

STATE OF TEXAS            ))(  
COUNTY OF RUNNELS    ))(  
CITY OF BALLINGER       ))(

On this the 11<sup>th</sup> day of January, 2016 the Ballinger City Council met in regular session at 5:30 p.m., in the Council Chamber of the City Hall located at 700 Railroad Avenue with the following members present:

Sam Mallory	Mayor
Phillip Arp	Commissioner # 1
Darlene Kelly	Commissioner # 2
Jolene McBurney	Commissioner # 3
Absent	Commissioner # 4

City Staff:

Bonita Shields	City Secretary
Bryan Grimes	City Administrator
Ebb Grindstaff	City Attorney
Mark McNulty	Chief of Police
Steve Nixon	Public Works Director
Corey VanZandt	IT Tech

Others present: Becky & Robert Ferguson- **Citizen**.

**CALL TO ORDER:**

Mayor Sam Mallory called the meeting to order at 5:30 p.m.

**PRAYER AND PLEDGE OF ALLEGIANCE:**

Comm. Darlene Kelly was asked to lead the group in a word of prayer and the pledge of allegiance.

**CONSIDER APPROVAL OF MINUTES:**

**Comm. Jolene McBurney** made the motion to approve the minutes of the December 21, 2015 meeting. **Second by Comm. Darlene Kelly** and was unanimously approved.

**VISITORS:**

None

**DISCUSS AND TAKE ACTION ON PRESENTATION FROM BECKY FERGUSON CONCERNING BUILDING PERMITS AND INSPECTIONS:**

Becky Ferguson met with the Council to see if there was any way that the Council would consider having inspections done when people apply for new construction over a specific amount. She told the Council that her ninety-two year old father sold his house and had an addition built onto her house located at 505 Broad Avenue. This addition cost them \$84,000.00 and there still needs to be about \$12,000.00 more work on the house. The a/c unit that was put in does not work and they still have some electrical and plumbing issues that need to be corrected. The contractor has taken all the money for the project and he cannot be found. Mrs. Ferguson told the Council that she understood there is nothing that can be done to help her or her Dad. She would like for the Council to look into this situation to make stricter rules so that no other elderly person in Ballinger is taken advantage of again. After further discussion, **Comm. Phillip Arp** authorized the City Administrator to investigate this matter to see how other cities take of problems like this and see what the City could possibly do to put something in the ordinance to address the issue. **Second by Comm. Jolene McBurney** and was unanimously approved.

**DISCUSS AND CONSIDER AMENDMENTS TO THE DRAFT MODULAR HOME ORDINANCE:**

Bryan Grimes presented the Council with a draft to Section 15 of the Code of Ordinance book to address the definition and guidelines for modular homes. The Council reviewed the draft and felt that it would take care of the issues and concerns about modular home being placed in Ballinger. After discussion **Comm. Phillip Arp** made the motion to accept the amendment to Section 15 of the Ordinance book to add the modular home section. **Second by Comm. Jolene McBurney** and was unanimously approved.

**CONSIDER ALL MATTERS INCIDENT AND RELATED TO APPROVING AND AUTHORIZING PUBLICATION OF NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION, INCLUDING THE ADOPTION OF A RESOLUTION PERTAINING THERETO:**

**Comm. Jolene McBurney** made the motion to pass a resolution approving the authorization publication of notice of intention to issue certificate of obligation. **Second by Darlene Kelly** and was unanimously approved.

**DISCUSS AND CONSIDER A RESOLUTION REGARDING THE FINANCE CONTRACT FOR THE PURPOSE OF PROCURING POLICE VEHICLES:**

**Comm. Phillip Arp** made the motion to pass a resolution to approve a finance contract with Government Capital Corporation for the purchase of two vehicles for the police department. **Second by Comm. Darlene Kelly** and was unanimously approved.

**CONSIDER APPROVAL OF BUILDING PERMITS:**

**Comm. Darlene Kelly** made the motion to approve the following building permits:

**Dennis Strobel-** Add on 85'x96'x13' building- Lot 17-18, Block 5- Original Addition. Located at 610 Hutchings Avenue between 6<sup>th</sup> Street and Broadway \$204,000.00

**Dennis Strobel-** Add on 40'x40'x12' metal building- Lot 5, Block 6- Original Addition. Located at 610 Hutchings Avenue between 6<sup>th</sup> Street and Broadway \$24,000.00

**Wanda & James Templeton-** Add 16'x20'x8' carport- Lots 6-7, Block 14- Bowden Addition. Located at 1200 N. 10<sup>th</sup> Street between Largent and East Avenues \$2,000.00

**Emilio Campos-** 8'x32' front deck with roof- Lot 1-2, Block 6- Guion Addition. Located at 607 N. 14<sup>th</sup> Street between Eubank and Pou Avenues \$500.00

**Mark Schwertner-** 20'x21'9"x9' carport- Lot 7, Block 10- Shell Addition. Located at 1308 Broad Avenue between 13<sup>th</sup> and 14<sup>th</sup> Streets \$800.00

**Buddy's Plant Plus-** add 100'x40'x8' metal building- Part of the Chas. Osgood Survey 364. Located at 2022 Broadway between Conda Avenue and the City Limits line \$20,000.00

**Second by Comm. Jolene McBurney** and was unanimously approved.

**HEAR THE POLICE ACTIVITY MONTHLY REPORT FROM CHIEF MARK MCNULTY:**

Mark presented the Council with the monthly and annual reports. The monthly report showed they had 9 arrests, 72 citations with a yearly average of 103 accidents. The department received a \$2,000 dollar donation that was presented to needy families for Christmas. The Council accepted the report as presented.

**HEAR THE CITY ADMINISTRATOR'S BI-WEEKLY REPORT:**


Bryan presented the Council with the monthly financial report for December 2015. He also presented them with a report for the sales tax. The water department is still working on the water line replacements for 8<sup>th</sup> street and Highway 158. Steve and Carl are getting figures together for the renovation of the building for the police department. The next Council meeting will be February 1, 2016.

**HEAR REQUEST FOR FUTURE AGENDA ITEMS FROM THE COUNCIL:**

None

**ADJOURN:**

**Comm. Jolene McBurney** made the motion to adjourn the meeting at 6:55 p.m. **Second by Comm. Darlene Kelly** and was unanimously approved.

  
\_\_\_\_\_  
Sam Malory  
Mayor

ATTEST:

  
\_\_\_\_\_  
Bonita F. Shields  
City Secretary

STATE OF TEXAS            )( )  
 COUNTY OF RUNNELS       )( )  
 CITY OF BALLINGER        )( )

On this 1<sup>st</sup> the day of February, 2016 the Ballinger City Council met in regular session at 5:30 p.m., in the Council Chamber of the City Hall located at 700 Railroad Avenue with the following members present:

Sam Mallory	Mayor
Absent	Commissioner # 1
Darlene Kelly	Commissioner # 2
Jolene McBurney	Commissioner # 3
Eloyed Fuentes	Commissioner # 4

City Staff:

Bonita Shields	City Secretary
Bryan Grimes	City Administrator
Ebb Grindstaff	City Attorney
Mark McNulty	Chief of Police
Corey Van Zandt	IT Tech

Others present: Leo Smith-HD Supply.

**CALL TO ORDER:**

Mayor Sam Mallory called the meeting to order at 5:30 p.m.

**PRAYER AND PLEDGE OF ALLEGIANCE:**

Comm. Eloyed Fuentes was asked to lead the group in a word of prayer and the pledge of allegiance.

**CONSIDER APPROVAL OF MINUTES:**

Comm. Jolene McBurney made the motion to approve the minutes of the January 11, 2016 meeting, with noted corrections. **Second by Comm. Darlene Kelly** and was unanimously approved.

**VISITORS:**

None

**DISCUSS AND TAKE ACTION TO CONSIDER GRANTNG EXTENDED LEAVE TIME TO SHARON BOWEN:**

Bryan explained to the Council that Sharon Bowen is still having medical problems. She would like to stay with the City until May 2016, but she does not know if her health would allow that. It states in the personnel policy that in the event of an extended illness, and all sick leave and vacation time is used and the employee is unable to resume regular duties, upon the authorization of the City Council, the employee may be granted a leave of absence for a period of thirty days with pay equal to one-half of the amount of regular monthly salary. It was also explained to the Council that the amount of pay has been waived in the past. Sharon has worked for the City for 19 years. City employees would also be willing to donate hours to her if needed. After discussion, **Comm. Jolene McBurney** made the motion to grant Sharon Bowen 30 days extended sick leave at full pay. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**DISCUSS AND TAKE ACTION TO ACCEPT A BID RECEIVED IN THE PROPOSED METER READING SYSTEM:**

Bryan Grimes presented the Council with the following bid tally on the two bids received:

Meter Cost Comparison:

	Badger	Neptune
Bid Price	\$460,395.00	\$643,000.00
Additional Costs	\$ 50,000.00	\$ 50,000.00

Legal, Financial, etc.	\$ 40,000.00	\$ 40,000.00
<b>Total</b>	<b>\$ 550,395.00</b>	<b>\$733,000.00</b>
Total less 30%	\$ 385,276.50	\$513,100.00
<b>Total Debt</b>	<b>\$ 385,276.50</b>	<b>\$513,100.00</b>
<b>Est. Debt Service (Annual)</b>	<b>\$ 43,060.00</b>	<b>\$ 57,346.00</b>
<b>Legacy Cost(Annual)</b>	<b>\$ 64,420. 00</b>	<b>\$ 67,346.00</b>

Bryan explained to the Council that there is a big price difference in the monthly maintenance fee and if that is taken into consideration there is a \$2,926.00 annual difference which would be \$29,260.00 for the ten year life of the meters. He recommended that the Council accept the bid submitted HD Water Supply for the Neptune meter reading system. After discussion, **Comm. Darlene Kelly** made the motion to accept the bid submitted by HD Water Supply, Inc. **Second by Eloyed Fuentes** and was unanimously approved.

**CONSIDER APPROVAL OF BUILDING PERMITS:**

**Comm. Jolene McBurney** made the motion to approve the following building permit:

**Oscar Galindo-** 12'x12' storage room- Lot 4, Block 67- Original Addition. Located at 407 Davis Avenue between S. 5<sup>th</sup> and S 6<sup>th</sup> Streets \$500.00

**Second by Comm. Darlene Kelly** and was unanimously approved.

**HEAR THE POLICE ACTIVITY MONTHLY REPORT FROM CHIEF MARK MCNULTY:**

Mark McNulty presented the Council with the monthly report. The report shows that the number for arrests is down. They had 19 theft cases and 4 assaults. They had to work 1 drug overdose on 7<sup>th</sup> Street. The department worked 82 citations. Chief McNulty reported that he may have to travel to San Antonio to testify in a trial.

**HEAR THE CITY ADMINISTRATOR'S BI-WEEKLY REPORT:**

Bryan Grimes reported that the next meeting needs to be Thursday, February 18, 2016 at 6:00 p.m. The City finally received the \$158,000.00 from the wastewater improvement grant. The revenue is up for both the water/sewer and general funds. The tables for the Lions Club plaza were installed this week. The junk that was on 15<sup>th</sup> in front of Johnny Gaston's has been removed, and Mr. Gaston has been served an order to remove all the junk that he has on City property located in the 200 Block of Davis Avenue by March 7, 2016.

**HEAR REQUEST FOR FUTURE AGENDA ITEMS FROM CITY COUNCIL:**

None

**ADJOURN:**

**Comm. Jolene McBurney** made the motion to adjourn the meeting at 6:35 p.m. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

  
Sam Mallory  
Mayor

ATTEST:

  
Bonita F. Shields  
City Secretary

STATE OF TEXAS            ))(  
COUNTY OF RUNNELS    ))(  
CITY OF BALLINGER       ))(

On this 18<sup>th</sup> the day of February, 2016 the Ballinger City Council met in regular session at 5:30 p.m., in the Council Chamber of the City Hall located at 700 Railroad Avenue with the following members present:

Sam Mallory	Mayor
Phillip Arp	Commissioner # 1
Darlene Kelly	Commissioner # 2
Jolene McBurney	Commissioner # 3
Eloyed Fuentes	Commissioner # 4

City Staff:

Bonita Shields	City Secretary
Bryan Grimes	City Administrator
Ebb Grindstaff	City Attorney
Mark McNulty	Chief of Police

Others present:

**CALL TO ORDER:**

Mayor Sam Mallory called the meeting to order at 5:30 p.m.

**PRAYER AND PLEDGE OF ALLEGIANCE:**

Comm. Jolene McBurney was asked to lead the group in a word of prayer and the pledge of allegiance.

**CONSIDER APPROVAL OF MINUTES:**

Comm. Jolene McBurney made the motion to approve the minutes of the February 1, 2016 meeting, with corrections as noted. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**VISITORS:**

None

**DISCUSS AND TAKE ACTION ON THE AUDIT REPOR FROM RICHARD BOWMAN FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2015:**

The auditor was not present. Comm. Phillip Arp made the motion to table any action on the matter. **Second by Comm. Jolene McBurney** and was unanimously approved.

**CONSIDER ALL MATTERS INCIDENT AND RELATED TO THE ISSUANCE AND SALE OF "CITY OF BALLINGER, TEXAS, TAX AND WATERWORKS AND SEWER SYSTEM SURPLUS REVENUE CERTIFICATE OF OBLIGATION, SERIES 2016", INCLUDING THE ADOPTION OF AN ORDINANCE AUTHORIZING THE ISSUEANCE OF SUCH CERTIFICATES OF OBLIGATION:**

Bryan reported to the Council that this is for the \$605,000 dollar grant for the metering reading system. The term for pay-out of the bonds is ten years with a fixed interest rate of 0.71 attached. He also informed the Council that by converting the bonds from taxable to tax exempt the City will see a \$40,000 savings over the life of the bonds. The first payment will be due December 2016.

Comm. Phillip Arp made the motion to approve the ordinance authorizing the issuance of City of Ballinger Texas, Tax and Waterworks and Sewer System Surplus Revenue Certification of Obligation, Series 2016 bonds for the purchase of water meter reading system. **Second by Comm. Darlene Kelly** and was unanimously approved.

**CONSIDER ALL MATTERS INCIDENT AND RELATED TO APPROVING AND AUTHORIZING THE EXECUTION OF A LOAN FORGIVENESS AGREEMENT WITH THE TEXAS WATER DEVELOPMENT BOARD AND RELATED ESCROW AGREEMENT, INCLUDING THE ADOPTION OF A RESOLUTION PERTAINING THERETO:**

**Comm. Phillip Arp** made the motion to approve a resolution approving and authorizing the execution of a loan forgiveness and agreement with the Texas Water Development Board. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**DISCUSS AND TAKE ACTION ON THE ANNUAL RACIAL PROFILING REPORT FROM CHIEF MARK MCNULTY:**

Mark McNulty presented the Council with the annual racial profiling report for the fiscal year 2015. The Council accepted the report as presented.

**CONSIDER APPROVAL OF BUILDING PERMITS:**

There was a building permit submitted by Stacey Horton to move in a mobile home at 403 S. Woodward. Steve Nixon was not present at the meeting, and the Council had questions that could not be answered. After discussion, **Comm. Eloyed Fuentes** made the motion to table any action on the building permit until the next meeting. **Second by Comm. Jolene McBurney** and was unanimously approved.

**HEAR THE CITY ADMINISTRATOR'S BI-WEEKLY REPORT:**

Bryan reported to the Council that the City finally received funds from the State on the wastewater improvement grant in the amount of \$158,000.00. They were presented with a report showing that the City had received fund from sales tax this month in the amount of \$167,871.72. He had a meeting with the Water Development Board this morning on the bond for the new water metering system. The Board approved the loan. The 30 million PIFF grant application will be prepared this week for presentation to USDA. There is no cost to the City to submit the application.

