

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

JUNE 16, 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 CITY HALL OF SAID CITY:

Members Present:

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

Members Absent:

Commissioner John D. Harris

Others Present: Kim Rehkopf, Mike Running, Larry Brandon, Brent Sherrod, Jerod Pingelton, Tommy Raper, Paul J. Jenkins, Kayte Cook, Dottie Williams, Dale Alwan, Greg Tanner, Bob Brinkmann, Jackie Wiswell, Steve Rehkopf, and Luis Trujillo.

Mayor Milligan called the meeting to order.

Commissioner Mahaffey asked about the following bills: Tascosa Tool Service, \$3602.69 for the fire department. Fire Chief Paul J. Jenkins said this cost was for ropes, harnesses, and helmets to put on rescue equipment. Chief Jenkins said the fire department received a one hundred percent grant from John Deere due to the installation of the wind turbines that have been installed in the county. Chief Jenkins said their current rescue equipment does not reach the top and back down to the bottom of the turbines. Mayor Milligan asked if the city had already received the grant funds and Chief Jenkins said no, that the city must pay the bill and send John Deere the receipts for reimbursement. City Manager Vince DiPiazza asked if there would be additional training expense and Chief Jenkins said no. Sam's Club, \$1,561.88 for the swimming pool concession stand and asked if the city makes any profit from the concession stand. Mr. DiPiazza said the concession stand makes little profit. Commissioner Mahaffey asked what kind of attendance the swimming pool has per day. Mayor Milligan said there were only fifteen people the first day. City Secretary Kim Rehkopf said the second day was approximately thirty-two people and after that it's been one hundred to one hundred-fifty people per day. United Suppliers, \$1,560 for the street department. Public Works Director Tommy Raper said this cost is for weed spray used on city streets. Tow Bros. Equipment, \$9,757.73 for solid waste department. Mr. Raper said this is for an axle suspension assembly for the new compactor body truck. A motion was made by Mayor Pro Tem

Sims, seconded by Commissioner Salim, and passed by a majority vote to approve the June 2, 2008 Regular City Commission meeting minutes and paying the bills. Commissioner Mahaffey abstained.

Dumas Economic Development Corporation Director, Michael M. Running, asked the Commission to approve their five projects that are funded through the community development grant program. Mr. Running said the funds total thirty thousand dollars and the proposed distribution is as follows: \$1,000 to Dumas American Legion Post 224 to restore and paint the F-4 Phantom fighter plane on display at McDade Park; \$5,000 to Dumas Discovery Center, Inc. to buy equipment necessary to expand to the YMCA for the After-School children's program and to accommodate more preschool age children at the current facility; \$1,000 to Dumas Fastpitch Softball Association to replace grass, fencing, piping and dugout areas; \$13,000 to Talon Point to remove volcanic rock in the parking area and repave with asphalt; \$10,000 to the YMCA to replace the swimming pool ceiling with a multi-coated bond product and replace the swimming pool heating system. Steve Rehkopf, President of Panhandle Children's Foundation, thanked the Commission and D.E.D.C. for contributing funds to pave the parking area at Talon Point. Mr. Rehkopf said the paving project has been completed and invited everyone to come out to the facility to see the renovations. Mr. Rehkopf said their goal is to have the Talon Point ready in 2009 to accommodate disabled and disadvantaged children. A motion was made by Commissioner Mahaffey, seconded by Commissioner Salim, and passed unanimously to approve the above five projects totaling \$30,000 through the D.E.D.C. community development grant program.

Bob Brinkmann, Dumas Noon Lions Club President, said the Commission recently approved contributing \$25,000 to construct permanent stands at McDade Park. Mr. Brinkmann said their board is proposing a new plan which is one metal 16 X 140 building. The cost is approximately \$50,000 and an additional \$3,000 to add a brick facade. A motion was made by Commissioner Mahaffey to contribute \$15,000 to the project. The motion died for lack of a second motion. There was no action taken.

City Manager Vince DiPiazza said the current natural gas rate for June is \$10.55 and the December market is at \$12. A motion was made by Commissioner Mahaffey, seconded by Commissioner Salim, and passed unanimously to approve Resolution No. 08-12 setting the June natural gas rate at \$10.55 plus \$2.50 adder fee, totaling \$13.05.

