Dorcas Wills because he has to drive his motorized wheel chair down Hwy 19. City Manager Phil Patchett stated we have to do an Ordinance and send it to TX Dot. Councilman Billy Joe Slaughter stated TX Dot will not make the change just because the City requests it. Mayor Lyle Stubbs said they will have to do a study on it and asked the Council if they want to consider it then they will make a motion tonight and then Mr. Patchett can do the Ordinance and they can vote on it at the next meeting. Mayor Pro-Tem Wayne Huffman made the motion to approve. Councilman Neal Smith 2<sup>nd</sup> the motion. All remaining members voted yay. Motion carried.
- G. Discussion and Action regarding setting Budget Workshop for 2009-2010 Budget.** City Manager Phil Patchett recommended to have the first budget meeting Thursday, August 27, 2009 at 6:30 pm. The Mayor and City Council agreed the Mayor set the first budget meeting for Thursday, August 27, 2009 at 6:30 pm. Councilman Neal Smith made the motion to approve. Councilman Clegg Dewalt 2<sup>nd</sup> the motion. All remaining members voted yay. Motion carried.
- H. Discussion and Action scheduling two (2) public hearings on proposed tax increase.** City Manager stated the soonest we could have the first public hearing is August 27, 2009 because it has to go in the paper and then you have seven days after that and the second public hearing you can have three days after the first public hearing. The Mayor set the first Public Hearing on Thursday, August 27, 2009 at 6 pm and the second Public Hearing on Monday, August 31, 2009 at 6 pm. Mayor Pro-Tem Wayne Huffman made the motion to approve. Councilman Neal Smith 2<sup>nd</sup> the motion. All remaining members voted yay. Motion carried.
- I. Discussion and Action concerning clean-up with Kenneth Newton.** City Manager asked Mr. Newton to update the Mayor and City Council on 409 Elm Street. Mr. Newton stated they were scheduled to tear down that house this past Monday. The sister of the owner called last Friday to request if it was possible to go in the house and retrieve some of their personal belongings. Mr. Patchett and Mr. Newton discussed it and gave the family the week of the 10<sup>th</sup> of August to get what they wanted out of the house and they would tear down the house starting on August 17, 2009. Councilman Neal Smith asked about what he came up with on Trinity Discount Tire that they talked about last month. Mr. Newton stated that Trinity Discount Tire began tearing the mobile home down and will continue working on cleaning it up such as getting rid of the mobile home, the old cars and the cars on Windstream's property which is coming along a little bit at a time. Mr. Newton contacted TCEQ and they inspected the dumpsite that is on the north side of town off Hwy 19 just outside the city limits. There is another dumpsite he is working on located on Monica Street which has been growing for several months. Councilman Neal Smith asked about the trailer on Trinlady Park Road and Mr. Newton stated Mr. Short would be moving the trailer outside the city limits. Councilman Neal Smith stated he could take the house on 6<sup>th</sup> Street off of his list that burned down last Friday. Councilman Neal Smith asked if the mobile home

movers are working with him. Mr. Newton stated some are and some aren't but the owners of the mobile homes have been working with him.

**J. Citizens Forum.** No Discussion.

**Executive Session:**

**A. Discussion concerning personnel under Gov. Code 551.074.**

**7. Reconvene in open session:**

**A. Action necessary as a result of Executive Session pending Gov. Code 551.074.**

**8. Adjourn:** Meeting was adjourned at 8:45 PM.

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**Lyle Stubbs**  
**Mayor**

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**Phil Patchett**  
**City Manager**