**HEAR REQUEST FOR FUTURE AGENDA ITEMS FROM CITY COUNCIL:**

Jolene asked who was going to run the swimming pool this summer. Bryan told her that he has been talking to Jeanette Wilson about taking care of the pool. Bryan and Sam attended a school for the chemicals needed for the pool.

**EXECUTIVE SESSION:**

**Comm. Jolene McBurney** made the motion to enter into executive session at 6:25 p.m. as authorized by Texas Government Code, Section 551.071- Consultation with City Attorney- Hear update report on alternative water source. **Second by Comm. Darlene Kelly** and was unanimously approved.


The Council convened in session until 6:54 p.m., and **Comm. Jolene McBurney** made the motion to close the executive session. **Second by Comm. Phillip Arp** and was unanimously approved.

**ACTION FROM EXECUTIVE SESSION:**

None

**ADJOURN:**

**Comm. Jolene McBurney** made the motion to adjourn the meeting at 6:55 p.m. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

  
Sam Mallory  
Mayor

**ATTEST:**

  
Bonita F. Shields  
City Secretary

STATE OF TEXAS            )(  
COUNTY OF RUNNELS    )(  
CITY OF BALLINGER       )(

On this the 7<sup>th</sup> day of March, 2016 the Ballinger City Council met in regular session at 5:30 p.m., in the Council Chamber of the City Hall located at 700 Railroad Avenue with the following members present:

Sam Mallory	Mayor
Phillip Arp	Commissioner # 1
Darlene Kelly	Commissioner # 2
Jolene McBurney	Commissioner # 3
Eloyed Fuentes	Commissioner # 4

City Staff:

Bonita Shields	City Secretary
Bryan Grimes	City Administrator
Ebb Grindstaff	City Attorney
Mark McNulty	Chief of Police

Others present: None

**CALL TO ORDER:**

Mayor Sam Mallory called the meeting to order at 5:30 p.m.

**PRAYER AND PLEDGE OF ALLEGIANCE:**

Comm. Phillip Arp was asked to lead the group in a word of prayer and the pledge of allegiance.

**CONSIDER APPROVAL OF MINUTES:**

Comm. Jolene McBurney made the motion to approve the minutes of the February 18, 2016 meeting, with noted corrections. **Second by Comm. Darlene Kelly** and was unanimously approved.

**VISITORS:**

None

**DISCUSS AND TAKE ACTION TO AUTHORIZE THE MAYOR TO SIGN USDA APPLICATION FOR PHANTHOM WATER PTOJECT AND OTHER RELATED STUDIES:**

Bryan pointed out to the Council that this is the application that will be submitted to USDA. The application shows that Lake Ballinger will be dry in six months if additional runoff is not received and the City's secondary source, Lake Ivie, is also low. The application shows the other alternatives that the City has explored. The application shows to be a \$30 million dollar project which includes \$16,195,600 for construction cost, \$1,504,400 for contingencies and \$12,300,000 for non-construction costs. The City has purchased senior water rights from the City of Clyde and now need a pipeline to get the water to Ballinger. After discussion of the project, **Comm. Phillip Arp** made the motion to authorize the Mayor to sign the application to be submitted to USDA for a 30 million dollar. **Second by Comm. Jolene McBurney** and was unanimously approved.

**DISCUSS AND CONISDER RESOLUTION TO WAIVE THE TAXES ON LOT 6, PART OF LOT 7, BLOCK 4- CAMERON SUBDIVISION OF WEST END LOCATED AT 701 BROAD AVENUE:**

**Comm. Phillip Arp** made the motion to waive the delinquent taxes owned on property located at 701 Broad Avenue with the legal description of Lot 6, Part of Lot 7-Block 4 of the Cameron Subdivision of West End. **Second by Comm. Eloyed Fuentes** and was unanimously approved.



**OPEN AND CONSIDER BIDS RECEIVED ON THE SALE OF LOT 6, PART OF LOT 7- BLOCK 4 OF THE CAMERON SUBDIVISION OF WEST END LOCATED AT 8701 BROAD AVENUE:**

**Comm. Jolene McBurney** made the motion to accept the bid of \$1,000.00 from James and Jan Baker for Lot 6, Part of Lot 7, Block 4- Cameron Subdivision of West End. **Second by Comm. Darlene Kelly** and was unanimously approved.

**CONSIDER APPROVAL OF BUILDING PERMITS:**

**Comm. Phillip Arp** made the motion to approve the following building permits:

**Victor & Sylvia Amezcua-** 106'X129' food – Lots 24-27, Block 6- Original Addition. Located at 108 N. Broadway between Railroad and Hutchings Avenues \$1,000.00

**Robert Escobar-** 24'x14'x10' metal carport-Lot 8, Block 5- Miller Addition. Located at 604 N. 11<sup>th</sup> Street between Eubank and Pou Avenues \$1,000.00

**Second by Comm. Eloyed Fuentes** and was unanimously approved.

Stacey Horton is requesting to move a mobile home in at 403 S. Woodward and this property is located in the floodplain zone. After discussion, **Comm. Eloyed Fuentes** made the motion to have the building permit submitted by Stacey Horton presented to the Planning & Zoning Board for their consideration of a variance. **Second by Comm. Jolene McBurney** and was unanimously approved.

**HEAR THE POLICE ACTIVITY MONTHLY REPORT FROM CHIEF MARK MCNULTY:**

Mark McNulty reported that the department worked 18 arrests, 13 accidents and wrote 46 reports. The calls for family violence were down this month. The municipal court collected \$10, 318.50 in court fines this month. The department has been receiving a lot of calls from residents complaining about receiving calls from IRS scammers. He explained to the Council that they advise the residents to be careful about giving out their personal information because there is nothing that the police department can do because usually the phone numbers are untraceable. The Council accepted the report as presented.

**HEAR THE CITY ADMINISTRATOR'S BI-WEEKLY REPORT:**

Bryan presented the Council with the financial statement for February 2016. The financial statement shows that the City received the \$158,000 from the State on the wastewater project. We also received large amounts from sales tax and property tax payments. The City's financial position is in good shape at this time. He has made plans for Darlene Kelly, Phillip Arp and his self to fly to Washington DC on March 22 to present the application to USDA for the proposed Fort Phantom project. They will come back to Ballinger on th 23<sup>rd</sup> after the meeting. Bryan also gave the Council information showing that the City of Stamford had recently received nearly \$20 million in financial assistance from the Texas Water Development Board.

**HEAR REQUEST FOR FUTURE AGENDA ITEMS FROM THE COUNCIL:**

The Council agreed to have the next meeting on March 21, 2016 at 12:00 p.m.

**EXECUTIVE SESSION:**

**Comm. Darlene Kelly** made the motion to enter into executive session at 6:17 p.m. as authorized by Texas Government Code, Section 551.071 Consultation with City Attorney to hear update on alternative water resources. **Second by Comm. Eloyed Fuentes** and was unanimously approved.


The Council convened in session until 6:40 p.m., and **Comm. Jolene McBurney** made the motion to close the executive session. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**ACTION FROM EXECUTIVE SESSION:**

None

**ADJOURN:**

**Comm. Jolene McBurney** made the motion to adjourn the meeting at 6:47 p.m. **Second by Comm. Phillip Arp** and was unanimously approved.

  
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Sam Mallory  
Mayor

ATTEST:

  
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Bonita F. Shields  
City Secretary



STATE OF TEXAS            )(  
COUNTY OF RUNNELS    )(  
CITY OF BALLINGER        )(

On this the 21<sup>st</sup> day of March, 2016 the Ballinger City Council met in regular session at 12:00 p.m., in the Council Chamber of the City Hall located at 700 Railroad Avenue with the following members present:

Absent	Mayor
Phillip Arp	Commissioner # 1
Darlene Kelly	Commissioner # 2
Jolene McBurney	Mayor Pro-tem
Eloyed Fuentes	Commissioner # 4

City Staff:

Bonita Shields	City Secretary
Bryan Grimes	City Administrator
Ebb Grindstaff	City Attorney
Mark McNulty	Chief of Police

**Others present:** Lucinda Hawkins- **Ballinger Ledger.**

**CALL TO ORDER:**

Mayor Pro-tem Darlene Kelly called the meeting to order at 12:06 p.m.

**PRAYER AND PLEDGE OF ALLEGIANCE:**

Comm. Jolene McBurney was asked to lead the group in a word of prayer and the pledge of allegiance.

**CONSIDER APPROVAL OF MINUTES:**

Comm. Jolene McBurney made the motion to approve the minutes of the March 7, 2016 meeting, with noted corrections. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**VISITORS:**

None

**DISCUSS AND TAKE ACTION ON THE REQUEST OF TOMMY HARRELL TO PURCHASE TWO ALLEYS ADJOINING HIS PROPERTY LOCATED IN BLOCKS 5 AND 8- SUNNYSIDE ADDITON:**

These two alleys have not been used by the City for years. Mr. Harrell contacted the City about purchasing this property since he has been using it for his garden. The City staff does not feel that that the City will ever need the property. After discussion, **Comm. Phillip Arp** made the motion to authorize City Attorney, Ebb Grindstaff to draw up the necessary paper to sale the two alleys located between Blocks 5 and 8 of the Sunnyside addition to Tommy Harrell. **Second by Comm. Jolene McBurney** and was unanimously approved.

**DISCUSS AND CONSIDER THE RECOMMENDATION OF THE PLANNING & ZONING BOARD TO APPROVE THE VARIANCE REQUEST OF STACY HORTON TO MOVE IN A TRAILER AT 403 S. WOODWARD AVENUE:**

The Planning and Zoning board met to consider this variance request. It was explained to Mrs. Horton that the property was located in the floodplain zone of Ballinger. Mrs. Horton agreed to sign off on the clause that the City will not be held liable for any damages from flooding. After discussion, **Comm. Phillip Arp** made the motion to accept the recommendation of the Planning & Zoning board to grant the variance request of Stacy Horton as presented. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**CONSIDER APPROVAL OF BUILDING PERMITS:**

**Comm. Eloyed Fuentes** made the motion to approve the following building permits:

**Stacy Horton**- Move in trailer- Lot 9, Block 7- Sunnyside Addition. Located at 403 S. Woodward Avenue between Maple Street and city limit line \$7,200.00  
**Second by Comm. Jolene McBurney** and was unanimously approved.

**HEAR THE CITY ADMINISTRATOR'S BI-WEEKLY REPORT:**

Bryan reported to the Council that the Texas Water Development Board will close on the bonds for the water meter reading system on April 1, 2016. There will be a pre-construction meeting on April 11, 2016 to kick off the water meter reading project. Bryan told the Council that he did not think it was necessary to hire an engineer for this project at the cost of \$20,000-\$30,000. He feels that Clyde Kresta as the knowledge to oversee the project.

The water replacement project on Highway 158 is still in progress and coming along good.

Janet Wilson has agreed to be the pool manger and run the swimming pool for this year.

**HEAR REQUEST FOR FUTURE AGENDA ITEMS FROM THE COUNCIL:**

**Comm. Jolene McBurney** asked if Bryan would check to see if the boundary line could be painted on the basketball court and maybe some type of net be put on the goals.

**EXECUTIVE SESSION:**

**Comm. Phillip Arp** made the motion to enter into executive session at p.m. as authorized by Texas Government Code, Section 551.071 Consultation with City Attorney to hear update on alternative water resources. **Second by Comm. Jolene McBurney** and was unanimously approved.

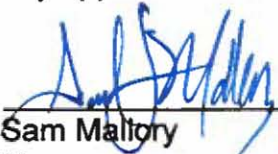
The Council convened in session until 12:48 p.m., and **Comm. Jolene McBurney** made the motion to close the executive session. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**ACTION FROM EXECUTIVE SESSION:**

None

**ADJOURN:**

**Comm. Jolene McBurney** made the motion to adjourn the meeting at 12:49 p.m. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

  
 Sam Mallory  
 Mayor

ATTEST:

  
 Bonita F. Shields  
 City Secretary

STATE OF TEXAS            )(  
COUNTY OF RUNNELS    )(  
CITY OF BALLINGER        )(

On this the 4<sup>th</sup> day of April, 2016 the Ballinger City Council met in regular session at 5:30 p.m., in the Council Chamber of the City Hall located at 700 Railroad Avenue with the following members present:

Sam Mallory	Mayor
Phillip Arp	Commissioner # 1
Darlene Kelly	Commissioner # 2
Jolene McBurney	Commissioner # 3
Eloyed Fuentes	Commissioner # 4

City Staff:

Bonita Shields	City Secretary
Bryan Grimes	City Administrator
Ebb Grindstaff	City Attorney
Mark McNulty	Chief of Police

Others present: Tammie Virden- **Chamber of Commerce.**

**CALL TO ORDER:**

Mayor Sam Mallory called the meeting to order at 5:31 p.m.

**PRAYER AND PLEDGE OF ALLEGIANCE:**

Comm. Darlene Kelly was asked to lead the group in a word of prayer and the pledge of allegiance.

**CONSIDER APPROVAL OF MINUTES:**

Comm. Jolene McBurney made the motion to approve the minutes of the March 21, 2016 meeting, with noted corrections. **Second by Comm. Darlene Kelly and was unanimously approved.**

**VISITORS:** None

**DISCUSS AND TAKE ACTION ON THE PRESENTATION FROM STAN BICKEL:**

Comm. Jolene McBurney made the motion to table this item since Mr. Bickel did not attend the meeting. **Second by Eloyed Fuentes and was unanimously approved.**

**DISCUSS AND TAKE ACTION TO CONSIDER THE REQUEST TO INSTALL A STREET LIGHT ON THE CORNER OF COUNTRY CLUB AND 7<sup>TH</sup> STREET:**

The City staff received a request for a street light to be installed on the corner of 7<sup>th</sup> Street and Country Club. They were told that there is increased walking traffic in this area and the corner is very dark. Mark reported that the police department did a survey of the area and a street light is needed. After discussion, **Comm. Darlene Kelly** made the motion to authorize a street light to be installed at the corner of 7<sup>th</sup> Street and Country Club. **Second by Comm. Eloyed Fuentes and was unanimously approved.**

**DISCUSS AND TAKE ACTION ON A REQUEST FROM ZAKK OTTMERS, KENZIE ARROTT AND TAMMIE VIRDEN TO MAKE IMPROVEMENTS TO THE PIONEER PLAZA FOR A LEADERSHIP PROJECT:**

Tammie Virden met with the Council and stated that the students could not be present at the meeting. They did meet with the City park board and discussed the improvement that they would like to make at the plaza located South 7<sup>th</sup> Street. The Park Board approved their plans. They plan to repaint the mural on the

Willingham building, line the bottom of the foundation with stone rock, plant shrubs around the gazebo, repair the wood trimming on the gazebo, re-wire the lighting, replace the benches, place nice trash receptacles, and clean up and trim the greenery. The project would be no cost to the City. The funds would be raised through fund raisers. After discussion, **Comm. Jolene McBurney** made the motion to approve the request as presented for Zakk Ottmers and Kenize Arrott to make improvements to the plaza. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**DISCUSS AND TAKE ACTION TO AUTHORIZE PERMISSION FOR THE CHAMBER OF COMMERCE TO HAVE A PARADE FOR THE TEXAS STATE FESTIVAL OF ETHNIC CULTURES ON APRIL 23, 2016 AT 10:00 A.M.:**

**Comm. Phillip Arp** made the motion to approve to resolution authorizing the Chamber of Commerce to have a parade on April 23, 2016. **Second by Comm. Jolene McBurney** and was unanimously approved.

**CONSIDER APPROVAL OF BUILDING PERMITS:**

**Comm. Darlene Kelly** made the motion to approve the following building permits:

**Jennie Fulton**- Cover for trailer house- Lot 6, Block 7- Guion Addition. Located at 505 N. 13<sup>th</sup> Street between Eubank and Philips Avenue \$1,500.00

**Second by Comm. Phillip Arp** and was unanimously approved.

**HEAR THE POLCE ACTIVITY MONTHLY REPORT FROM CHIEF MARK MCNULTY:**

Mark reported that March was a peaceful month. They had 8 arrest, 30 reports and 80 citations. The Council accepted the report as presented.