City Manager Vince DiPiazza presented Ord. No. 1038 concerning public nuisances, abandoned and junk vehicles. Mr. DiPiazza said he would like to confirm issues concerning parking of legal vehicles should be a separate ordinance. Mayor Milligan said the issues were parking in yards and streets for a long period of time. Commissioner Salim said if a vehicle or trailer has been sitting in a yard for a long period of time, and is not registered in Texas, is there a citation issued. City Attorney Tom Moore said if the vehicle has an out of state registration, and it's a "valid" out of state registration, they must register the vehicle in Texas within thirty days. Mr. Moore said if the vehicle/trailer has been parked in one specific spot for over thirty days, it's not considered a "valid" registration. Police Chief Dale Alwan stated the vehicle must be

moving, not parked, before a moving violation citation could be issued. Chief Alwan said if the vehicle is parked and has a valid registration it is not an enforcement issue. Mr. Moore said the ordinance language states “an unexpired license plate” and the language could be changed to “a *valid* unexpired license plate.” A motion was made by Commissioner Mahaffey, seconded by Mayor Pro Tem Sims, and passed unanimously to confirm the Second & Final Reading of Ord. No. 1038, amend public nuisances, abandoned, junk vehicle ordinance with the language change in I. Definitions, B. 1. a. to read “a *valid* unexpired license plate.”

City Inspector Greg Tanner presented five ordinances to update codes. Mr. Tanner said the city is currently under the uniform codes and the codes should be updated every three years. City Manager Vince DiPiazza said updating the codes is in response to ISO inspection and state law mandates. Commissioner Salim asked if contractors were aware that the city is making code changes. Mr. Tanner said yes and area inspectors are adopting the codes so contractors can work in different area towns and comply with one code instead of several different codes. A motion was made by Commissioner Mahaffey, seconded by Mayor Pro Tem Sims, and passed unanimously to approve the First Reading of the following ordinances: Ord. No.1043 adopting the 2006 International Energy Code; Ord. No. 1044 adopting the 2006 International Mechanical Code; Ord. No. 1045 adopting the 2006 International Plumbing Code; Ord. No. 1046 adopting the 2008 National Electrical Code; and Ord. No. 1047 adopting the 2006 International Building Code.

Fire Chief Paul J. Jenkins asked the Commission to consider allowing the public to use the city landfill for the July Fourth fireworks celebration. Chief Jenkins said the landfill would be closed at midnight. A motion was made by Mayor Pro Tem Sims, seconded by Commissioner Mahaffey, and passed unanimously to approve the landfill for a public fireworks safe area for the July Fourth celebration.

Mayor Milligan opened the Work Session.

City Manager Vince DiPiazza presented current city ordinances concerning parking of recreational vehicles and trailers in residential areas. Mr. DiPiazza said driving and parking on sidewalks is prohibited. Mr. DiPiazza said parking more than seventy-two hours continuously is prohibited and vehicles/trailers exceeding twenty-five feet in length is prohibited. Commissioner Mahaffey suggested the length be changed from twenty-five feet to sixteen feet. Mr. DiPiazza said trailers, which are mobile homes in the ordinance, outside a licensed park or area zoned for mobile homes still does not address the issue of recreational vehicles/trailers parked in the street or yard. Mr. DiPiazza said it is unlawful for a person to live in a mobile home outside a mobile home park and there is an issue concerning what constitutes “living” in a recreational vehicle on existing residential property. Mr. DiPiazza said “living” could be considered two weeks or six months and should be specifically defined. City Attorney Tom Moore said he would draft an ordinance with specific language addressing residing in a recreational vehicle in a residential area and define driveway to address a recreational vehicle/trailer being parked in a yard.

Mayor Milligan recessed into executive session at 7:34 p.m. for deliberation regarding real property to discuss the sale of city property. Mayor Milligan recessed the executive session at 8:39 p.m. and reopened the regular meeting.

A motion was made by Commissioner Mahaffey, seconded by Mayor Pro Tem Sims, and passed unanimously to proceed with the sale of the golf course restaurant building.

Mayor Milligan said he would like to submit information to PGA CareerLinks Hiring Solution to advertise for a golf professional. Mayor Milligan said he would like to recruit a golf professional search committee and appoint the search committee members. A motion was made by Commissioner Mahaffey, seconded by Mayor Pro Tem Sims, and passed unanimously to appoint a search committee to recruit a golf professional and submit information to PGA CareerLinks Hiring Solution.

Meeting adjourned.

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Mike Milligan, Mayor

ATTEST:

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Vince DiPiazza, City Manager