

REGULAR MEETING OF THE CITY COMMISSION
OF THE CITY OF DUMAS, TEXAS

DECEMBER 15, 2008

6:30 P.M.

BE IT REMEMBERED THAT THERE CAME AND WAS HELD A REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF DUMAS, TEXAS IN THE DUMAS MUNICIPAL COURT ROOM - POLICE DEPARTMENT, 124 EAST 7TH STREET OF SAID CITY:

Members Present:

Mayor Mike Milligan
Mayor Pro Tem Pat L. Sims
Commissioner John D. Harris
Commissioner Mike Salim
Commissioner James Mahaffey
City Manager Vince DiPiazza
City Attorney Tom Moore

Others Present: Kim Rehkopf, Dale Alwan, Dolores Montoya, Dottie Williams, Tommy Raper, B.J. Reyes, Brenda Koehn, David Gamblin, and Sam Cartwright.

Mayor Milligan called the meeting to order.

Commissioner Harris asked about the following bills: Stevenson & Sons Pest Control, \$90, for administration and Orkin Pest Control, \$122.20, for the police department. City Manager Vince DiPiazza said Orkin services the police department and Stevenson & Sons provides service for the other city facilities. Chief Alwan said Orkin also provides service at the animal shelter. Commissioner Mahaffey asked about the following bills: Big Country Supply and D & R Electronics, \$1,598.05, for the police department. Chief Alwan said this cost is for the adapters, console and sirens for the unmarked police vehicle. Chief Alwan said he failed to include these items in the bid specifications for the unmarked vehicle. Mayor Milligan said that Susan Combs with the state comptroller's office was in Dumas and she stated that they were in the process of starting a general store for municipalities, which would have reduced costs. Associated Supply, \$4,646.95, for the street department. Public Works Director Tommy Raper said this cost is for the hydraulic pump for the maintainer. Discount Fence, \$1,817, for the park department. Mr. Raper said this cost is for the barricade fencing around the swimming pool site. Terra Testing, \$4,679. Mr. Raper said this cost is for the twenty foot bore to check the ground stability at the swimming pool site. Bank of America, \$724, for the street department. Mr. Raper said this cost is for sheeting for making signs. Mayor Milligan asked about the emergency management bills; \$630 for a chair and costs for air and oil filters. Finance Director Dottie Williams said this cost is for chairs for the emergency management meeting room, not just for one chair and the air and oil filters are

for the vehicles that the COP's use. A motion was made by Commissioner Mahaffey, seconded by Commissioner Harris, and passed unanimously to approve the December 1, 2008 Regular City Commission meeting minutes and paying the bills.

Pheasant Trails Golf Course greens keeper David Gamblin said that \$25,000 was budgeted for a new greens mower but he would like to purchase two used mowers. Mr. Gamblin said he has received three quotes on a Toro Greenmaster 3100 from Smith Turf & Irrigation for \$11,450; Statewide Turf Equipment for \$9,400 plus shipping; and Professional Turf Products for \$8,750. Mr. Gamblin said the other mower he would like to purchase is a used Toro Groundmaster 3500D to use around the tee boxes and greens. There were three quotes received from Professional Turf Products for \$16,000; Statewide Turf Equipment for \$14,900; and Parker Sports for \$14,000. A motion was made by Mayor Pro Tem Sims, seconded by Commissioner Harris, and passed unanimously to approve the purchase of a used Toro 3100 mower from Professional Turf products for \$8,750 and a used Toro Groundmaster 3500D mower from Parker Sports for \$14,000 for Pheasant Trails Golf Course.

Commissioner Mahaffey asked the Commission to consider accepting a donation from Dumas Noon Lions Club of a lion slide, cost is approximately \$15,000, for the new swimming pool project and in return the city will build and take down the metal buildings for Dogie Days for five years. Commissioner Salim asked Commissioner Mahaffey if he could negotiate for Lions Club and he said yes. Commissioner Salim asked if Lions Club would consider three years instead of five years. Commissioner Mahaffey said no. City Manager Vince DiPiazza said the city has helped Lions Club construct the metal buildings the last couple of years. Public Works Director Tommy Raper said the city only put up the metal frames but the city does not have the man power to construct the metal buildings. Mr. Raper said the lion slide isn't really a donation if the city is to build and tear down the metal buildings. Mr. DiPiazza said the city would have to use more than one department for this type of project. Commissioner Harris said he has helped construct the metal buildings and there are usually ten Lions Club members that help when there are approximately three hundred Lions Club members. Commissioner Harris said the city contributes police officers, firefighters, park department and that is paying them overtime. Mayor Milligan said since the city has helped the last couple of years, and if the city can get something in return, the city could construct the frames as they have done in the past. Mayor Milligan said he would like the city to work something out with Lions Club. Mayor Pro Tem Sims recommended that the Lions Club board discuss this and bring back a different proposal. The Consensus of the Commission is to table this item.