**HEAR THE CITY ADMINISTRATOR'S BI-WEEKLY REPORT:**

Bryan reported to the Council that he is talking to an electrical provider for the City. The current contract will expire in 2018. He will be meeting with Runnels County Commissioners about the paving project for this year. The preconstruction meting for the water meter reading project will be April 11, 2016.

**HEAR REQUEST FOR FUTURE AGENDA ITEMS FROM THE COUNCIL:**

The Council discussed scheduling a clean-up for the City in the fall.

**EXECUTIVE SESSION:**

**Comm. Eloyed Fuentes** made the motion to enter into executive session at 6:06 p.m. as authorized by Texas Government Code, Section 551.071 Consultation with City Attorney to hear update on alternative water resources. **Second by Comm. Darlene Kelly** and was unanimously approved.

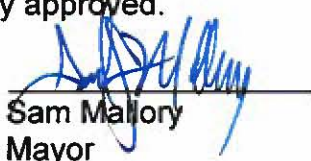
The Council convened in session until 6:26 p.m., and **Comm. Jolene McBurney** made the motion to close the executive session. **Second by Comm. Darlene Kelly** and was unanimously approved.

**ACTION FROM EXECUTIVE SESSION:**

None

**ADJOURN:**

**Comm. Phillip Arp** made the motion to adjourn the meeting at 6:27 p.m. **Second by Comm. Jolene McBurney** and was unanimously approved.

  
Sam Mallory  
Mayor

**ATTEST:**

  
Bonita F. Shields  
City Secretary

STATE OF TEXAS            )( )  
COUNTY OF RUNNELS    )( )  
CITY OF BALLINGER       )( )

On this the 18<sup>th</sup> day of April, 2016 the Ballinger City Council met in regular session at 5:30 p.m., in the Council Chamber of the City Hall located at 700 Railroad Avenue with the following members present:

Sam Mallory	Mayor
Absent	Commissioner # 1
Darlene Kelly	Commissioner # 2
Jolene McBurney	Commissioner # 3
Eloyed Fuentes	Commissioner # 4

**City Staff:**

Bonita Shields	City Secretary
Bryan Grimes	City Administrator
Ebb Grindstaff	City Attorney
Mark McNulty	Chief of Police

Others present: Robert Moore, R.J.Laird, Fallen Busenlehner, Justin Busenlehner, Kathy Proehl, Robert Proehl and Ellen McKinnon. Tamara Moore, Toby Moore, Roxanne Bowman- **Citizens.**

**CALL TO ORDER:**

Mayor Sam Mallory called the meeting to order at 5:30 p.m.

**PRAYER AND PLEDGE OF ALLEGIANCE:**

Comm. Eloyed Fuentes was asked to lead the group in a word of prayer and the pledge of allegiance.

**CONSIDER APPROVAL OF MINUTES:**

**Comm. Jolene McBurney** made the motion to approve the minutes of the April 4, 2016 meeting, with noted corrections. **Second by Comm. Darlene Kelly** and was unanimously approved.

**VISITORS:**

None

**REMOVE FROM THE TABLE AND CONSIDER THE PRESENTATION FROM STAN BICKEL:**

No action taken. Mr. Bickel did not show up.

**DISCUSS AND TAKE ACTION ON PROPERTY LOCATED AT 708 N 8<sup>TH</sup> STREET:**

Several residents in the neighborhood met with the Council concerning the condition of the house located at 708 N. 8<sup>th</sup> Street. They showed the Council pictures of the house to show its condition. There is exposed wiring on the outside of the house, and a hole on the side of the house. The kitchen sink is not properly connected to the sewer main and black water is being drained on the yard, which sometimes goes under the house or into the neighbor's property. The house has three layers of shingles. There are holes in the floors. No one lives in the house but the electricity is still connected. The next door neighbor is scared of a fire starting since the wiring conditions are so bad. One of the neighbors has taken care of the yard for years to keep the property from growing up with weeds. After discussion, **Comm. Darlene Kelly** made the motion to authorize the City staff to start the condemnation process on this property. **Second by Comm. Jolene McBurney** and was unanimously approved.

**DISCUSS AND TAKE ACTION TO PLACE A STREET LIGHT IN THE ALLEY IN THE 1000 BLOCK OF HUTCHINGS AVENUE BETWEEN S 10<sup>TH</sup> AND S 11<sup>TH</sup> STREETS:**

Bryan reported to the Council that he did not survey the area and does not have any information to present. After discussion, **Comm. Darlene Kelly** made the motion to table the issue for further investigation. **Second by Comm. Jolene McBurney** and was unanimously approved.

**CONSIDER APPROVAL OF BUILDING PERMITS:**

**Comm. Eloyed Fuentes** made the motion to approve the following building permits:

**Diana Rozmen-** 12'x16'x10' storage shed- Lot 5, Block 8-Bowden Addition. Located at 1001 N. 8<sup>th</sup> Street between Sharp and Sargent Avenues \$4,500.00

**Robert Cornelius-** 20'x10'x8' carport- Lot 8, Block 121- First Railroad Addition. Located at 504 Broadway between Bonsall and Fields Avenues \$ 800.00

**Second by Comm. Jolene McBurney** and was unanimously approved.

**HEAR THE CITY ADMINISTRATOR'S BI-WEEKLY REPORT:**

Steve Nixon presented the Council with a copy of an ordinance from the City of Bronte concerning the requirements for mobile homes and the age of mobile homes. He feels that the City should consider a similar ordinance to help control people bringing older mobile homes into town. Bryan reported to the Council

**HEAR REQUEST FOR FUTURE AGENDA ITEMS FROM THE COUNCIL:**

The Council requested an update report on the previous condemned structures.

**EXECUTIVE SESSION:**

**Comm. Jolene McBurney** made the motion to enter into executive session at p.m. as authorized by Texas Government Code, Section 551.071 Consultation with City Attorney to hear update on alternative water resources. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

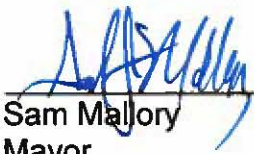
The Council convened in session until 6:51 p.m., and **Comm. Jolene McBurney** made the motion to close the executive session. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**ACTION FROM EXECUTIVE SESSION:**

None

**ADJOURN:**

**Comm. Darlene Kelly** made the motion to adjourn the meeting at 6:52 p.m. **Second by Comm. Jolene McBurney** and was unanimously approved.

  
\_\_\_\_\_  
Sam Maljory  
Mayor

ATTEST:

  
Bonita F. Shields  
City Secretary



STATE OF TEXAS            ))(  
COUNTY OF RUNNELS    ))(  
CITY OF BALLINGER       ))(

On this the 2nd day of May, 2016 the Ballinger City Council met in regular session at 12:00 p.m., in the Council Chamber of the City Hall located at 700 Railroad Avenue with the following members present:

Sam Mallory	Mayor
Phillip Arp	Commissioner # 1
Darlene Kelly	Commissioner # 2
Jolene McBurney	Commissioner # 3
Eloyed Fuentes	Commissioner # 4

City Staff:

Bonita Shields	City Secretary
Bryan Grimes	City Administrator
Ebb Grindstaff	City Attorney
Stanley Maresch	Police Sargent
Steve Nixon	Public Works Director

Others present: Betty Rodriquez- **Ballinger Youth Baseball Association**,  
Celinda Hawkins- **Ballinger Ledger**.

**CALL TO ORDER:**

Mayor Sam Mallory called the meeting to order at 12:08 p.m.

**PRAYER AND PLEDGE OF ALLEGIANCE:**

Comm. Darlene Kelly was asked to lead the group in a word of prayer and the pledge of allegiance.

**CONSIDER APPROVAL OF MINUTES:**

Comm. Jolene McBurney made the motion to approve the minutes of the April 18, 2016 meeting, with noted corrections. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**VISITORS:**

None

**DISCUSS AND TAKE ACTION ON A REQUEST FROM THE BALLINGER YOUTH BASEBALL ASSOCIATION:**

Stan Maresch and Betty Rodriquez met with the Council to request the authority to block off the 1000 block of Avenue B on the weekend of July 21, 2016. Ballinger is hosting a U9 baseball tournament with nine to twelve teams to participate. They are planning to charge each team an entry fee, but if that does not work out they would like to be able to block off Avenue B to allow them to charge a gate fee to help with expenses. They also request that the City help with furnishing barricades for this event. After further discussion, **Comm. Phillip Arp** made the motion to grant the request to allow the blocking off of the 1000 block Avenue B and use of City's barricades for a U9 baseball tournament. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**DISCUSS AND TAKE ACTION TO ESTBALISH A SCHEDULE OF FEES FOR CITY SERVICES:**

Jolene McBurney made the motion to table this issue until the next meeting because the information was not ready to be presented to the Council. **Second by Comm. Darlene Kelly** and was unanimously approved.

**REMOVE FROM THE TABLE AND DISCUSS THE INSTALLATION REQUEST FOR A STREET LIGHT IN THE ALLEY BETWEEN HUTCHING AND STORNG AVENUE IN THE 1000 BLOCK:**

Bryan reported to the Council that he looked at this area on Friday night and it is pretty dark in this area and a street light would be beneficial since this area is

close to the hotel. After discussion, **Comm. Phillip Arp** made the motion to authorize the installation of a street in the alley of the 1000 block of between Hutchings and Strong Avenues. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**DISCUSS AND TAKE ACTION ON THE UPDATED REPORT FROM STEVE NIXON ON THE STATUS OF STRUCTURES THAT HAVE BEEN CONDEMNED:**

Steve Nixon presented the Council with a list of eight structures that need to be demolished. They include Thomas Rico- 608 N. 16<sup>th</sup>, Genaro & Alberta Garcia- 1109 Broadway, Industrial Development Board- 102 S. Woodward, James & Eva Keefer- 905 N. 14<sup>th</sup> Street, Judy Dean- , 307 Strong Avenue, 306 Strong Avenue and 301-303 Strong Avenue. The City will have to lease an excavator to tear the structures down. A lien will be placed on the properties for the time use to demolish and clean up the property. The staff will get a schedule put together and start the demolition project.

**CONSIDER APPROVAL OF BUILDING PERMITS:**

**Comm. Jolene McBurney** made the motion to approve the following building permits:

**Javier (Harvey) Esquivel-** 20'x20'x12' metal carport- Lots 11-12, Block 3- Reeds Subdivision of West End. Located at 1401 N. 7<sup>th</sup> Street between East and Broad Avenues \$700.00

**Peggy Moreland-** 12'26'x26' carport cover- Part of the JM Caldwell Survey 367, Abstract 71. Located at 1004 Murrell Avenue between 10<sup>th</sup> and 11<sup>th</sup> Streets \$700.00

**Second by Comm. Eloyed Fuentes** and was unanimously approved.

**DISCUSS AND TAKE ACTION TO NOMOINATE SOMEONE TO FILL A VACANCY ON THE RUNNELS COUNTY APPROAISAL DISTRICT BOARD OF DIRECTORS:**

**Comm. Phillip Arp** made the motion to nominate Larry Reagan to fill a vacancy on the board for the Runnels County Appraisal District. **Second by Comm. Darlene Kelly** and was unanimously approved.

**HEAR THE POLICE ACTIVITY REPORT FROM CHIEF MARK MCNULTY:**

Stanley Maresch presented the Council with the monthly police activity report. He told the Council that the month was slow. The department wrote 30 reports. They picked up the new patrol car that was paid for with grant funds. The Council accepted the report as presented.

**HEAR THE CITY ADMINISTRATOR'S BI-WEEKLY REPORT:**


Bryan reported to the Council that the new brush disposal fee is generating \$2,200 in monthly revenue. They have looked at a new brush truck in Amarillo, Texas that will cost approximately \$122,000.00. The old brush truck is worn out and to make all the repairs that it needs will cost around \$80,000.00. He reminded the Council of the public hearing scheduled at 5:00 p.m. today at city hall.

**HEAR REQUEST FOR FUTURE AGENDA ITEMS FROM THE COUNCIL:**

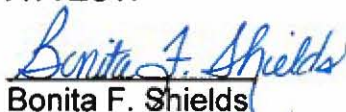
Review the game room ordinance.

**ADJOURN:**

**Comm. Darlene Kelly** made the motion to adjourn the meeting at 7:30 p.m. **Second by Comm.** and was unanimously approved.

  
Sam Mallory  
Mayor

ATTEST:

  
Bonita F. Shields  
City Secretary

STATE OF TEXAS            )(  
COUNTY OF RUNNELS    )(  
CITY OF BALLINGER       )(

On this the 16<sup>th</sup> day of May, 2016 the Ballinger City Council met in regular session at 12:00 p.m., in the Council Chamber of the City Hall located at 700 Railroad Avenue with the following members present:

Sam Mallory	Mayor
Phillip Arp	Commissioner # 1
Darlene Kelly	Commissioner # 2
Absent	Commissioner # 3
Eloyed Fuentes	Commissioner # 4

City Staff:

Bonita Shields	City Secretary
Bryan Grimes	City Administrator
Absent	City Attorney
Mark McNulty	Chief of Police

Others present: Richard Bowman- Auditor, Tammie Virden- Chamber of Commerce.

**CALL TO ORDER:**

Mayor Sam Mallory called the meeting to order at 12:06 p.m.

**PRAYER AND PLEDGE OF ALLEGIANCE:**

Comm. Phillip Arp was asked to lead the group in a word of prayer and the pledge of allegiance.

**CONSIDER APPROVAL OF MINUTES:**

Comm. Darlene Kelly made the motion to approve the minutes of the May 2, 2016 meeting. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**VISITORS:**

None

**HEAR THE ANNUAL AUDIT REPORT FROM RICHARD BOWMAN FOR THE FISCAL YEAR ENDING SEPTEMBER, 2015:**

Mr. Bowman presented the Council with the audit report for the fiscal year ending September 30, 2015. He pointed out that the fund balances were extremely low at year end. He also told the Council that it was their responsibility to make sure that the budget amendments are made on a regular basis. He suggested that the budget be reviewed quarterly for needed adjustments. After review, **Comm. Phillip Arp** made the motion to accept the audit as presented. **Second by Comm. Darlene Kelly** and was unanimously approved.

**DISCUSS AND TAKE ACTION TO CONSIDER THE REQUEST OF THE CHAMBER OF COMMERCE TO USE THE CITY PARK FOR THE ANNUAL BALLINGER BIRTHDAY CELEBRATION AND LASER SHOW ON JUNE 25, 2016:**

**Comm. Phillip Arp** made the motion to approve the request of the Chamber of Commerce to use the city park for the annual Ballinger's birthday celebration and laser show on June 25, 2016. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**DISCUSS AND TAKE ACTION ON THE OPERATION OF THE PUTT-PUTT GOLF IN THE CITY PARK:**

**Comm. Phillip Arp** made the motion to take back the operation of the putt-putt golf from Hubert Barrow, and negotiate with Mr. Barrow for the purchase of

his equipment. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**REMOVE FROM THE TABLE TO DISCUSS AND TAKE ACTION TO ESTABLISH A SCHEDULE OF FEES FOR CITY SERVICES:**

A list of the following service fee was discussed by the City Council;  
**EQUIPMNT/SERVICE FEE SCHEDULE**  
**EFFECTIVE JUNE 2016**

<u>Equipment/Service</u>	<u>Cost</u>
Zipper (Road Construction)	\$300/HR
Loader (For Zipper)	\$100/HR
Storage of Emulsion	Cost Plus 15%
Water (Road Construction)	\$15/1000 gallons
Storage of Fab-Tek Lift (Genie Lift)	\$500 per year
Hoe Ram (Backhoe)	\$100/HR
Tractor/Shredder	\$150/HR
Storage of Material (Airport)	\$500/YEAR
Labor	Cost
Bulldozer	\$100/HR
Asphalt Distributor	\$200/HR
Chip Spreader (w/Dump Truck)	\$90/HR
Haul Truck/20 Yard Dump Trailer	\$100/HR

After discussion, **Comm. Phillip Arp** made the motion to approve the fee schedule as presented, effective June 1, 2016. **Second by Comm. Darlene Kelly** and was unanimously approved.

