

**MINUTES OF
BULLARD CITY COUNCIL REGULAR MEETING
FEBRUARY 12, 2019**

A Regular Meeting of the City Council of the City of Bullard, Texas, was held Tuesday, February 12, 2019, 6:00 p.m. at Bullard City Hall, 114 South Phillips, Bullard, Texas, with the following present:

Mayor: Pam Frederick
Mayor Pro Tem: Shirley Coe
Councilmember: Ralph Britt
Councilmember: Mark Anderson
Councilmember: David Rhodes
Councilmember: Bryan Willis

City Manager: Jay Abercrombie
City Attorney: Robert Davis
City Engineer: Brian Capps
Police Chief: Gary Don Lewis
Finance Director: Sonja Richey
Utilities Director: David Hortman
Public Relations Director: Letti Goodrich
City Secretary: Doris Crockett

Meeting Order: Call to Order; Roll Call; Invocation; Pledge to Flag



CITIZEN PARTICIPATION: NONE

**ITEM 1 – CENTERPOINT ENERGY RESOURCES CORP.,
DBA CENTERPOINT ENERGY TEXAS GAS OPERATIONS –
30 YEAR FRANCHISE AGREEMENT WITH SUCCESSIVE
5 YEAR RENEWALS – ORIGINAL JURISDICTION OVER
RATES AND SERVICES SURRENDERED TO RAILROAD
COMMISSION OF TEXAS -APPROVED**

On motion by Councilmember Willis, seconded by Councilmember Anderson and carried unanimously, the City of Bullard adopted the following captioned Ordinance granting a 30 year Franchise Agreement, with successive 5-year renewals, to CenterPoint Energy Resources Corp., dba CenterPoint Energy Texas Gas Operations including payment to the City quarterly a sum of money equal to five percent (5%) of the Company's gross receipts for the preceding calendar quarter received by the Company from the sale of gas within the corporate limits of the City, plus seven cents (7¢) per Mcf for natural gas transported by Company for its Transport Customers during such quarter, and City elects to surrender to the Railroad Commission of Texas the City's exclusive original jurisdiction over the rates, operations and services of the Company:

CITY OF BULLARD ORDINANCE NO. 2019-0212

AN ORDINANCE GRANTING TO CENTERPOINT ENERGY RESOURCES CORP., DBA CENTERPOINT ENERGY TEXAS GAS OPERATIONS, THE RIGHT, PRIVILEGE AND FRANCHISE TO CONSTRUCT, INSTALL, EXTEND, REMOVE, REPLACE, ABANDON, OPERATE AND MAINTAIN ITS FACILITIES WITHIN THE PUBLIC RIGHTS-OF-WAY OF THE CITY OF BULLARD, TEXAS, FOR THE TRANSPORTATION, DELIVERY, SALE AND DISTRIBUTION OF NATURAL GAS; CONTAINING OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

ITEM 2 – AUDIT FOR YEAR ENDING SEPTEMBER 30, 2018, ACCEPTED

On motion by Councilmember Anderson, seconded by Councilmember Rhodes and carried unanimously, the Audit as prepared by Murrey, Paschall & Caperton, P.C. for year ending September 30, 2018, was approved as presented.

ITEM 3– 2017 AUDIT – INVOICE APPROVED

On motion by Councilmember Willis, seconded by Mayor Pro Tem Coe and carried unanimously, the Council approved payment to Murrey, Paschall & Caperton, P.C. in the amount of \$19,750 for preparation of the City of Bullard Audit for the year ended September 30, 2018, and the invoice in the amount of \$4,950 for BEDCO Audit for year ended September 30, 2018, which amounts were approved in contract approved October 4, 2018.

**ITEM 4 – REGULAR COUNCIL MEETING FOR MARCH –
DATE CHANGED TO TUESDAY, MARCH 5, 2019**

On motion by Councilmember Rhodes, seconded by Councilmember Willis and carried unanimously, the date of the March Regular City Council Meeting was changed to Tuesday, March 5, 2019, 6:00 p.m. due to conflict with Public School Spring Break.

**ITEM 5 - PUBLIC HEARING - ANNEXATION PETITION –
JASON CAMPBELL CUSTOM HOMES, 5 LP – 40.655 ACRES –
3.960 ACRES RIGHT OF WAY - RESOLUTION ADOPTED
SETTING PUBLIC HEARINGS**

The Public Hearing was open to discuss a petition received February 1, 2019, from **Jason Campbell Custom Homes, 5LP** for voluntary annexation of 40.655 acres in the Vinson Moore League, Abstract 15, Smith County, Texas, adjacent to and north of FM 344 E., Bullard Texas.

In accordance with Chapter 43 of the Local Government Code the applicant received an offer of a Development Agreement and declined the offer.

The City of Bullard also proposes to include the annexation of a portion of adjacent FM 344 E. right of way containing 3.960 acres.

There was no public comments regarding the petition for annexation.

The Public Hearing was closed.

On motion by Mayor Pro Tem Coe, seconded by Councilmember Willis and carried unanimously, the petition from Jason Campbell Custom Homes 5LP for voluntary annexation of 40.655 acres in the Vinson Moore League, Abstract 15, Smith County, Texas, adjacent to and north of FM 344 E., Bullard Texas, and further include the annexation of a portion of adjacent FM 344 E. right of way containing 3.960 acres and the attached Resolution was adopted as read setting Public Hearings for Tuesday, March 5, 2019, at 6:00 p.m. and 6:30 p.m.: (**Attach Resolution 2019-0212-1**)

**ITEM 6 – TYLER LIVABILITY MAGAZINE -
VOTED TO NOT PURCHASE AN ADVERTISEMENT**

On motion by Councilmember Willis, seconded by Councilmember Britt and carried unanimously, Council voted to not participate this year in an advertisement in the Tyler Livability Magazine.

