

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

NOVEMBER 3, 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, Dottie Williams, Dale Alwan, Karla Smith, Tommy Raper, Tommy Brooks, Paul J. Jenkins, and James Blankenburg.

Mayor Milligan called the meeting to order.

Commissioner Mahaffey asked about the following bills: Wal-Mart, \$739.40 for administration. Mayor Milligan said this cost is for prizes given in a weight management contest. City Manager Vince DiPiazza said the city had a fitness competition and the winning team received I-Pods; Matco Tools, \$3,995 for the warehouse. Public Works Director Tommy Raper said this cost was a budgeted item for diagnostic equipment; Consolidated Distributor Sales, \$1,806.61 for the landfill department. Mr. Raper said this cost is for cylinder repair and stated both landfill Mack Trucks were not running. Mr. Raper said the Mack Trucks are thirty years old. Commissioner Salim said the trucks should be repaired, even if the city had to borrow the money. City Manager Vince DiPiazza said the city has discussed long-term future needs of the current landfill and at some point decisions would need to be made concerning the landfill. Commissioner Mahaffey asked if the school safety zones were completed. Mr. Raper said the city has not installed one-way signs on Powell Avenue at Morningside Elementary yet, but stated the one-way sign has been installed on Oak Avenue at Green Acres Elementary and today was the first day for traffic to go one-way, which did cause some confusion. A motion was made by Commissioner Mahaffey, seconded by Commissioner Salim, and passed unanimously to approve the October 20, 2008 Regular City Commission meeting minutes and paying the bills.

City Manager Vince DiPiazza presented a resolution to set the natural gas rate. Mr. DiPiazza said the rate has been locked in. A motion was made by Commissioner Mahaffey, seconded by Mayor Pro Tem Sims, and passed unanimously to approve Resolution No. 08-20 to lock-in the natural gas rate at \$6.73, plus \$2.50 adder fee, totaling \$9.23 from November 1, 2008 through April 30, 2009.

A motion was made by Commissioner Harris, seconded by Mayor Pro Tem Sims, and passed unanimously to approve the Second & Final Reading of Ordinance No. 1057 to approve the one-way street on Zauk Avenue from E. 5th Street to E. 3rd Street with all traffic traveling northbound, at all times.

City Attorney Tom Moore presented an ordinance regulating parking of vehicles, trailers, recreational vehicles and reviewed the changes the commission requested. Mr. Moore said in *Section 3...* "*public right-of-way for 72 hours*" was changed to "*overnight*." Mr. Moore said the other change in Section 3 is "No person, firm or corporation shall park a commercial truck or commercial trailer on a public street or roadway, and added "*except for the temporary loading or unloading of goods.*" Commissioner Salim said if a relative comes to visit a city resident and would like to stay three to four days, they would not comply with the ordinance with these changes. Mayor Pro Tem Sims said the Commission should not overstep boundaries and restrict homeowners such as, parking a company pickup in the street or driveway. Mayor Pro Tem Sims said there are several city residents that have company vehicles and park in the street or their driveway, but they also drive them to work the next day. Mr. Moore said the ordinance did state that"vehicles of less than *two tons* which is normally used to transport....," could be changed to state"any *half ton* vehicle could park on the street or in the driveway, which would allow a company pickup to park in the street or driveway. Commissioner Harris said there are some cities that do not allow any commercial vehicles, trailers, or recreational vehicles to park in the street or in the driveway. Mayor Milligan said this discussion started due to concerns of vehicles parking in yards. Mayor Milligan said whatever the Commission's decision is, there should not be any loopholes for residents, but the ordinance should be fair to all city residents. Fire Chief Paul J. Jenkins asked if this addresses contractors, such as roofers, heating and air conditioning; because these contractors park in the street, driveway or yard but they usually move their commercial vehicle each day. The commission stated a contractor could only park in the street or the driveway during the day only, the vehicle must be moved each evening. A motion was made by Mayor Pro Tem Sims, seconded by Commissioner Harris. An amended motion was made by Mayor Pro Tem Sims, seconded by Commissioner Harris, and passed by a majority vote to approve the Second and Final Reading of Ordinance No. 1060 regulating parking of vehicles, trailers, recreational vehicles, and boats and prohibiting the storage of items on city streets or in front yards with the addition in *Section 3, No person, firm or corporation shall park a non-passenger vehicle or trailer on a public street, alleyway or other public right-of-way for more than twenty-four (24) hours in lieu of "overnight."* Commissioner Salim opposed.

City Manager Vince DiPiazza discussed the bids for the swimming pool project. Mr. DiPiazza said the bid was approximately \$4.5 million dollars and the general

obligation bond certificates were for \$3 million. The city also received \$250,000 from Moore County. The Commission discussed items that could be deleted, added, and changed. Mr. DiPiazza said the city could do some of the electrical and site work to bring the cost down. After some discussion, Mr. DiPiazza reviewed specific revisions to the pool design that the Commission requested. The swimming pool design project would include diving boards in the competition pool, play structures, and the slides would go into flumes instead of a pool. The city will be their own contractor and would subcontract out the projects they cannot do. The competition pool will be deeper than originally bid in the specifications. A motion was made by Mayor Pro Tem Sims, seconded by Commissioner Mahaffey, and passed unanimously to pursue the swimming pool project as discussed.

Mayor Milligan recessed into executive session at 7:55 p.m. for deliberation regarding attorney consultation to discuss waste water treatment plant permit issues and deliberation regarding personnel matters to discuss evaluation of the city manager. Mayor Milligan recessed the executive session at 10:00 p.m. and reopened the regular meeting. There were no decisions or votes taken.

Meeting adjourned.

Mike Milligan, Mayor

ATTEST:

Vince DiPiazza, City Manager