**CONSIDER APPROVAL OF BUILDING PERMITS:**

**Comm. Darlene Kelly** made the motion to approve the following building permit.

- Robert Lung-** Remodel-Part of Lot 12, Block 2- College Heights Addition. Located at 709 N 8<sup>th</sup> Street between Eubank and Harris Avenues \$5,000.00
- Tracy Cole-** metal carport- Lot 9, Block 1- Reeds Addition. Located at 1407 N. 5<sup>th</sup> between East and Broad Avenues \$795.00

**Second by Comm. Eloyed Fuentes** and was unanimously approved

**HEAR THE CITY ADMINISTRATOR'S BI-WEEKLY REPORT:**

Bryan reported that the lake level was up to 35% and water is still flowing into the old lake. The swimming pool will open on May 31, 2016 with Janet Wilson as the pool manager. Texas Water Development has all the documents that they need to reimburse the City the funds spent on the alternative water resource project. The staff will be installing a security camera at the pool.

**HEAR REQUEST FOR FUTURE AGENDA ITEMS FROM CITY COUNCIL:**

None

**ADJOURN:**

**Comm. Eloyed Fuentes** made the motion to adjourn the meeting at 1:35 p.m. **Second by Comm. Darlene Kelly** and was unanimously approved.

  
 \_\_\_\_\_  
 Sam Mallory  
 Mayor

**ATTEST:**

  
 \_\_\_\_\_  
 Bonita F. Shields  
 City Secretary

STATE OF TEXAS            )(  
COUNTY OF RUNNELS    )(  
CITY OF BALLINGER        )(

On this the day 6<sup>th</sup> of June, 2016 the Ballinger City Council met in regular session at 5:30 p.m., in the Council Chamber of the City Hall located at 700 Railroad Avenue with the following members present:

Sam Mallory	Mayor
Phillip Arp	Commissioner # 1
Darlene Kelly	Commissioner # 2
Jolene McBurney	Commissioner # 3
Absent	Commissioner # 4

City Staff:

Absent	City Secretary
Bryan Grimes	City Manager
Ebb Grindstaff	City Attorney
Mark McNulty	Chief of Police
Steve Nixon	Code Enforcement/Public Works
Corey Van Zandt	IT Tech
Debby Legg	Assistant City Secretary

Others present: Tommy Montgomery-Citizen.

**CALL TO ORDER:**

**Mayor Sam Mallory** called the meeting to order at 5:30 p.m.

**PRAYER AND PLEDGE OF ALLEGIANCE:**

**Comm. Darlene Kelly** was asked to lead the group in a word of prayer and the pledge of allegiance.

**CONSIDER APPROVAL OF MINUTES:**

**Comm. Jolene McBurney** made the motion to approve the minutes of the May 16<sup>th</sup>, 2016 meeting with noted corrections. **Second by Comm. Darlene Kelly** and was unanimously approved.

**VISITOR:**

Tommy Montgomery was asked to speak and told of his plan to work on his building at 908 Hutchings Avenue. Steve Nixon had sent him a letter that we were going ahead with condemnation plan. He had sent **Code Enforcer Steve Nixon** a return letter that he had been working on it on weekends due to he had a full time job. He also brought a picture of the work he had done and copy of the letter and for the Mayor. He has put up the first section of C Purlin. The Mayor asked Mr. Montgomery to keep in touch with the City Council on quarterly basis and let them know the progress with pictures and letters. Steve asked that we put the Condemnation on the agenda for the next meeting to set guidelines for the future or take off the list.

**DISCUSS AND TAKE ACTION ON A NEW BRUSH TRUCK THROUGH GOVERNMENT CAPITAL:**

Bryan discussed that the bid was out of Amarillo and was good for 2 weeks. The annual payment will be \$19,000.00 which is less than the approximate \$22,000.00 we are getting from the \$2.50 fee monthly we started in January 2016. It should be small enough to go down the alleys, something we can't do with the current truck. **Comm. Phillip Arp** made the motion for Mayor to sign the Resolution to finance the new Brush Truck. **Second by Comm. Jolene McBurney** and was unanimously approved.

**DISCUSS AND TAKE ACTION ON AMENDING WATER RESTRICTIONS:**

Bryan reported to City Council that the new lake was at 57% with water still flowing into it and old lake was at 100%. Lake Ivie was at 22.3%. We are in Stage 2 now. We will lose 3% to evaporation in the hot weather. This will be a short time amendment, only thru the end of September or vote on a time frame. Bryan would like us to:

1. All customers can water 3 times a week.
2. Allow no watering between 10:00 a.m. to 5:00p.m.
3. Exempt new yards.
4. Allow swimming pools to be filled up.

This will be in effect unless a pipeline should break or some other emergency. Comm. Phillip Arp wants lower rates, but keep in mind water conservation. He wants to put the rate schedule on the next agenda in 2 weeks and see about different rates for greater usage. This needs to be in effect for July bills. Bryan will need to run some figures since people are not use to watering. TCEQ says we are a test case. We will be reading meters next week. **Comm. Phillip Arp** made motion to approve the new changes thru September 2016. Second by **Comm. Darlene Kelly** and was unanimously approved.

**DISCUSS AND TAKE ACTION ON BUDGET AMENDMENT PROCESS:**

Bryan gave City Council a copy of a new line item budget transfer sheet. Bryan wanted to know how often the City Council wants to know about line item transfers and how often do they need to be done. Do you want to know when we does an amendment, such as the brush truck. Scott bought more rocks than he had in budget on his asphalt line item due to an upcoming price increase. They were going up 15% in the next month so we bought extra. **Comm. Phillip Arp** said go ahead and move line items from one item to another as long as it is in the same department and the budget is not way off. Let us know if it is in a different fund and report to us Quarterly. **Comm. Jolene McBurney** made the motion to approve the transfer sheet. Second by **Comm. Phillip Arp** and was unanimously approved.

**CONSIDER APPROVAL OF BUILDING PERMITS:**

**Comm. Darlene Kelly** made the motion to approve the following building permits:

<b>Larry Holder</b> -residential addition 24' x25' x 8' at 1600 N 8 <sup>th</sup> St-Lot Track, Block 36-West End Addition	\$45,000.00
<b>Brent Jones Plumbing</b> -metal office & warehouse 40' x 90' x 15' at 2012 Hutchings Ave- Block 10-South Ballinger Addition	\$100,000.00
<b>Rudy Garcia</b> -Patio 20' x 30' x9' at 1503 Ave B-Lot 3, Block 44-Burkhart Addition	\$1,000.00
<b>Richard Morrish</b> -Greenhouse 8' x 6' x7' at 1904 N 13 <sup>th</sup> St-Lot 8, PT9, Block 3-Vista Grande Addition	\$700.00

Second by **Comm. Jolene McBurney** and was unanimously approved.

**HEAR THE POLICE ACTIVITY REPORT:**

Chief Mark McNulty reported in his monthly report that Warrants were off. Comm. Darlene Kelly said she liked the second report. The Council accepted the report as presented.

**HEAR THE CITY ADMINISTRATOR'S BI-WEEKLY REPORT:**

Bryan reported that the approximately \$450,000.00 payment on water plant bond was just made. We had a good sales tax last month and we expect a big check in June and July. We are down in water & sewer but expect to make it up during the summer. We are up \$326,387.00 heading into 4<sup>th</sup> Quarter.

Randy Everett, Water Treatment Plant Supervisor gave you all a chart about elevation/area capacity on our lakes and reported the Ballinger's lake is up to 57%.

Bryan reported on street paving that we were preparing 11<sup>th</sup> street for asphalt distribution Friday. We will start on 11<sup>th</sup> street as soon as new equipment gets here. We are aware of all the potholes all over town. We have guys patching today. We are waiting for a bid from Alton Fischer for a trouble area on 11th Street & Broad by football field. We need rebar down to fix where the rock has been

displaced by rushing water. This will be done by time school starts. We have no drainage system in town.

Bryan reported that the park is looking great and Claude and Brad have been doing a lot of mowing. The pool is up and running and Corey has set up a face book page. There are a lot of things going on at the pool.

Bryan is going to Abilene Wednesday and Thursday to a meeting about grants, processing and funding. Of these grants 80% are funded for 25 years. Some towns are putting in a second pool. TCEQ asked him to go to a Drought Workshop in San Angelo on June 15, 2016. He will be gone on vacation July 7<sup>th</sup> thru July 13<sup>th</sup>. He will be going to meetings on July 20<sup>th</sup> and August 3<sup>rd</sup> & 4<sup>th</sup> in San Angelo. He will be gone to Andrews on August 12<sup>th</sup> for a small city meeting.

Bryan reported on the Putt-Putt course that he asked Hubbert Barrow to be out by Memorial Day. He reported that he took everything but a refrigerator out of park. The refrigerator was taken off due to the condition. The City Crew is looking for a used one. We have ordered balls and clubs and anticipate opening in 2 weeks. New graffiti has been painted on the building and we need to paint over it ASAP.

#### **HEAR REQUEST FOR FUTURE AGENDA ITEMS:**

Is Wireless Internet & Cable Provides available. Bryan will get options and report back to the City Council on the 20<sup>th</sup>. Something we can offer these providers is free use of the Water Tower.

Lawn Service for those that do not take care of yards. There are a lot of lawns that needs mowing around town. Yards can't be over 1 foot tall. Lots can't be over 3ft tall. There is no good option.

The council discussed a mosquito spraying program. Bryan reported that the EPA took the bite out of the chemicals. The spray only works if it hits the mosquitoes. Nothing sits in the air. The best thing is to use off or deep woods spray.

Public Works Director Steve Nixon reported that we need to do a lot of work at the Lake. We need to brace up fencing on the damn where it has fallen down. We need to work on the dam safety program. He will be going to a meeting in Denton. TCEQ gave them a long list of things that need doing. We need to remove trees, stop people from driving in areas they shouldn't, work on erosion and clean the spillway.

#### **DISCUSS AND TAKE ACTION ON CPO:**

Mayor Sam Mallory removed himself from the meeting at 6:31 p.m.

Mayor Pro Tem Darlene Kelly took over the meeting. #8.


This proposal was modeled after other communities not being a life guard or a pool operator. This is mainly for Water, Pumps, Filters and Chemicals mainly the months of May thru September but year around. Last year Bryan ran the Pool and it was his biggest stress. We are cheapest baby sitters in town. We are the most visible place during the summer but pool has water year around. We had to shock the pool last year to get it back in line. For the past 2 years we have had the pool closed down for several days due to its condition. We are dealing with kids and parents. We have a need for this as if we call in Southwest Pool or Willis pools they charge \$500.00 per visit. In February 2016 the pump burned up due to not having chemicals correctly and had to replace the pump for \$4500.00. As long as there is water in the pool it has to be maintained. We need an annual program for this. Corey put a RFP on our Website and on Facebook for the CPO job and we only had one response. It was from HMS Services, an independent contractor owned by Sam Mallory for \$11,200.00. TML was contacted and hiring him as independent contractor only is not a conflict of interest. He filed a conflict of interest with Bonita last week. It will be renewed every year. It is an annual contract. As long as you stipulate hours in the summer & non peak season. Our attorney was told of this and agreed it would be okay. It is not uncommon for this to happen. Another attorney was contacted also. There is no liability for this. No one else bid on it. If someone else gets upset about this you can put your bid in next year. More public relations. Only issue is City paid for expenses for him to go to this class. We will back out these expenses from his pay. As a company he will carry liability insurance if that is an issue. We will also carry a policy as the City. He will be on

call all the time. Bryan just doesn't have the time to go down there every time Janet Wilson has a problem with the water, but he is also a CPO.

**Comm. Phillip Arp** made the motion to accept the bid for hiring HMS Services as the CPO from June 1, 2016 thru May 1, 2017. Second by **Comm. Jolene McBurney** and was unanimously approved.

**ADJOURN:**

**Comm. Jolene McBurney** made the motion to adjourn the meeting at 6:45 p.m. **Second by Comm. Darlene Kelly** and was unanimously approved.

  
\_\_\_\_\_  
Sam Mallory  
Mayor

ATTEST:

  
\_\_\_\_\_  
Debby Legg  
Assistant City Secretary



STATE OF TEXAS            )(  
COUNTY OF RUNNELS    )(  
CITY OF BALLINGER       )(

On this the 20<sup>TH</sup> day of June, 2016 the Ballinger City Council met in regular session at 5:30 p.m., in the Council Chamber of the City Hall located at 700 Railroad Avenue with the following members present:

Sam Mallory	Mayor
Phillip Arp	Commissioner # 1
Darlene Kelly	Commissioner # 2
Jolene McBurney	Commissioner # 3
Eloyed Fuentes	Commissioner # 4

City Staff:

Bonita Shields	City Secretary
Bryan Grimes	City Administrator
Ebb Grindstaff	City Attorney
Stanley Maresch	Police Sargent
Randy Everett	Water Plant Operator

Others present: Ortencia Perez, Jose R. Perez, Chad Hardy- **Citizens.**

**CALL TO ORDER:**

Mayor Sam Mallory called the meeting to order at 5:31 p.m.

**PRAYER AND PLEDGE OF ALLEGIANCE:**

Comm. Jolene McBurney was asked to lead the group in a word of prayer and the pledge of allegiance.

**CONSIDER APPROVAL OF MINUTES:**

**Comm. Jolene McBurney** made the motion to approve the minutes of the June 6, 2016 meeting, with noted corrections. **Second by Comm. Darlene Kelly** and was unanimously approved.

**VISITORS:**

Chad Hardy met with the Council to inform them that he would like to participate and help with a community clean-up sometime in the near future. He would like to furnish a truck with volunteers to pick up items that need to be taken to the recycling center to help clean up the town and make it more beautiful. The Council thanked him for his willingness to volunteer his services.

**DISCUSS AND TAKE ACTION ON A CONTRACT WITH RUNNELS COUNTY FOR JOINT ELECTION SERVICES FOR THE NOVEMBER BALLOT:**

**Comm. Phillip Arp** made the motion to authorize the Mayor to sign the contract with Runnels County for November joint election. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**DISCUSS AND TAKE ACTION TO CONSIDER THE CONDEMNATION OF THE FOLLOWING PROPERTIES:**

**Ortencia Perez- 305 Hutchings Avenue- Lot 3, Block 22- Original Addition.**  
**Ortencia Perez- 305 Hutchings Avenue- Lots 1-2, Block 22- Original Addition.**  
Mrs. Perez was present at the meeting to see what her options were concerning the two structures. She would like to restore the houses or tear them down and put another structure in their place. Steve Nixon told her since the property was located in the floodway she could only put 50% of the value of the property into improvements, and if the structure were tore down nothing could go back on the property. He also told her that the property owner has the option to demolish the structures and clean the property. They can also have someone clear the property

for them or the City could do the work and access a lien on the property for the cleaning fees.

After discussion, **Comm. Phillip Arp** made the motion to condemn the property located at 301 and 305 Hutchings. **Second by Comm. Jolene McBurney** and was unanimously approved.

**DISCUSS AND TAKE ACTION TO CONSIDER A REQUEST FOR DONATION OF PROPERTY LOCATED AT 700 BROAD AVENUE:**

The property is listed in the estate of Leroy Brooks. The niece, Rhonda Pastrano, of Mr. Brooks claims to be sole owner of the property because her father and grandfather are both deceased. She does not live in Ballinger and does not have any interest in the property. She has also been in contact with United Methodist church about the property and they did not want it. Comm. Phillip Arp suggested that someone contact Ms. Pastrano and explain to her that she could put the property on the market to sale it. After discussion, **Comm. Jolene McBurney** made the motion to deny the donation. **Second by Comm. Darlene Kelly** and was unanimously approved.

