

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

MARCH 17, 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 John D. Harris
Commissioner Mike Salim
Commissioner James Mahaffey
City Manager Vince DiPiazza
City Attorney Tom Moore

Others Present: Kim Rehkopf, Tommy Raper, Paul J. Jenkins, Marvin Trejo, Milton R. Pax, Tom Ferguson, Karla Smith, and Kayte Cook.

Mayor Milligan called the meeting to order.

Commissioner Mahaffey asked Fire Chief Paul J. Jenkins to explain a bill from Rosetta Stone for Spanish software for \$405.95. Chief Jenkins said the software purchased is to help the firefighters learn Spanish because they need to be able to communicate with citizens that do not speak English, especially in an emergency situation. Chief Jenkins stated the Spanish software DVD would provide one-on-one training with words and pictures. City Manager Vince DiPiazza asked if every firefighter would be required to do the training and Chief Jenkins said yes. Mayor Milligan told Chief Jenkins he would like for him to share the training material with other city departments, the hospital and ambulance staff. Commissioner Mahaffey asked Police Officer Marvin Trejo to explain the bill from Nate's Leather for Chicago jackets for \$1,499.64. Officer Trejo said every police department employee has a black leather jacket and the Chicago jacket from Nate's Leather was comparable with other quotes. Commissioner Mahaffey asked the condition of Officer Allen Garland and Lt. Tom Flood. Officer Trejo said Officer Garland is progressing daily and should be released in April to full duty. Lt. Flood is home, but still in pain, and would see the doctor the next day. A motion was made by Commissioner Mahaffey, seconded by Mayor Pro Tem Sims, and passed unanimously to approve the Consent Agenda which consists of the March 3, 2008 Regular City Commission meeting minutes and paying the bills.

Mayor Milligan presented a recognition certificate to Andrew Stout for achieving the rank of Eagle Scout. Mayor Milligan said to earn an Eagle Scout is a tremendous

amount of work and twenty-one merit badges are required. Mr. Stout has twenty-nine merit badges and has almost completed two more. The Commission commended Mr. Stout for his achievement.

Mayor Milligan read a proclamation from CASA 69 board member Milton Pax concerning child abuse. Mayor Milligan issued a proclamation establishing April 2008 as Dumas Child Abuse Prevention and Awareness Month.

Mayor Milligan said Heart of America Shows would like to set up a carnival at McDade Park, May 15, 2008 through May 18, 2008. Commissioner Salim asked if the carnival was for charity or for profit and Mayor Milligan said for profit. Commissioner Salim suggested denying the request. Commissioner Harris stated that the Commission should not deny a request because the carnival is for profit and not a charity. City Manager Vince DiPiazza said this request is for the use of McDade Park and that the city has a permit process to allow carnivals, no matter where they set up. Mr. DiPiazza said the city requires a permit fee and other permit requirements must be met before a permit is issued. Commissioner Harris suggested allowing Heart of America Shows to hold a carnival, but consider different dates. Mayor Milligan agreed and suggested Heart of America Shows consider a date in the fall. Mayor Milligan said the city's ordinance should be reviewed because there have been no changes since 1976. A motion was made by Commissioner Salim, seconded by Commissioner Mahaffey, and passed unanimously to not allow Heart of America Shows to hold a carnival on the dates requested, May 15, 2008 through May 18, 2008.

City Manager Vince DiPiazza presented an ordinance concerning annexation on property south of Dumas. Mr. DiPiazza said this is the last official act for the Commission to make the annexation effective. Mayor Milligan asked when the city could begin to tax the property. City Attorney Tom Moore said January 1, 2009. A motion was made by Mayor Pro Tem Sims, seconded by Commissioner Harris, and passed unanimously to approve the Second & Final Reading of Ordinance No. 1035 annexing property South of Dumas, West of Highway 287, further described as a 337.09 acre tract of land out of Sections 195 and 226, Block 44, H.T.& C.R.R. Co. Survey, Moore County, Texas.

Mayor Milligan said this is the final reading of an ordinance concerning the assessment of 14th Street. City Attorney Tom Moore said this is the final reading of the ordinance to determine the necessity to start the project and a resolution approving the plans, specifications, and call for bids on the assessment project. Mr. Moore said Mayor Milligan had asked if other parties involved in the assessment have been notified that the city is proceeding with the project. Mr. Moore said the ordinance and resolution could not be passed until a formal notification letter, which is required by statute, is sent to the other parties. Mr. Moore said he has not provided a courtesy notice to the other parties except for a telephone call to Powell's attorney. Mr. Moore said he would send the notification letters to the other parties involved. Commissioner Salim asked Mr. Moore to include in the letters that the city does have the right-of-way easement. This item was tabled.

Mayor Milligan opened the Work Session.

City Manager Vince DiPiazza said the natural gas agreement with West Texas Gas would expire March 31, 2008. Mr. DiPiazza said if the city was to lock the rate in for six months the rate would be \$9.00 to \$9.25 and for twelve months the rate would be \$9.25 to \$9.50. Mr. DiPiazza presented a prognostication of experts showing where the natural gas price would be in the future. Mr. DiPiazza recommended the rate not be locked in, but check rates monthly. Mr. DiPiazza said the gas rate would not be available until the third business day of each month. The consensus of the Commission is for Mr. DiPiazza to check the natural gas rate monthly at this time.

Meeting adjourned.

Mike Milligan, Mayor

ATTEST:

Vince DiPiazza, City Manager