Public Works Director Tommy Raper said Prime Steel Building Components is requesting a variance to use a water well that is on their property for irrigation purposes only. Prime Steel was not in the city limits until the city annexed that area. Mr. Raper said that Prime Steel spent a lot of money repairing the well before the annexation. City Attorney Tom Moore will reword Article II. Water, Division 1 Generally, Section 74-31, Connection to city system required; private wells. "...all persons *utilizing water for human consumption* in the city limits connect onto and utilize..." *Utilizing water for*

human consumption will be deleted. A motion was made by Commissioner Salim, seconded by Commissioner Harris and passed by a majority vote to allow Prime Steel Building Components to utilize the water well on their property for irrigation purposes. Mayor Milligan opposed.

Police Chief Dale Alwan asked the Commission if they would like to donate three retired police vehicles. Chief Alwan said D.I.S.D. Police Chief Larry Payne has requested all three vehicles. Chief Alwan said he also has had requests from Amarillo College and Moore County District Attorney's office for a vehicle. A motion was made by Commissioner Harris, seconded by Mayor Pro Tem Sims, and passed unanimously to approve the donation of two police vehicles to D.I.S.D. and one vehicle to Moore County District Attorney's office; if the Moore County District Attorney's office declines the vehicle, then all three police vehicles will be donated to D.I.S.D.

City Manager Vince DiPiazza presented an ordinance to adopt and enact a new code of ordinances. A motion was made by Commissioner Salim, seconded by Commissioner Harris, and passed unanimously to approve the Second & Final Reading of Ordinance No. 1061 adopting and enacting a new code of ordinances for the City of Dumas.

Public Works Director Tommy Raper presented an ordinance designating one-way streets for the school safety zones. A motion was made by Commissioner Harris, seconded by Mayor Pro Tem Sims, and passed unanimously to approve the First Reading of Ordinance No. 1062 designating Oak Avenue from N. 3rd Street to N. 4th Street a one-way street with all traffic traveling northbound one hour before starting time at Green Acres Elementary and ending one-half hour after ending time at Green Acres Elementary when school is in session; and designating Powell Avenue from E. 7th Street to E. 5th Street a one-way street with all traffic traveling northbound one hour before starting time at Morningside Elementary and ending one-half hour after ending time at Morningside Elementary when school is in session.

Mayor Milligan opened the Work Session.

City Manager Vince DiPiazza presented revised pictures of the eighteen inch "Ding Dong Daddy" statue. Mr. DiPiazza said changes made were shortening of the nose and the finger raised and adding a fourth finger to both hands. Mr. DiPiazza said the city could possibly copyright the statue so miniature replicas could be made and sold. City Attorney Tom Moore said KDDD Radio Station, Ken Duke, owned the rights. City Secretary Kim Rehkopf said Texas Department of Transportation has marked the area at the visitors center where the statue could be placed. Public Works Director Tommy Raper said the area marked is in line with the flags. Mayor Milligan said he does not want the statue to distract from the flag display. The Commission discussed sizes and prices. Mayor Milligan presented pictures and costs to Chamber of Commerce Director Sam Cartwright. Mayor Milligan suggested an electric sensor be placed on the statue so when someone approached the statue it would play the song "I'm a Ding Dong Daddy from Dumas." Mr. Cartwright suggested the statue be placed southwest of the entrance into

the visitors center. Mayor Pro Tem Sims said the statue should be placed where people can stop and take pictures. The consensus of the Commission was for Mr. Cartwright to present the pictures and cost estimates to his board for their recommendations. Mayor Milligan stated that the statue should be twenty to thirty feet, including the pedestal and he thinks the cost would be approximately \$30,000.

Mayor Milligan recessed into executive session at 7:34 p.m. for deliberation regarding personnel matters. Mayor Milligan recessed the executive session at 8:17 p.m. and reopened the regular meeting. There were no decisions or votes taken.

Meeting adjourned.

Mike Milligan, Mayor

ATTEST:

Vince DiPiazza, City Manager