**DISCUSS AND TAKE ACTION ON INTERNET PROVIDER FOR THE CITY:**

The Council was presented with a list of five internet providers that were contacted about offering their services to the City of Ballinger. The City is currently using VGI for city hall and the police/fire department buildings. Frontier, Rise Broadband, Vyve don't have the resources to provide internet services to Ballinger at this time. West Central Wireless was fast when they first came to Ballinger, but has now slowed down because so many people switched over to them. After discussion, **Comm. Phillip Arp** made the motion to table any action on the matter at this time. **Second by Comm. Jolene McBurney** and was unanimously approved.

**CONSIDER APPROVAL OF BUILDING PERMITS:**

None

**DISCUSS AND CONSIDER THE MEETING DATES FOR JULY COUNCIL MEETINGS:**

**Comm. Darlene Kelly** made the motion to have Council meeting on July 5 and July 18, 2016 at 5:30 p.m. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**HEAR THE CITY ADMINISTRATOR'S BI-WEEKLY REPORT:**

Randy Everett was present at the meeting to explain the "boil water situation". He told the Council that the rain has filled both the old and new lakes. The salt cedar and other vegetation that was in the new lake when it was dry have been covered up with water. The high temperatures have caused the effect of the salt cedar boiling in the water. This turned the water black with a very bad odor. It has also caused the water to produce a large quantity of manganese which is very hard to treat. The water plant has been using \$1,500 worth of chemical per week to treat the water. This problem started last Thursday and they should have the water back in compliance by Thursday, June 23<sup>rd</sup>, and the boil notice can be lifted.

Bryan reported that the new brush truck has been purchased for \$122,000.00 and should be delivered soon. The Chamber is be celebrating Ballinger 130<sup>th</sup> birthday with activities in the city park this week-end. The pool is running well under the supervision of Janet Wilson. Bryan informed the Council that he will be going on vacation starting July 6, 2016 for a week.

**EXECUTIVE SESSION:**

**Comm. Phillip Arp** made the motion to enter into executive session at 6:26 p.m. as authorized by Texas Government Code, Section 551.071 Consultation with City Attorney to hear update on alternative water resources. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

The Council convened in session until 7:09 p.m., and **Comm. Darlene Kelly** made the motion to close the executive session. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**ACTION FROM EXECUTIVE SESSION:**

None

**ADJOURN:**

Comm. Jolene McBurney made the motion to adjourn the meeting at 7:10 p.m. Second by Comm. Phillip Arp and was unanimously approved.

  
\_\_\_\_\_  
Sam Mallory  
Mayor

ATTEST:

  
\_\_\_\_\_  
Bonita F. Shields  
City Secretary

STATE OF TEXAS            )(  
COUNTY OF RUNNELS    )(  
CITY OF BALLINGER        )(

On this the 5<sup>th</sup> day of July, 2016 the Ballinger City Council met in regular session at 5:30 p.m., in the Council Chamber of the City Hall located at 700 Railroad Avenue with the following members present:

Sam Mallory	Mayor
Phillip Arp	Commissioner # 1
Darlene Kelly	Commissioner # 2
Jolene McBurney	Commissioner # 3
Eloyed Fuentes	Commissioner # 4

City Staff:

Bonita Shields	City Secretary
Bryan Grimes	City Administrator
Ebb Grindstaff	City Attorney
Mark McNulty	Chief of Police
Steve Nixon	Public Works Director
Corey VanZandt	IT Tech

Others present: None.

**CALL TO ORDER:**

Mayor Sam Mallory called the meeting to order at 5:32 p.m.

**PRAYER AND PLEDGE OF ALLEGIANCE:**

Comm. Phillip Arp was asked to lead the group in a word of prayer and the pledge of allegiance.

**CONSIDER APPROVAL OF MINUTES:**

Comm. Jolene McBurney made the motion to approve the minutes of the June 20, 2016 meeting, with noted corrections. **Second by Comm. Darlene Kelly** and was unanimously approved.

**VISITORS:**

None

**DISCUSS AND TAKE ACTION ON THE PROPOSAL TO REPAIR THE DRAINAGE PROBLEM IN THE CORNER OF 11<sup>TH</sup> STREET AND BROAD AVENUE:**

Bryan reported to the Council that the intersection on the corner of 11<sup>th</sup> Street and Broad Avenue need to be repaired. This is across the street from the football field. The water runs across the school's parking lot to this intersection and washes out every time there is a big rain. He talked to Alton Fischer about what it would take to concrete this area. Alton Fischer presented a bid in the amount of \$39,200.00. The Council questioned if there was any other alternative. Bryan stated that this area could possibly be repaired with hot mix, but he does not have any pricing. The hot mix repair would last approximately 20-25 year vs the concrete which would possibly last 40 years. After further discussion, **Comm. Darlene Kelly** made the motion to table this issue until the next meeting. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**DISCUSS AND TAKE ACTION TO CORRECT THE ENCROACHMENT OF BUILDING ON CITY STREET LOCATED AT 118 N 6<sup>TH</sup> STREET:**

Bryan explained to the Council that this property belongs to Studer Rental Property and they are in the process of trying to sell it. Mr. Studer had a survey done on the property and it shows that his building is sitting on part of the City street. After discussion, **Comm. Phillip Arp** made the motion to authorize the City

Attorney draw up a 99 year easement with Studer Rental to correct this issue.  
**Second by Comm. Jolene McBurney** and was unanimously approved.

**DISCUSS AND TAKE ACTION ON THE CONDEMNED BUILDING OWNED BY TOMMY MONTGOMERY AT 908 HUTCHINGS AVENUE:**

Mr. Montgomery met with the Council last month to report that he has started to make the necessary repairs to the roof of his building. He can only work on the week-ends because of his job. The Council asked that Mr. Montgomery keep in touch with the Council on a quarterly basis of any progress that has been made. After discussion, **Comm. Phillip Arp** made the motion to remove the property located at 908 Hutchings Avenue off the condemnation status at this time.  
**Second by Comm. Jolene McBurney** and was unanimously approved.

**CONSIDER APPROVAL OF BUILDING PERMITS:**

None

**HEAR THE CITY ADMINISTRATOR'S BI-WEEKLY REPORT:**


Bryan presented the Council with the financial report for the month of June 2016. He told the Council that the water plant is still having problems with the extra volumes of manganese in the water and they are doing everything that is needed to keep it under control. Ballinger is not the only city that is having this problem. San Angelo, Abilene, Coleman and Brownwood are facing the same problems. The brush truck should be delivered within the next 60-90 days. Mr. Grimes also stated that people have cut the chain off the cut-off valve at the lake, which in a felony offense.

**HEAR REQUEST FOR FUTURE AGENDA ITEMS FROM THE COUNCIL:**

Steve Nixon asked the Council to consider amending the trailer house ordinance to put restrictions on the age of mobile homes that can be set up in Ballinger. They also need to consider placing a maintenance person at the new lake for up keep.

**ADJOURN:**

**Comm. Jolene McBurney** made the motion to adjourn the meeting at 6:11 p.m. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

  
 Sam Mallory  
 Mayor

ATTEST:

  
 Bonita F. Shields  
 City Secretary

STATE OF TEXAS            )(  
COUNTY OF RUNNELS    )(  
CITY OF BALLINGER        )(

On this the 18<sup>th</sup> day of July, 2016 the Ballinger City Council met in regular session at 5:30 p.m., in the Council Chamber of the City Hall located at 700 Railroad Avenue with the following members present:

Sam Mallory	Mayor
Phillip Arp	Commissioner # 1
Darlene Kelly	Commissioner # 2
Absent	Commissioner # 3
Absent	Commissioner # 4

City Staff:

Bonita Shields	City Secretary
Bryan Grimes	City Administrator
Ebb Grindstaff	City Attorney
Mark McNulty	Chief of Police

Others present: Quailto Quarles, Clay Dixon- **Citizens.**

**CALL TO ORDER:**

Mayor Sam Mallory called the meeting to order at 5:31 p.m.

**PRAYER AND PLEDGE OF ALLEGIANCE:**

Comm. Darlene Kelly was asked to lead the group in a word of prayer and the pledge of allegiance.

**CONSIDER APPROVAL OF MINUTES:**

**Comm. Darlene Kelly** made the motion to approve the minutes of the July 5, 2016 meeting, with noted corrections. **Second by Comm. Phillip Arp** and was unanimously approved.

**VISITORS:**

None

**REMOVE FROM THE TABLE TO DISCUSS AND TAKE ACTION ON THE BID SUBMITTED BY ALTON FISCHER FOR CONCRETE WORK TO REPAIR THE INTERSECTION LOCATED AT BROAD AVENUE AND 11<sup>TH</sup> STREET:**

**Comm. Phillip Arp** made the motion to remove the issue from the table. **Second by Comm. Darlene Kelly** and was unanimously approved.

Bryan reported that he has discussed this issue with Bryan Watkins, the street superintendent, and they have come up with an alternative solution for half the cost. After discussion, **Comm. Phillip Arp** made the motion to decline the bid submitted by Alton Fischer. **Second by Comm. Darlene Kelly** and was unanimously approved.

**DISCUSS AND TAKE ACTION TO APPROVE THE REQUEST TO ALLOW A VETERAN'S DAY PARADE ON NOVEMBER 11, 2016:**

**Comm. Darlene Kelly** made the motion to authorize the Mayor to sign a resolution to allow a Veteran's Day parade on November 11, 2016. **Second by Comm. Phillip Arp** and was unanimously approved

**DISCUSS AND TAKE ACTION TO PASS AN ORDER TO CALL THE CITY OFFICER'S ELECTION FOR NOVEMBER 8, 2016:**

Bryan reported that the Council seats that are up for election are Single Member District 3 currently held by Jolene McBurney and Single Member District 4 currently held by Eloyed Fuentes. The period for anyone interested on serving on the City Council is from July 23, 2016 – August 22, 2016. After discussion, **Comm. Phillip Arp** made the motion to pass an order to call the City Officer's

election for November 8, 2016. **Second by Comm. Darlene Kelly** and was unanimously approved.

**DISCUSS AND TAKE ACTION TO AMEND THE TRAILER HOUSE AND TRAVEL TRAILER ORDINANCE:**

The Council was presented with the following items that the staff feels needs to be added to the ordinance book under the mobile home and travel trailers section.

An older mobile home or travel trailer cannot be relocated in the City. Once a mobile home becomes 10 years old cannot be moved to another address, if it's moved it must be moved out of the city.

A mobile home or travel trailer cannot be used as a storage building.

A title showing the vin number with the make and year model must accompany the building permit.

After discussion, **Comm. Phillip Arp** made the motion to amend the mobile home and travel trailer ordinance to include the items as listed above to the ordinance book. **Second by Comm. Darlene Kelly** and was unanimously approved.

**DISCUSS AND CONSIDER THE CONDEMNATION OF THE PROPERTY LOCATED AT 1308 BROADWAY:**

The Council was presented pictures to show the condition of the house and property. Quailto Quarles was present at the meeting and told the Council that he had talked to Sargent Hollis about the property. Mr. Hollis told him that there were delinquent taxes owed on the house and that Mr. Quarles could have the house and property for the taxes. Mr. Quarles requested that the Council give him time to make the necessary repairs to bring the house and property up to code. After discussion, **Comm. Phillip Arp** made the motion to table any action on the condemnation until the next meeting in August 1, 2016. **Second by Comm. Darlene Kelly** and was unanimously approved.

**CONSIDER APPROVAL OF BUILDING PERMITS:**

**Comm. Darlene Kelly** made the motion to approve the following building permits:

**Rusty Oldham Shellie Harrell**- 30'x30'x10' carport- Lot 4-5, Block 4- Wilke I Addition. Located at 1101 N. 12<sup>th</sup> Street between East and Largent Avenues  
\$2,000.00

**Second by Comm. Phillip Arp** and was unanimously approved.

**HEAR THE CITY ADMINISTRATOR'S BI-WEEKLY REPORT:**

Bryan reported to the Council that the lake level is 75%, and the water plant is still having problems with manganese. The water plant has also reported that people are using the water according to the amount of water that they are treating. Bryan received a notice from the Texas Water Development Board that shows the City of Ballinger came in 4<sup>th</sup> for the receipt of grant funds for the Ft. Phantom water source project. The 11<sup>th</sup> street paving project has been completed. The street department will start working on Broad Avenue around elementary school and the football field. Steve Cook will be retiring effective August 19, 2016. The water meter replacement project is still in progress. They are waiting for the contractor's paperwork to be approved. Bryan has started working next year's budget and should have a draft copy for Council review by August 15, 2016.

**HEAR REQUEST FOR FUTURE AGENDA ITEMS FROM THE COUNCIL:**

None

**EXECUTIVE SESSION:**

**Comm. Phillip Arp** made the motion to enter into executive session at 6:18 p.m. as authorized by Texas Government Code, Section 551.071 Consultation with City Attorney to hear update on alternative water resources. **Second by Comm. Darlene Kelly** and was unanimously approved.


The Council convened in session until 6:38 p.m., and **Comm. Darlene Kelly** made the motion to close the executive session. **Second by Comm. Phillip Arp** and was unanimously approved.

**ACTION FROM EXECUTIVE SESSION:**

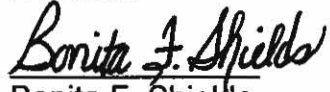
None

**ADJOURN:**

**Comm. Darlene Kelly** made the motion to adjourn the meeting at 6:39 p.m. **Second by Comm. Phillip Arp** and was unanimously approved.

  
\_\_\_\_\_  
Sam Mallory  
Mayor

ATTEST:

  
\_\_\_\_\_  
Bonita F. Shields  
City Secretary



STATE OF TEXAS            ))(  
COUNTY OF RUNNELS    ))(  
CITY OF BALLINGER       ))(

On this the 1<sup>ST</sup> day of August, 2016 the Ballinger City Council met in regular session at 5:30 p.m., in the Council Chamber of the City Hall located at 700 Railroad Avenue with the following members present:

Sam Mallory	Mayor
Absent	Commissioner # 1
Darlene Kelly	Commissioner # 2
Jolene McBurney	Commissioner # 3
Eloyed Fuentes	Commissioner # 4

City Staff:

Bonita Shields	City Secretary
Bryan Grimes	City Administrator
Ebb Grindstaff	City Attorney
Mark McNulty	Chief of Police

Others present: None

**CALL TO ORDER:**

Mayor Sam Mallory called the meeting to order at 5:32 p.m.

**PRAYER AND PLEDGE OF ALLEGIANCE:**

Comm. Eloyed Fuentes was asked to lead the group in a word of prayer and the pledge of allegiance.

**CONSIDER APPROVAL OF MINUTES:**

Comm. Jolene McBurney made the motion to approve the minutes of the July 18, 2016 meeting, with noted corrections. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**VISITORS:**

None

**DISCUSS AND TAKE ACTION ON NON-RENEWAL NOTICE WITH REPUBLIC SERVICE FOR GARBAGE DISPOSAL:**

Bryan explained that this a requirement according to the contract that the City has with Republic. A non-renewal notice has to be sent to them or else the contract would automatically renew in August of 2017. There are some issues in the contract that Republic and the City would like to be addressed. By sending the non-renewal notice the City would have the opportunity to send out RFP's and request bids for the disposal service for the City of Ballinger. After discussion, **Comm. Darlene Kelly** made the motion to authorize the City Manager to send a non-renewal notice to Republic by certified mail. **Second by Jolene McBurney** and was unanimously approved.