**ITEM 7 – BULLARD ECONOMIC DEVELOPMENT CORPORATION
(BEDCO) –
APPOINTMENTS AND REAPPOINTMENT TO BOARD OF
DIRECTORS**

On motion by Councilmember Anderson, seconded by Councilmember Rhodes and carried unanimously, Ro Lewinski and Austin Bell were reappointed to the Bullard Economic Development Corporation Board of Directors (BEDCO) for a 2 year term to expire December 2020, and Col. Howard L. Kravetz was appointed for a 2 year term to expire December 2020, to replace Thad Crenshaw.

**ITEM 8 – NEW COMPREHENSIVE 2018-2019 BUDGET DOCUMENT
AVAILABLE ON THE CITY’S WEBSITE**

City Manager Abercrombie gave an overview of the City’s new comprehensive 2018-2019 Budget Document now available on the City’s website. This document gives a closer look at the City’s Budget and breakdown of how revenue is received and expended. He expressed his appreciation to Finance Director Sonja Richey and Public Relations Director Letti Goodrich (and previous Director Chelci Amburgy) for their hard work on compiling the document. This document has been submitted for the Government Finance Officers Association “Distinguished Budget Presentation Award”.

ITEM 9 – CITY’S MyApp – ROLLOUT EXPECTED FEBRUARY 15, 2019

Public Relations Director Letti Goodrich reported to the Council that the official rollout of the City’s new MyApp is expected to be February 15, 2019, and she would be updating the Council next month.

ITEM 10 – 2020 CENSUS – RESOLUTION ADOPTED IN SUPPORT OF THE GOALS AND IDEALS FOR THE CENSUS AND TO DISSEMINATE CENSUS INFORMATION TO ENCOURAGE PARTICIPATION AND ESTABLISHING A COMPLETE COUNT COMMITTEE IN COOPERATION WITH OTHER AGENCIES WITHIN SMITH COUNTY

On motion by Councilmember Willis, seconded by Councilmember Anderson and carried unanimously the following Resolution was adopted resolving to support the goals and ideals for the 2020 Census, disseminate census information to encourage participation, ask affiliates and membership to work together to achieve an accurate and complete count, and to encourage people in our community to participate in events and initiatives that will raise the overall awareness of the 2020 census and increase participation among all populations, and establish a Complete Count Committee in cooperation with all other agencies within Smith County: (**Attach Resolution No. 2019-0212-2**)

ITEM 11 - CITY COUNCIL ELECTION – MAY 4, 2019 – ORDER AND NOTICE OF GENERAL ELECTION ADOPTED

On motion by Councilmember Anderson, seconded by Mayor Pro Tem Coe and carried unanimously, the Council adopted the attached Order and Notice of General Election for May 4, 2019, for the purpose of electing a Mayor and two City Council Members: (**Attach Order and Notice**)

ITEM 12 – JOINT ELECTION AGREEMENT AUTHORIZED – BULLARD INDEPENDENT SCHOOL DISTRICT AND CITY - MAY 4, 2019, GENERAL ELECTION

On motion by Councilmember Willis, seconded by Councilmember Britt and carried unanimously, the Council authorized entering into a Joint Election Agreement with Bullard Independent School District for the May 4, 2019, General Election.

ITEM 13 – INTERLOCAL AGREEMENT WITH SMITH COUNTY – TO CONDUCT GENERAL ELECTION ON MAY 4, 2019

On motion by Councilmember Anderson, seconded by Mayor Pro Tem Coe and carried unanimously, the Council authorized execution of an Interlocal Agreement with Smith County to conduct the General Election on May 4, 2019.

ITEM 14 – ROBERT S. DAVIS – LEGAL SERVICES CONTRACT APPROVED

On motion by Mayor Pro Tem Coe, seconded by Councilmember Willis and carried unanimously, the Council approved a Legal Services Contract with Attorney Robert S. Davis for a flat fee of \$1,200 per month.

ITEM 15 - STAFF REPORTS

The following written monthly reports had been furnished to Council in advance: Building Permits/Code Violations/Warrant Processing; City Manager; City Secretary; Finance; Human Resources; Municipal Court; Police Department; Public Relations/Communications; and Utilities.

Utilities Director Hortman reported that the pump and motor for Well #4 had to be replaced.

Finance Director Richey reviewed the financial report.

On motion by Mayor Pro Tem Coe, seconded by Councilmember Britt and carried unanimously, Staff Reports were approved as presented.

ITEM 16– MINUTES APPROVED – JANUARY 8, 2019

On motion by Councilmember Anderson, seconded by Councilmember Willis and carried unanimously, City Council Minutes for the Regular Meeting January 8, 2019, were approved as presented.

ITEM 17 – EXECUTIVE MEETING – PERSONNEL MATTERS – ANNUAL REVIEW, EVALUATION AND COMPENSATION PACKAGE OF THE CITY MANAGER

The Council convened in Executive Session at 7:26 p.m. in accordance with Texas Government Code, Open Meetings Act, Section 551.074 Personnel Matters; (a) (1) to consider annual review, evaluation and compensation package of the City Manager.

ITEM 18 – RETURN TO OPEN SESSION

Mayor Frederick announced that the Executive Session had concluded and Council reconvened in Open Session at 7:45 p.m. Mayor Frederick announced that no action was taken during the Executive Session.

ITEM 19 - ADJOURNMENT

On motion by Mayor Pro Tem Coe, seconded by Councilmember Britt and carried unanimously, the meeting adjourned at 7:46 p.m.

PAM FREDERICK, MAYOR

A T T E S T:

DORIS CROCKETT, CITY SECRETARY