

REGULAR MEETING OF THE CITY COMMISSION  
OF THE CITY OF DUMAS, TEXAS  
FEBRUARY 7, 2011  
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 POLICE DEPARTMENT MUNICIPAL COURT ROOM, 124 EAST 7TH STREET OF SAID CITY:

Members Present:

Mayor Pat L. Sims  
Mayor Pro Tem David M. Bonner  
Commissioner Michael L. Funk  
Commissioner Vernon McDowell  
City Manager Vince DiPiazza  
City Attorney Tom Moore

Others Present: Kim Rehkopf, Dottie Williams, Robert A. Crockett, Celso Garcia, Don Parsons, Jack Braswell, Mike Milligan, Brenda Koehn, Ted Wash, Michael Wright, Cami Clark, Paul J. Jenkins, Deck Shaver, Loke Marquez, Clayton Scales, Sam Cartwright, Judy Pendley, Thelma Cannon, Thomas Cannon, Isidro Renteria, Rowdy Rhoades, Steve Bodnar, Milton R. Pax, A.L. Baer, Jared Ort, Emmitt Rice, Tim Pilgrim, W.R. Knight, Eric Garnett, Brandon Cox, and Jackie Wiswell.

Mayor Sims called the meeting to order.

A motion was made by Commissioner Funk, seconded by Commissioner McDowell, and passed unanimously to approve the January 17, 2011 Regular City Commission meeting minutes; paying the bills, and the issuance of a \$25,000 letter of credit from Happy State Bank to comply with regulations of the Railroad Commission of Texas concerning city gas wells.

Mayor Sims opened the Formal Session.

Mayor Sims opened the Public Hearing concerning matters pertaining to the landfill and solid waste operations. There were six public comments, all requesting the Commission keep the city operating the landfill and not to privatize the solid waste operations.

Mayor Sims closed the Public Hearing.

Mayor Sims told the public if they wanted to keep the landfill and solid waste services there would be utility cost increases at some point. Commissioner Funk said there would be substantial costs whether the city privatized or kept their landfill and solid waste operations. A motion was made by Commissioner Funk, seconded by Mayor Pro Tem Bonner, and passed unanimously for the city to proceed with the new landfill plans.

Celso Garcia asked the Commission to consider allowing him a gas line at his business on N. Dumas Avenue. Mr. Garcia stated his business was outside the city limits and he has city water. Mr. Garcia is aware that he would pay the cost to have the gas line installed. City Gas Director Jack Braswell said the city has two, four inch main lines and would need to build a regulator station. Mr. Braswell said there was an one-inch gas line behind W.D. Jones Drilling. A motion was made by Mayor Pro Tem Bonner, seconded by Commissioner Funk, and passed unanimously to table this item until more information could be presented concerning where the gas line could be specifically connected to Mr. Garcia's business.

City Secretary Kim Rehkopf presented the election order. Ms. Rehkopf said the Commission must approve the order of a special election to fill a vacancy. Ms. Rehkopf stated February 12th through March 14th is the period to file an application for a place on the May 14, 2011 ballot. Mayor Pro Tem Bonner asked City Attorney Tom Moore to research the law concerning requirements for different languages on the ballot. A motion was made by Commissioner Funk, seconded by Commissioner McDowell, and passed unanimously to approve the Order of a Special Election for May 14, 2011 to fill a vacancy for Commissioner Place 3 to serve a two-year unexpired term.

City Manager Vince DiPiazza presented quotes for shade structures for the visitors center. There were three quotes received from Kraftsman for \$17,002.70; Playgrounds Etc. for \$12,833; and Playwell for \$11,372.83. The Commission had concerns on the snow and wind load and the warranty. Chamber of Commerce CEO Sam Cartwright told the Commission he would appreciate anything the Commission proposes to improve the visitors center property. Mr. Cartwright would like to see the property landscaped. Mayor Pro Tem Bonner would like to have more information concerning the shade structures. A motion was made by Mayor Pro Tem Bonner, seconded by Mayor Sims, and passed unanimously to table this item until more information is received and the park board could make a plan recommendation..

Finance Director Dottie Williams said Moore County Appraisal District asked that a homestead exemption be set for 2011. Ms. Williams said last year was \$50,000 for homeowners and disabled veterans. Mayor Pro Tem Bonner suggested raising the homestead exemption. Mayor Sims did not want to raise the exemption over \$50,000. Mayor Pro Tem Bonner said there have been hefty upward changes in appraisals and suggested the Commission consider changing the exemption amount. Mayor Pro Tem Bonner said he is not suggesting making huge alterations. Commissioner Funk said they need to know how changing the exemption fee would impact the city's revenue. Mayor Pro Tem Bonner asked Finance Director Dottie Williams to provide numbers at budget time for them to review. Ms. Williams said she could provide numbers at the next meeting but they would not be exact. A motion was made by Commissioner Funk, seconded by Mayor Pro Tem Bonner, and passed unanimously to table this item.

City Manager Vince DiPiazza told the Commission that Grant Construction wanted to excavate caliche from the pit located at the city golf course. Golf Course Supervisor Robert A. Crockett said the caliche could be excavated without a negative

impact to the golf course. Mr. DiPiazza said if problems developed the city would reserve the right to shut the operation down. Mr. DiPiazza said the city is proposing to be compensated with some combination of material and cash. A motion was made by Commissioner Funk, seconded by Mayor Sims, and passed unanimously to approve an agreement with Grant Construction to excavate caliche from the pit at the golf course.

Moore County Judge Rowdy Rhoades introduced Moore County Airport Manager Brandon Cox. Mr. Cox stated the airport zoning act, Texas Local Government Code requires a county-city airport zoning board, which should have been done years ago. Establishing a board under which to exercise zoning authority around the airport in order to prevent obstructions and encroachments in airport operations. The city needs to nominate two people that are aviation oriented. A motion was made by Mayor Pro Tem Bonner, seconded by Commissioner McDowell, and passed unanimously to approve Resolution No. 11-04 to allow the creation of a joint county-city airport zoning board. A motion was made by Commissioner Funk, seconded by Mayor Sims, and passed unanimously to appoint John Jowell and William Darcy to serve on the county-city airport zoning board.

Mayor Sims opened the Work Session.

Milton Pax presented an update concerning Ports-To-Plains and the Texas Department of Transportation forum.

Mayor Sims recessed into executive session at 8:26 p.m. for attorney consultation concerning matters related to the lease agreement for the golf course restaurant. Mayor Sims closed the executive session at 9:10 p.m. and reopened the formal session. There were no votes or action taken.

Meeting adjourned.

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Pat L. Sims, Mayor

ATTEST:

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Vince DiPiazza, City Manager