**DISCUSS AND TAKE ACTION ON LANGE PROPERTY LOCATED AT OLD BALLINGER LAKE:**

Pat Lange has property adjacent to acreage of the lake property and he would like for the Council to consider swapping a ½ acre with him. He had a fence put up without getting a survey and the fence is on city property. He would like to do the swap to correct this issue. After discussion, **Comm. Jolene McBurney** made the motion to authorize the City Attorney to draw up the necessary papers to make the swap and correct the issue. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**REMOVE FROM THE TABLE TO CONSIDER THE CONDEMNATION OF PROPERTY LOCATED AT 1308 BROADWAY:**

No more information was available for the Council to consider. Mr. Quarles did not show up for the meeting and the matter was left on the table.

**CONSIDER APPROVAL OF BUILDING PERMITS:**

**Comm. Eloyed Fuentes** made the motion to approve the following building permits:

**Jack Jones**- 20'x25'x8' carport- Lot 1, Block 5- Park Heights Addition. Located at 605 McCarver Drive between Fields Avenue and 3<sup>rd</sup> Street \$5,800.00

**Second by Comm. Jolene McBurney** and was unanimously approved.

**DISCUSS AND TAKE ACTION TO PURCHASE BULLET PROOF VESTS FOR POLICE DEPARTMENT:**

Mark McNulty made the request for the Council to consider purchasing new bullet proof vests for the police department officers. The vests they have are several years old or older and he thinks this would be a good investment for the officer's protection. After discussion, **Comm. Darlene Kelly** made the motion to authorize the purchase of nine new black alfa elite light weight vest for the police officers. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**HEAR THE POLICE ACTIVITY MONTHLY REPORT FROM CHIEF MARK MCNULTY:**

Mark McNulty presented the Council with the monthly activity report. They answered 352 calls, made 9 arrests, worked 6 accidents, took 26 reports and served 7 warrants. They also wrote 61 citations. The Council accepted the report as presented.

**HEAR THE CITY ADMINISTRATOR'S BI-WEEKLY REPORT:**

Bryan reported to the Council that the water bills went out last week and they were high because customers are using the water. The water plant has pumped half million to 1 million gallons of water to town per day during the months of May and June. He also reported that he has a lot of the 2017 budget together. There will not be any salary raises for employees. The cost for insurance coverage for employees will possibly have to be increased from \$500 per employee per month to \$523. He made adjustments to the crews working schedule because of the heat in the afternoons. They are coming in at 7:30 a.m., taking 30 minutes for lunch and getting off work at 3:30 p.m.

**HEAR REQUEST FOR FUTURE AGENDA ITEMS FROM THE COUNCIL:**

None

**EXECUTIVE SESSION:**

**Comm. Jolene McBurney** made the motion to enter into executive session at 6:15 p.m. as authorized by Texas Government Code, Section 551.071 Consultation with City Attorney to hear update on alternative water resources. **Second by Darlene Kelly** and was unanimously approved.

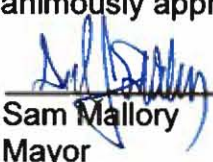
The Council convened in session until 6:20 p.m., and **Comm. Darlene Kelly** made the motion to close the executive session. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**ACTION FROM EXECUTIVE SESSION:**

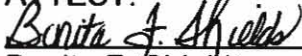
None

**ADJOURN:**

**Comm. Eloyed Fuentes** made the motion to adjourn the meeting at 6:21p.m. **Second by Comm. Jolene McBurney** and was unanimously approved.

  
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Sam Mallory  
Mayor

ATTEST:

  
\_\_\_\_\_  
Bonita F. Shields  
City Secretary

STATE OF TEXAS            ))(  
COUNTY OF RUNNELS   ))(  
CITY OF BALLINGER       ))(

On this the 6<sup>th</sup> day of September, 2016 the Ballinger City Council met in regular session at 5:30 p.m., in the Council Chamber of the City Hall located at 700 Railroad Avenue with the following members present:

Sam Mallory	Mayor
Phillip Arp	Commissioner # 1
Darlene Kelly	Commissioner # 2
Jolene McBurney	Commissioner # 3
Eloyed Fuentes	Commissioner # 4

**City Staff:**

Bonita Shields	City Secretary
Bryan Grimes	City Administrator
Ebb Grindstaff	City Attorney
Stanley Maresch	Police Sargent
Corey Van Zandt	IT Tech
Randy Everett	WTP Operator
Steve Nixon	Public Works Director

Others present: Rick Sonneberg- Citizen, Debbie Jett, Norma Flores-Zesch & Pickett Insurance Co.

**CALL TO ORDER:**

Mayor Sam Mallory called the meeting to order at 5:30 p.m.

**PRAYER AND PLEDGE OF ALLEGIANCE:**

Comm. Phillip Arp was asked to lead the group in a word of prayer and the pledge of allegiance.

**CONSIDER APPROVAL OF MINUTES:**

Comm. Jolene McBurney made the motion to approve the minutes of the September 6, 2015 meeting, with noted corrections. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**VISITORS:**

None

**REMOVE FROM THE TABLE TO DISCUSS AND TAKE ACTION ON THE COMMDEMNDATION OF PROPERTY LOCATED AT 1308 BROADWAY:**

Comm. Jolene McBurney made the motion to remove this issue from the table. **Second by Comm. Darlene Kelly** and was unanimously approved.

Sam Mallory reported to the Council that he had spoken to Quailletto Quarles about the house at 1309 Broadway. He was told by Mr. Quarles that he was going to start working on the house and property to bring them back into code standard. He plans to clean up the outside of the property and then work on the house. After discussion, **Comm. Phillip Arp** made the motion to grant Mr. Quarles six months to make the necessary improvements to bring the property up to code, with report on the progress to be made to the Council. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**DISCUSS AND TAKE ACTION TO DISCUSS REDUCING THE PER GALLON WATER RATE:**

Comm. Phillip Arp made the motion to amend the water rates ordinance to raise the minimum bill to be 3,000 gallons of water for \$40.00 and \$7.80 per each additional 1,000 gallons of usage. **Second by Comm. Darlene Kelly** and was unanimously approved.

**DISCUSS AND TAKE ACTION ON THE PROPOSALS RECEIVED FROM BOBBY ZESCH FOR DENTAL, VISION AND LIFE INSURANCE COVERAGE FOR ALL FULL-TIME EMPLOYEES:**

Debbie Jett presented the Council with several proposals for dental, vision and life insurance coverage. She told the Council that of all the proposals that was received her recommendation would be the proposal from Humana for dental, vision and Principal for life insurance coverage.

After further discussion, **Darlene Kelly** made the motion to accept the bids submitted by Humana for dental and vision coverage and from Principal for life insurance coverage. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**DISCUSS AND TAKE ACTION TO EXTEND THE EARLY VOTING FOR TWELVE HOURS ON OCTOBER 25, AND NOVEMBER 1, 2016:**

**Comm. Darlene Kelly** made the motion to extend the hours for early voting from 7:00 a.m. to 7:00 p.m. on September 25 and November 1, 2016. **Second by Comm. Jolene McBurney** and was unanimously approved.

**CONSIDER APPROVAL OF BUILDING PERMITS:**

**Comm. Jolene McBurney** made the motion to approve the following building permits:

**Eustorgio Martinez-** 11'x30'x10' carport- Lot 8, Block 99- First Railroad Addition. Located at 202 N.13<sup>th</sup> Street \$1,500.00  
**Kayla Manis-** Move in ready built home- Lot 7, Block 5- Powell Addition. Located at 802 N. 13<sup>th</sup> Street \$69,000.00  
**Mike & Christina Alvarado-** 18'x20'x8' carport- Lot 3, Block 36- West End Addition. Located at 700 Avenue A \$700.00  
**Felipe Camarillo-** 12'x20'x8' carport- Lot 4, Block 26- Original Addition. Located at 207 Strong Avenue \$4,000.00  
**St. Mary Church-** 24'x65' awing- Part of Ab 71, Survey 367-JM Caldwell Addition. \$5,000.00

**Second by Comm. Darlene Kelly** and was unanimously approved.

**Comm. Phillip Arp** made the motion to reject the following building permit submitted by Jennie Fulton to move in two trailers at 505 N. 13<sup>th</sup> Street.

**Second by Eloyed Fuentes** and was unanimously approved.

**HEAR THE POLICE ACTIVITY MONTHLY REPORT FROM CHIEF MARK MCNULTY:**

Stanley Maresch reported to the Council that the police department answered 404 calls, made 8 arrests, worked 7 accidents and wrote 109 tickets and \$9,000 was collected from traffic tickets. The Council accepted the report as presented

**HEAR THE CITY ADMINISTRATOR'S BI-WEEKLY REPORT:**

Bryan presented the Council with the monthly financial statement. He also reported on the improvements that are being made at the plaza, the rate reduction from CRMWD, He will be attending a meeting for WCT-COG on September 28<sup>th</sup>. He told the Council that something needs to be done about the eighteen wheelers tearing up the city streets. The Texas Water Development Board has approved the 30-million-dollar application that was submitted several months ago.

**HEAR REQUEST FOR FUTURE AGENDA ITEMS FROM CITY COUNCIL:**

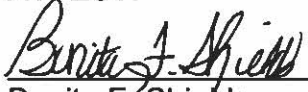
None

**ADJOURN:**

**Comm. Darlene Kelly** made the motion to adjourn the meeting at 7:05 p.m. **Second by Jolene McBurney** and was unanimously approved.

  
 Sam Mallory  
 Mayor

ATTEST:

  
 Bonita F. Shields  
 City Secretary

STATE OF TEXAS      ))(  
COUNTY OF RUNNELS   ))(  
CITY OF BALLINGER    ))(

On this the 12<sup>th</sup> day of September, 2016 the Ballinger City Council met in regular session at 5:30 p.m., in the Council Chamber of the City Hall located at 700 Railroad Avenue with the following members present:

Sam Mallory	Mayor
Phillip Arp	Commissioner # 1
Darlene Kelly	Commissioner # 2
Jolene McBurney	Commissioner # 3
Eloyed Fuentes	Commissioner # 4

City Staff:

Absent	City Secretary
Bryan Grimes	City Administrator
Ebb Grindstaff	City Attorney
Corey Van Zandt	IT Tech

Others present: None.

**CALL TO ORDER:**

Mayor Sam Mallory called the meeting to order at 5:30 p.m.

**PRAYER AND PLEDGE OF ALLEGIANCE:**

Comm. Darlene Kelly was asked to lead the group in a word of prayer and the pledge of allegiance.

**EXECUTIVE SESSION:**

Comm. Phillip Arp made the motion to enter into executive session at 5:31p.m. as authorized by Texas Government Code, Section 551.071 Consultation with City Attorney to hear update on alternative water resources. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

The Council convened in session until 5:35p.m., and **Comm. Darlene Kelly** made the motion to close the executive session. **Second by Comm. Jolene McBurney** and was unanimously approved.

**ACTION FROM EXECUTIVE SESSION:**

**Comm. Jolene McBurney** made the motion to approve and authorize that an application be submitted to the Texas Water Development Board and adoption the pertaining resolution. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**ADJOURN:**

**Comm. Jolene McBurney** made the motion to adjourn the meeting at 5:36 p.m. **Second by Comm. Darlene Kelly** and was unanimously approved.

  
Sam Mallory  
Mayor

ATTEST:

  
Bonita F. Shields  
City Secretary

STATE OF TEXAS        )( )(  
COUNTY OF RUNNELS   )( )(  
CITY OF BALLINGER     )( )(

On this the 19<sup>th</sup> day of September, 2016 the Ballinger City Council met in regular session at 5:30 p.m., in the Council Chamber of the City Hall located at 700 Railroad Avenue with the following members present:

Sam Mallory	Mayor
Phillip Arp	Commissioner # 1
Darlene Kelly	Commissioner # 2
Jolene McBurney	Commissioner # 3
Eloyed Fuentes	Commissioner # 4

City Staff:

Bonita Shields	City Secretary
Bryan Grimes	City Administrator
Ebb Grindstaff	City Attorney
Corey Van Zandt	IT Tech

Others present: Johnny Fulton, Jennie Fulton, Landy Cason, Jacklyn Cason, Tammie Virden, Zakk Otters, McKenzie Arrott.

**CALL TO ORDER:**

Mayor Sam Mallory called the meeting to order at 5:30 p.m.

**PRAYER AND PLEDGE OF ALLEGIANCE:**

Comm. Jolene McBurney was asked to lead the group in a word of prayer and the pledge of allegiance.

**CONSIDER APPROVAL OF MINUTES:**

Comm. Jolene McBurney made the motion to approve the minutes of the September 6, 2016 meeting, with corrections as noted. **Second by Comm. Darlene Kelly** and was unanimously approved.

**VISITORS:**

**DISCUSS AND TAKE ACTION TO ADOPT THE 2017 FISCAL YEAR BUDGET:**

Bryan explained to the Council that a few adjustments were made to correct the amount to budget for year-end salary adjustments and increase the amount for hotel/motel tax revenue and expenditures. After review, **Comm. Phillip Arp** made the motion to approve the 2017 fiscal year budget. **Second by Comm. Eloyed Fuentes** and the motion carry with Mayor Sam Mallory, Commissioners Phillip Arp, Darlene Kelly, Eloyed Fuentes and Jolene McBurney voting Aye.

**DISCUSS AND TAKE ACTION TO APPROVE A RESOLUTION TO SET THE CITY TAX RATE FOR 2016:**

**Comm. Darlene Kelly** made the motion to pass an ordinance to set the City tax rate of on \$100.00 valuation at \$.0511950. **Second by Comm. Jolene McBurney** and the motion carry with Mayor Sam Mallory, Commissioner Phillip Arp, Darlene Kelly, Jolene McBurney and Eloyed Fuentes voting Aye.

**DISCUSS AND TAKE ACTION ON REQUEST FROM JENNIE FULTON CONCERNING THE BUILDING PERMIT FOR TRAILERS AT 505 N 13<sup>TH</sup> STREET:**

Jennie and Johnny Fulton met with the Council to ask for the Council's consideration to finish the project that they have started at 505 N. 13<sup>th</sup> Street. They have two travel trailers located on two lots. They have put the proper water, sewer and electricity to the trailers. They have already spent a lot of money in this project and they plan to put skirts around the bottom of them and rent them out for one

person or a couple. The trailers were placed on the property in February and July 2016. They applied for the permit on July 11, 2016 but it was not brought before the Council until August 1<sup>st</sup>. After discussion, **Comm. Phillip Arp** made the motion to grant a variance to the building permit and allow the trailer to remain on the property at 505 N. 13<sup>th</sup> Street. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**DISCUSS AND TAKE ACTION TO MAKE AMENDMENTS TO THE VENDORS/ ITINERANT MERCHATS ORDINANCE:**

The Council looked at the peddler/itinerant ordnance that the City has in place. They were also given a copy of the ordinance that the City of Anson uses. They would like to have stricter rules to give the citizens more protection from people showing up at their houses with no proper identification or permit proof. The Council asked Bryan Grimes and Ebb Grindstaff to draw up amendments for the Council to review. After discussion, **Comm. Eloyed Fuentes** made the motion to table any action on the ordinance amendments until the next meeting. **Second by Comm. Jolene McBurney** and was unanimously approved.

**CONSIDER APPROVAL OF BUILDING PERMITS:**

**Comm. Jolene McBurney** made the motion to approve the following building permits:

**Brent Allen**- 23'x21'x7' carport- Lot 3. Block 1- Grant Addition. Located at 900 5<sup>th</sup> Street \$1,350.00

**Tony Diaz**- 24'x15'x8' patio- Part of the Thos. Largent Survey 366, ABS 357. Located at 501 N. 13<sup>th</sup> Street \$1,500.00

**Second by Comm. Eloyed Fuentes** and was unanimously approved.

**HEAR THE CITY ADMINISTRATOR'S BI-WEEKLY REPORT:**

Bryan presented the Council with the sales tax report. The report shows that the City collected \$1,013,688.83 for the 2016 fiscal year. This is a 12% increase from revenue received in 2015. Bryan gave a report on the plans for the TML conference scheduled for the first week of October. The street department is still working on street improvements in the Sharp and Sargent area of town. The City crew plans to make improvements to the lake dam during the fall and winter months. There has been 600-700 meters replaced with the smart meters and the project should be completed by November 2016.

**HEAR REQUEST FOR FUTURE AGENDA ITEMS FROM CITY COUNCIL:**

**Comm. Darlene Kelly** asked about the minutes from the September 12, 2016 meeting.

**ADJOURN:**

**Comm. Darlene Kelly** made the motion to adjourn the meeting at 7:30 p.m. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

  
Sam Mallory  
Mayor

ATTEST:

  
Bonita F. Shields  
City Secretary

STATE OF TEXAS        )(  
COUNTY OF RUNNELS    )(  
CITY OF BALLINGER     )(

On this the 3rd day of October, 2016 the Ballinger City Council met in regular session at 5:30 p.m., in the Council Chamber of the City Hall located at 700 Railroad Avenue with the following members present:

Sam Mallory	Mayor
Phillip Arp	Commissioner # 1
Darlene Kelly	Commissioner # 2
Jolene McBurney	Commissioner # 3
Absent	Commissioner # 4

**City Staff:**

Bonita Shields	City Secretary
Bryan Grimes	City Administrator
Ebb Grindstaff	City Attorney
Mark McNulty	Chief of Police
Stanley Maresch	Police Sargent

Others present: Elaine Paske, Chad Hardy- **Citizens.**

**CALL TO ORDER:**

Mayor Sam Mallory called the meeting to order at 5:31 p.m.

**PRAYER AND PLEDGE OF ALLEGIANCE:**

Comm. Phillip Arp was asked to lead the group in a word of prayer and the pledge of allegiance.

**CONSIDER APPROVAL OF MINUTES:**

**Comm. Jolene McBurney** made the motion to approve the minutes of the September 12 and September 19, 2016 meetings, with corrections as noted. **Second by Comm. Jolene McBurney** and was unanimously approved.

**VISITORS:**

Elaine Paske met with the Council to inform them that Terilyn Bowman has stepped down as President of the Park Board and the other members have agreed to appoint Joy McDaniel as President with Council approval. The Council told Mrs. Paske that they did not have a problem with the change and this issue would be put on the next agenda for official action.

Chad Hardy met with the Council to voice his concerns about the stray cats in town and to see what could be done to correct this issue.

**DISCUSS AND TAKE ACTION TO RENEW THE CURFEW ORDINANCE:**

Mark McNulty was asked if there needed to be any changes to the curfew ordinance at this time. He told the Council that the ordinance was working as written and it was a valuable resource for the police department.

**Comm. Phillip Arp** made the motion to renew the curfew ordinance as presented for another three years. **Second by Comm. Jolene McBurney** and was unanimously approved.

**DISCUSS AND TAKE ACTION TO APPROVE THE 2017 HOLIDAY SCHEDULE:**

Bryan Grimes presented the Council with the following 2017 holiday calendar for City employees:

January 2- New Years' Day (Observed)- January 16- Martin Luther King Day- February 20- President Day- April 14- Good Friday- May 29- Memorial Day- July 4- Independence Day- September 4- Labor Day- October 9- Columbus Day- November 10- Veterans Day (Observed) –November 24-24- Thanksgiving Day and the day after- December 22- Christmas Eve (Observed)- December 25- Christmas



Day- December 29- New Year's Eve- (Observed). **Comm. Darlene Kelly** made the motion to approve the 2017 holiday calendar as presented. **Second by Comm. Jolene McBurney** and was unanimously approved.

**REMOVE FROM THE TABLE TO DISCUSS AND TAKE ACTION ON AMENDMENTS TO THE PEDDLER/ITINERANT MERCHANTS ORDINANCE:**

**Comm. Phillip Arp** made the motion to remove the issue from the table. **Second by Comm. Jolene McBurney** and was unanimously approved. Bryan presented the Council with an ordinance that would change Section 18:24 Fee to read as:

A. Before any permit shall be issued under the provision off this article, the applicant therefore shall pay a fee as follows:

Per day \$50.00

B. The fee shall be for a period of 24 hours only, and must be renewed every following day thereafter.

C. Every peddler must pay the fee for every 24-hour period.

An applicant must provide a completed application to the City and allow time for investigation and the due diligence the City requires. As such, no application shall be permitted for a least one (1) business day upon time of submittal. Applications shall be approved within three (3) business day, unless extraordinary circumstances deem an extension to issue a permit. Any extension will be granted by the Chief of Police.

After discussion and review of the ordinance amendment, **Comm. Phillip Arp** made the motion to approve the ordinance amendment as presented. **Second by Comm. Jolene McBurney** and was unanimously approved.

**CONSIDER APPROVAL OF BUILDING PERMITS:**

**Comm. Darlene Kelly** made the motion to approve the following building permits:

**Bob McDaniel**- 20'x21' carport- Lot 6, Block 7- Original Addition. Located at 113 N. 7<sup>th</sup> Street between Hutchings and Railroad Avenues \$1,200.00

**Courtney Harrison**- 24'x24'x10' metal storage building/ Close in existing garage - Lots 2-3, Block 1- Sargent Avenue between Lakeside Drive and Second Street \$94,000.00

**Stripes, LLC**- Install new canopy sign- All of Block 2- Sunnyside Addition. Located at 1801 Hutchings Avenue between Baker and Woodward Avenues \$3,500.00

**Wanda Kirkpatrick**- carport- All of Lot 3, Part of Lot 4, Block 3- Park Height Addition. Located at 410 McCarver Drive \$2,500.00

**Second by Comm. Jolene McBurney** and was unanimously approved.

**HEAR THE POLICE ACTIVITY MONTHLYREPORT FROM CHIEF MARK MCNULTY:**

Chief McNulty reported to the Council that the month of September was a slow month. The department answered 343 calls. They had no curfew or MIP violations. The incident with Runnels County Commissioner Ricky Strube running over a lady in the Wal-Mart parking lot has been turned over to the Texas Rangers. Sargent Stan Maresch will be given a merit award for saving a man's life when he cut his wrist. The Council accepted the report as presented.

**HEAR THE CITY ADMINISTRATOR'S BI-WEEKLY REPORT:**

Bryan told the Council that he would give them a copy of the financial statement for the end pf the fiscal year at the next meeting. The City finished the year with an estimated \$127,000.00 surplus. As of October 25<sup>th</sup> the new water meter project is 90% complete. The City staff has had a few issues with the contractors on this project. They have been asked to take their time with the installation and to be more careful on people's property. The owner has informed the street department that he will take care of the issue on South 5<sup>th</sup> Street beside his business where the big 18-wheelers were tearing up the street. Bryan also informed the Council that he and Kenneth Manley formed a Ballinger Youth League for 7 on 7 football. He met with the Park Board and they have agreed to allow them

to run the funds through their account. Bryan will collect the fees, pay for uniforms, tags and referees. All the balance will be donated the Park Board.

**HEAR REQUEST FOR FUTURE AGENDA ITEMS FROM CITY COUNCIL:**

The Council has several issues that they would like to look at in the future. They would like to consider accessing a fine to people that start building projects before properly obtaining a building permit. Check on the ownership of the property behind the high school that was used for soccer in the past. Consider changing the personnel policy to move the cut off month for carrying over hours for vacation and sick leave from October to December.

**EXECUTIVE SESSION:**

**Comm. Phillip Arp** made the motion to open the executive session at 6:20 p.m. as authorized by Texas Government Code, Section 551.071 Consultation with City Attorney to hear update on alternative water resources **Second by Comm. Darlene Kelly** and was unanimously approved. The Council convened in session until 7:00 p.m. and **Comm. Darlene Kelly** made the motion to close the executive session. **Second by Comm. Jolene McBurney** and was unanimously approved.

**ACTION FROM EXECUTIVE SESSION:**

None

**ADJOURN:**

**Comm. Phillip Arp** made the motion to adjourn the meeting at 7:01 p.m. **Second by Comm. Jolene McBurney** and was unanimously approved.

  
\_\_\_\_\_  
Sam Mallory  
Mayor

**ATTEST:**

  
\_\_\_\_\_  
Bonita F. Shields  
City Secretary

STATE OF TEXAS            )(  
COUNTY OF RUNNELS    )(  
CITY OF BALLINGER       )(

On this the 17<sup>th</sup> day of October, 2016 the Ballinger City Council met in regular session at 12:00 p.m., in the Council Chamber of the City Hall located at 700 Railroad Avenue with the following members present:

Sam Mallory	Mayor
Phillip Arp	Commissioner # 1
Darlene Kelly	Commissioner # 2
Absent	Commissioner # 3
Eloyed Fuentes	Commissioner # 4

**City Staff:**

Bonita Shields	City Secretary
Bryan Grimes	City Administrator
Absent	City Attorney
Mark McNulty	Chief of Police
Stan Maresch	Police Sergeant
Steve Nixon	Public Works Director
Corey Van Zandt	IT Tech

Others present: None

**CALL TO ORDER:**

Mayor Sam Mallory called the meeting to order at 12:05 p.m.

**PRAYER AND PLEDGE OF ALLEGIANCE:**

Comm. Eloyed Fuentes was asked to lead the group in a word of prayer and the pledge of allegiance.

**CONSIDER APPROVAL OF MINUTES:**

Comm. Darlene Kelly made the motion to approve the minutes of the October 3, 2016 meeting, with corrections as noted. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**VISITORS:**

None

**DISCUSS AND TAKE ACTION TO CONSIDER THE PLAN TO REPAIR THE SIDEWALK ON THE CORNER OF 9<sup>TH</sup> AND HUTCHINGS:**

David Cowart has purchase the building located on the corner of Hutchings and 9<sup>th</sup> Street for his house health service business. He would like to make repairs and improvements to the sidewalk area located on 9<sup>th</sup> Street side of the building. He plans to leave the sidewalk adjacent to the building 3-4 feet out and then plant trees and making a seating space in the area out to the curb. He plans to make the improvements himself and was asking for City authorization to do so. After further discussion, **Comm. Phillip Arp** made the motion to authorize the City to draw up a sidewalk variance between David Cowart and the City to allow for the proposed sidewalk improvements along the building of 816 Hutchings Avenue. **Second by Comm. Darlene Kelly** and was unanimously approved.

**DISCUSS AND TAKE ACTION TO APPOINT MEMBERS TO THE CITY PARK BOARD:**

**Comm. Phillip Arp** made the motion to appoint Joy McDaniel as President of the City Park Board to replace Terilyn Bowman who stepped down. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**HEAR A REPORT FROM STEVE NIXON CONCERNING CODE ENFORCEMENT ISSUES:**

Steve Nixon asked that this item be tabled until a full Council is in attendance. After discussion, **Comm. Darlene Kelly** made the motion to table the issue for a later date. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**CONSIDER APPROVAL OF BUILDING PERMITS:**

**Comm. Darlene Kelly** made the motion to approve the following building permits;

**James Washburn**- 10'x20'x8' carport- Lot 4, Block 2- Miller Addition. Located at 409 N. 11<sup>th</sup> Street between Murrell and Harris Avenues \$940.00

**Second by Comm. Phillip Arp** and was unanimously approved.

**HEAR THE CITY ADMINISTRATOR'S BI-WEEKLY REPORT:**


Bryan presented the Council with the monthly financial statement. He also reported that the sales tax revenue for the month was approximately \$175,000.00 which is a 17% increase from this time last year. The street department will be sealcoating Sargent, Sharp and Pou Avenue from Broadway to 8<sup>th</sup> Street.

**HEAR REQUEST FOR FUTURE AGENGA ITEMS:**

The Mayor reported that Mark McNulty had given him a letter of resignation as the Chief of Police effective November 17, 2016 for health reasons. There will be a special called meeting to accept the resignation and consider a replacement

**ADJOURN:**

**Comm. Eloyed Fuentes** made the motion to adjourn the meeting at 12:27 p.m. **Second by Comm. Phillip Arp** and was unanimously approved.

  
\_\_\_\_\_  
Sam Mallory  
Mayor

ATTEST:

  
\_\_\_\_\_  
Bonita F. Shields  
City Secretary

STATE OF TEXAS            )(  
COUNTY OF RUNNELS    )(  
CITY OF BALLINGER        )(

On this the 21<sup>st</sup> day of October, 2016 the Ballinger City Council met in special called session at 12:00 p.m., in the Council Chamber of the City Hall located at 700 Railroad Avenue with the following members present:

Sam Mallory	Mayor
Phillip Arp	Commissioner # 1
Darlene Kelly	Commissioner # 2
Jolene McBurney	Commissioner # 3
Eloyed Fuentes	Commissioner # 4

City Staff:

Bonita Shields	City Secretary
Bryan Grimes	City Administrator
Absent	City Attorney
Mark McNulty	Chief of Police
Stanley Maresch	Police Sergeant

Others present: None

**CALL TO ORDER:**

Mayor Sam Mallory called the meeting to order at 12:13 p.m.

**PRAYER AND PLEDGE OF ALLEGIANCE:**

Comm. Jolene McBurney was asked to lead the group in a word of prayer and the pledge of allegiance.

**DISCUSS AND TAKE ACTION TO ACCEPT THE RESIGNATION OF MARK MCNULTY AS CHIEF OF POLICE:**

Phillip Arp made the motion to accept the resignation of Mark McNulty effective November 10, 2016 as chief of police. **Second by Eloyed Fuentes** and was unanimously approved.

**EXECUTIVE SESSION:**


Jolene McBurney made the motion to enter into executive session at 12:20 p.m. as authorized by Texas Government Code, Section 551.074 Personnel Matters (appointing an interim Chief of Police). **Second by Comm. Darlene Kelly** and was unanimously approved. The Council convened in session until 1:18 p.m. and **Comm. Phillip Arp** made the motion to close the executive session. **Second by Comm. Darlene Kelly** and was unanimously approved.

**ACTION FROM EXECUTIVE SESSION:**

Jolene McBurney made the motion to appoint Stanley Maresch as the Interim Chief of Police for a ninety-day period effective November 10, 2016 with the annual salary of \$48,000.00. **Second by Darlene Kelly** and was unanimously approved.

**ADJOURN:**

Comm. Jolene McBurney made the motion to adjourn the meeting at 1:20 p.m. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

  
Sam Mallory  
Mayor

ATTEST:

  
Bonita F. Shields  
City Secretary

STATE OF TEXAS            )( )  
COUNTY OF RUNNELS       )( )  
CITY OF BALLINGER         )( )

On this the 7<sup>th</sup> day of November, 2016 the Ballinger City Council met in regular session at 12:00 p.m., in the Council Chamber of the City Hall located at 700 Railroad Avenue with the following members present:

Sam Mallory	Mayor
Absent	Commissioner # 1
Darlene Kelly	Commissioner # 2
Absent	Commissioner # 3
Eloyed Fuentes	Commissioner # 4

City Staff:

Bonita Shields	City Secretary
Bryan Grimes	City Administrator
Ebb Grindstaff	City Attorney
Mark McNulty	Chief of Police
Stanley Maresch	Interim Chief of Police

Others present: Janie McNulty-Citizen, Linda Arispe- **Ballinger Ledger**.

**CALL TO ORDER:**

Mayor Sam Mallory called the meeting to order at 12:09 p.m.

**PRAYER AND PLEDGE OF ALLEGIANCE:**

Comm. Darlene Kelly was asked to lead the group in a word of prayer and the pledge of allegiance.

**CONSIDER APPROVAL OF MINUTES:**

Comm. Darlene Kelly made the motion to approve the minutes of the October 17 and October 21, 2016 meetings, with noted corrections. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**VISITORS:**

None

**DISCUSS AND TAKE ACTION TO APPROVE A RESOLUTION FOR THE PURCHASE OF FLEET VEHICLES THROUGH GOVERNMENT CAPITOL PROGRAM:**

Bryan Grimes explained to the Council that the City has several pick-ups that are ten years or older with an average of 130,000 to 150,000 miles on them. He would be able to purchase 7-9 vehicles with a loan that has 3.0 or 3.1 interest rate. He would be able to get a 7-10-year loan with an estimated \$30,00 annual loan payment. The pick-ups would be bought local from Toliver Brothers with trade in. Government Capitol has informed him that after the election tomorrow the interest rate could possibly go up to 3.75-4.0%. After discussion **Comm. Eloyed Fuentes** made the motion to approve a resolution to purchase fleet vehicles for the City through Government Capitol. **Second by Darlene Kelly** and was unanimously approved.

**DISCUSS AND TAKE ACTION TO RENEW THE RURAL FIRE PROTECTION CONTRACT WITH RUNNELS COUNTY:**

**Darlene Kelly** made the motion to approve the rural fire protection contract with Runnels County. **Second by Comm. Eloyed Fuentes** and was unanimously approved. This contract shows a payment of \$10,500 from the County for this service.

**DISCUSS AND TAKE ACTION TO RENEW THE DISPATCHING SERVICE CONTRACT WITH RUNNELS COUNTY:**

**Comm. Darlene Kelly** made the motion to approve the dispatching service contract with Runnels County. **Second by Comm. Eloyed Fuentes** and was unanimously approved. This contract shows that the City will pay an annual payment of \$45,000 to the County for this service.

**HEAR THE MONTHLY POLICE ACTIVITY REPORT FROM CHIEF MARK MCNULTY:**

Mark reported that last month was a slow month. They worked 6 accidents and 23 incidents. The revenue from court fines was down also. The Council accepted his report as presented.

**HEAR A MERIT PRESENTATION FOR MARK MCNULTY FOR HIS DEDICATED SERVICE TO THE BALLINGER POLICE DEPARTMENT:**

Mayor Sam Mallory presented Mark McNulty with a merit award. He thanked Mark for his loyal service to the City of Ballinger for the past nineteen years and the years in served in the military and national guard.

**DISCUSS AND TAKE ACTION ON THE REQUEST OF LOUIS PHILLIPS TO PURCHASE SIX LOTS OUT OF BLOCK 23 OF THE ORIGINAL ADDITION FOR TRAILER PARK LOCATED IN THE 200 BLOCK OF HUTCHINGS:**

No action taken on the issue because Mr. Phillips was not present at the meeting.

**DISCUSS AND TAKE ACTION TO APPROVE A RESOLUTION FOR THE ANNUAL CHRISTMAS IN OLDE BALLINGER PARADE:**

Comm. Eloyed Fuentes made the motion to approve a resolution to allow Christmas in Olde Ballinger parade on November 26, 2016. **Second by Comm. Darlene Kelly** and was unanimously approved.

**REMOVE FROM THE TABLE TO HEAR A REPORT FROM STEVE NIXON CONCERNING CODE ENFORCEMENT ISSUES:**

This issue was left on the table. Mr. Nixon was not present at the meeting.

**CONSIDER APPROVAL OF BUILDING PERMITS:**

Comm. Eloyed Fuentes made the motion to approve the following building permits:

**Cody & Roxanne Bowman-** Covered deck-outdoor fire place- Lot 3, Block 4- Bowden I Addition. Located at 705 N. 8<sup>th</sup> Street \$35,000.00

**Jeanene Bonnett-** Interior remodel- Lots 7-8, Block 1- Sunnyside Addition. Located at 1709 Hutchings Avenue \$7,500.00

**Second by Comm. Darlene Kelly** and was unanimously approved.

**HEAR THE CITY ADMINISTRATOR'S BI-WEEKLY REPORT:**

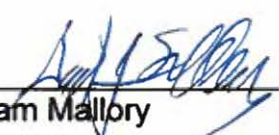
The water at the new lake should be running over the spillway by Tuesday. At this time, we have two full lakes. The City will be closed Friday November 11, 2016 for Veteran's Day. The meter project is still in the process of being completed. They are in the process of obtaining rock for next year's paving project. Plans are being made to repair the road to the park along Elm Creek starting at the entrance on 4<sup>th</sup> Street.

**HEAR REQUEST FOR FUTURE AGENDA ITEMS FROM CITY COUNCIL:**

Eloyed showed the Council a picture of the yard of 706 16<sup>th</sup> Street standing in water. The owner told him that it has been this way since the County graded the road. Bryan stated that he would look into the matter.

**ADJOURN:**

Comm. Darlene Kelly made the motion to adjourn the meeting at 12:40 p.m. **Second by Comm.** and was unanimously approved.

  
Sam Mallory  
Mayor

ATTEST:

  
Bonita F. Shields  
City Secretary

STATE OF TEXAS        )(  
COUNTY OF RUNNELS    )(  
CITY OF BALLINGER     )(

On this the 21st day of November, 2016 the Ballinger City Council met in regular session at 5:30 p.m., in the Council Chamber of the City Hall located at 700 Railroad Avenue with the following members present:

Sam Mallory	Mayor
Phillip Arp	Commissioner # 1
Darlene Kelly	Commissioner # 2
Jolene McBurney	Commissioner # 3
Eloyed Fuentes	Commissioner # 4

**City Staff:**

Bonita Shields	City Secretary
Bryan Grimes	City Administrator
Ebb Grindstaff	City Attorney
Stanley Maresch	Interim Chief of Police

Others present: Theresa McDaniel, Bob McDaniel, Sam Batts, Landy Cason- Citizen.

**CALL TO ORDER:**

Mayor Sam Mallory called the meeting to order at 5:30 p.m.

**PRAYER AND PLEDGE OF ALLEGIANCE:**

Comm. Phillip Arp was asked to lead the group in a word of prayer and the pledge of allegiance.

**CONSIDER APPROVAL OF MINUTES:**

Comm. Jolene McBurney made the motion to approve the minutes of the November 7, 2016 meeting, with noted corrections. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**VISITORS:**

None

**DISCUSS AND TAKE ACTION TO CANVASS THE BALLOTS CAST FOR THE NOVEMBER 8, 2016 CITY OFFICER'S ELECTION:**

Bonita presented the Council with information from Julia Miller, the election administrator. The reports show that a total of 131 votes were cast for Single Member District 3. Bob McDaniel received 66 and Jolene McBurney received 65. In the race for Single Member District 4 there were a total of 301 votes cast. Daniel Fisher Sr. received 95, Landy Cason received 79 and Eloyed Fuentes received 127. There were eight provisional votes cast, but none of them changed votes in either race.

**CONSIDER A RESOLUTION DECLARING THE ELECTION RESULTS TO BE CORRECT:**

Comm. Phillip Arp made the motion to pass a resolution declaring the results of the City's Officers election to be correct as presented. **Comm. Darlene Kelly** and was unanimously approved.

The Mayor presented Jolene McBurney with a plaque and ivy plant thanking her for dedicated ten years of service on the City Council.

**THE NEWLY ELECTED OFFICERS WILL BE ADMINISTERED THE OATH OF OFFICE BY THE CITY SECRETARY:**

Bonita Shields administered the oath of office to Bob McDaniel- Single Member District 3 and Eloyed Fuentes- Single Member District 4.



**CONSIDER SETTING THE TIME AND PLACE FOR THE REGULAR AND SPECIAL COUNCIL MEETINGS:**

**Comm. Darlene Kelly** made the motion to leave the meeting time at the 1<sup>st</sup> and 3<sup>rd</sup> Monday of each month starting at 5:30 p.m. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**CONSIDER SETTING THE SALARY FOR THE MAYOR AND COMMISSIONERS OF THE COUNCIL:**

**Comm. Darlene Kelly** made the motion to leave the salary for the Mayor \$500 annual and four Council members -\$250 annual. **Second by Comm. Phillip Arp** and was unanimously approved.

**CONSIDER APPOINTING A MAYOR PRO-TEM:**

**Comm. Bob McDaniel** made the motion to leave Darlene Kelly as the Mayor Pro-tem. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

**DISCUSS AND TAKE ACTION TO APPOINT TWO MEMBERS TO THE CITY PARK BOARD:**

**Comm. Darlene Kelly** made the motion to appoint Lucy Hutchings and Hillary Bell to serve in the City Park board. **Second by Comm. Phillip Arp** and was unanimously approved.

**DISCUSS AND TAKE ACTION TO CONSIDER AMENDMENT TO THE ANIMAL CONTROL OPERATING POLICY:**

Stanley Maresch and Sam Batts presented the Council with the changed that they would like to make to the animal control policy. They would like to include items that would address the problems and issues that they are having with pit bulls in town. The amendment would also include changes to the enforcement section, exception section, capture of animals, unlawful restraints of animals, and documented animal for breeding section. After further review of the amendments presented, **Comm. Eloyed Fuentes** made the motion table any decision for further review. **Second by Comm. Darlene Kelly** and was unanimously approved.

**DISCUSS AND TAKE ACTION ON THE REQUEST OF LOUIS PHILLIPS TO PURCHASE SIX LOTS OUT OF BLOCK 23 OF THE ORIGINAL ADDITION FOR A TRAILER PARK LOCATED IN THE 200 BLOCK OF HUTCHINGS AVENUE:**

Mr. Phillips called and asked that his request be taken off the agenda, but it was already posted. After discussion of the issue, **Comm. Phillip Arp** made the motion to reject the request for the sale of the lots. **Second by Comm. Darlene Kelly** and was unanimously approved.

**DISCUSS AND TAKE ACTION TO ALLOW PROPERTY IMPROVMENTS AT 510 S. 7<sup>TH</sup> STREET, LOT 6, BLOCK 63- ORIGINAL ADDITION:**

Steve Nixon explained to the Council that this property was condemned in 2010. There is a rock structure without a roof still standing. Irma Mata told the Council that she would like to put a new roof and close in a concrete slab for an extra room. It was explained to Mrs. Mata that because this property is in the flood plain there are FEMA guidelines and rules that would have to be followed. She would have to find out the value that is assessed on the property and she would not be allowed to spend over 50% of that value to make any improvements. After discussion, **Comm. Phillip Arp** made the motion to allow Mrs. Mata to make improvements to the property as long as they meet and stay in compliance with the FEMA guidelines. **Second by Eloyed Fuentes** and was unanimously approved.

**DISCUSS AND TAKE ACTION TO CONSIDER THE RECOMMENDATION OF THE PLANNING AND ZONING BOARD ON TWO VARIANCE REQUEST FROM:**

**GENE ROBERTS- 701 COUNTRY CLUB AVE- PART OF BLOCK 61- WEST END ADDITION**

**QUAILIETTO QUARLES- 1306 BROADWAY- LOT 6, BLOCK 13- WILKE III ADDITION:**

Steve Nixon reported to the Council that both these issues were taken before the Planning & Zoning board for review. They would like to get a variance to move in travel trailers that are ten years old or older for a short period of time. This would allow them a place to use the restroom and rest periods while they are making improvements to the houses on the property.

The Planning and Zoning board recommended that they be granted a variance for six months. After discussion, **Comm. Phillip Arp** made the motion to accept the recommendation of the Planning & Zoning board to grant a six -month variance to Gene Roberts and Quailto Quarles. **Second by Comm. Darlene Kelly** and was unanimously approved.

**CONSIDER APPROVAL OF BUILDING PERMITS:**

**Comm. Eloyed Fuentes** made the motion to approve the following building permits:

<b>Studer Rental Corp.-</b> 125'x125'x18' metal building- Located at 2022 N. Broadway between Bronte Highway and Old Winter Highway	\$300,000.00
<b>Tommy Chambliss-</b> Move in 2 8'x8'x20' storage containers- Track 6, Block 11- South Ballinger Addition.	\$4,500.00
<b>Tommy Chambliss-</b> 24'x31'x8' carport- Track 2, Block 11- South Ballinger Addition.	\$2,500.00

**Second by Comm. Darlene Kelly** and was unanimously approved.

**HEAR THE CITY ADMINISTRATOR'S BI-WEEKLY REPORT:**

Bryan reported to the Council that we received \$59,000 from sales tax this month and with the \$175,000 that we received last month we have collected approximately 23% of the amount that we budgeted for the whole year. He had a meeting with TX Dot about putting gate for the train tracks on Broadway, 8<sup>th</sup>, 10<sup>th</sup> and 13<sup>th</sup> streets. They also discussed closing 10<sup>th</sup> street and paying the City of Ballinger \$150,000 for the closure. They discussed putting a traffic light at the intersection of FM 2111 and Highway 67. There must be a study done before any decision can be made on the traffic light.

**HEAR REQUEST FOR FUTURE AGENDA ITEMS FROM THE COUNCIL:**

The Council discussed the need for the code book to be updated.

**EXECUTIVE SESSION:**

**Comm. Darlene Kelly** made the motion to enter executive session at 6:35 p.m. as authorized by Texas Government Code, Section 551.071 Consultation with City Attorney to hear update on alternative water resources and Section 551.074 to consider salary adjustment for Stanley Maresch. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

The Council convened in session until 7:03 p.m., and **Comm. Phillip Arp** made the motion to close the executive session. **Second by Comm. Eloyed Fuentes** and was unanimously approved.


**ACTION FROM EXECUTIVE SESSION:**

**Comm. Phillip Arp** made the motion to adjust Stanley Maresch salary from \$48,000 to \$52,000 annual for accepting the interim Chief of Police position. **Second by Comm. Darlene Kelly** and was unanimously approved.

**ADJOURN:**

**Comm. Darlene Kelly** made the motion to adjourn the meeting at 7:04 p.m. **Second by Comm. Eloyed Fuentes** and was unanimously approved.

  
Sam Mallory  
Mayor

ATTEST:  
  
Bonita F. Shields  
City Secretary



money for material to teach kids about 911, stranger danger Halloween bags, sticker badges and other safety information. Stan will also be hiring Justin Amaro and Timothy Mercer as patrolmen for the police department. Samantha Rodriguez will be taking a job with ASU, and her last day will be December 9, 2016. The Council accepted the report as presented.

**HEAR THE CITY ADMINISTRATOR'S BI-WEEKLY REPORT:**

**HEAR REQUEST FOR FUTURE AGENDA ITEMS FROM CITY COUNCIL:**

Bryan presented the Council with the financial statement for the month of November, 2016. Bryan reported to the Council that he had a meeting with TX Dot to discuss putting arms down at the railroad crossing on Broadway, 8<sup>th</sup>, 10<sup>th</sup> and 13<sup>th</sup> Streets. They also discussed putting a traffic light up at the intersection of FM 2111 and Highway 67 intersection. Bryan also asked about putting trash can receptacles and benches in the downtown section of town. He reported on the meeting that he would be attending during the next two weeks. If there is nothing that needs to be brought before the Council, he suggested not having a meeting on January 19<sup>th</sup>. The new brush truck was delivered last week.

**EXECUTIVE SESSION:**

**Comm. Darlene Kelly** made the motion to enter into executive session at 6:21 p.m. as authorized by Texas Government Code, Section 551.071 Consultation with City Attorney to hear update on alternative water resources and Section 551.074 Personnel Matters for performance evaluation and review on the City Administrator Bryan Grimes. **Second by Eloyed Fuentes** and was unanimously approved.

The Council convened in session until 6:53 p.m., and **Comm. Eloyed Fuentes** made the motion to close the executive session. **Second by Comm. Darlene Kelly** and was unanimously approved.

**ACTION FROM EXECUTIVE SESSION:**

**Comm. Phillip Arp** made the motion to approve a contract with Bryan Grimes as City Administrator. **Second by Eloyed Fuentes** and was unanimously approved.

**ADJOURN:**

**Comm. Bob McDaniel** made the motion to adjourn the meeting at 6:54 p.m. **Second by Comm. Phillip Arp** and was unanimously approved.

  
Sam Mallory  
Mayor

**ATTEST:**

  
Bonita F. Shields  
City Secretary