

October 24, 2013

The Graham City Council met in REGULAR SESSION in the Council Chambers at City Hall at 9:30 a.m. on Thursday, October 24, 2013 with the following members present:

MEMBERS: Mayor: Barry White  
 Mayor Pro-Tem: Jack Graham  
 Council Member: Spencer Street III  
 Pam Scott  
 Greg Montgomery  
 City Manager: Larry Fields  
 City Secretary: David Maddy  
 Public Works Director: David Casteel  
 Police Chief: Tony Widner  
 Assistant Police Chief: Brent Bullock  
 Fire Chief: Dennie Covey

VISITORS: Herbert Cohen, January Cohen, Angela Venzor, Jesse Venzor, Don Dorsey, Lyndon Branegan, Charlie Keith, Allen Phillips, P.E., Jimmy McLeroy, Eddie Gellner, Robert San Miguel, Jason Cottongame, Neal Blanton, Dennis Fellows, Jennifer Conway and Brian Rash.

ORDER: Mayor Barry White called the meeting to order and opened with prayer.

**PUBLIC FORUM:**

Herb Cohen addressed Council saying the victims of wire theft cannot be at morning Council meetings; that an evening or weekend meeting needs to be held for those people to address Council. He still feels an ordinance is better than a voluntary reporting measure from the salvage yard. There needs to be better prosecution of thefts, that Young County needs to be separated from Stephens County and a separate judge assigned. He wanted Council to press this request with the County and the courts.

**MINUTES APPROVED:**

Minutes from the October 10, 2013 regular meeting were approved 5-0 on a motion from Greg Montgomery and a second from Jack Graham.

**CONSIDER MOVING DATE OF NOTICE OF INTENTION TO ISSUE CITY OF GRAHAM, TEXAS CERTIFICATES OF OBLIGATION FROM OCTOBER 24, 2013 TO NOVEMBER 7, 2013:**

This action sets the date for the issuance of the certificates to November 7, 2013 to comply with the required public notices. Pam Scott made the motion to move the date, Spencer Street made the second and motion passed 5-0.

**CONSIDER LIGHTING PROJECT:**

A proposal was received from Basic IDIQ for Phillips Lighting Capital to perform an energy audit of the City's lighting efficiency. After the audit is performed a recommendation to replace lighting fixtures to save on the City's electrical cost will be presented. There is no cost for the audit. This is a performance based contract. Greg Montgomery made the motion to authorize Larry Fields to sign the letter of intent to enter into an agreement, Jack Graham made the second and motion passed 5-0.

**CONSIDER REQUEST FOR VARIANCE FROM SIDE YARD SET BACK AT LAKE LOT #136:**

Timothy Rogers, Lake Lot #136 lessee requested a variance to locate a garage/shop within four (4') of Lake Lot #137. The city code requires a five (5') set back. Pam Scott made the motion to approve the variance, Spencer Street made the second and motion passed 5-0.

**CONSIDER APPROVAL OF LEASE OF LAKE LOTS #86 AND #88:**

These two lots were never leased by the city because their dimensions will not allow for a residence to be built. The lessees of lots # 85 and #87 requested to lease #86 for landscaping purposes. The lessee of lot #87 has requested to lease #88 for the same purpose. Pam Scott made the motion to approve the leases, Greg Montgomery made the second and motion passed 5-0.

**DISCUSSION OF FEASIBILITY OF USE OF EFFLUENT FOR COMMERCIAL IRRIGATION AND RE-USE IN THE RAW WATER SYSTEM:**

Jacobs and Martin Engineers from Abilene were retained by Council to look at issues involved with using wastewater effluent for commercial, irrigation and re-use in the raw water system. The engineers are currently preparing a feasibility report discussing the quality of the effluent, the issues involved with the different re-uses and order or magnitude of costs for different options. Allen Phillips was present and presented a summary of findings to date. The study was conducted to determine: use for bulk water sales, use for irrigation at ball fields and use for golf course and re-entry into lake. Effluent was found to be type on or high quality and there is approximately 750,000 gallons a day available for use. A bulk station can be installed at SH 67 and Sewer Plant Road at an estimated cost of \$500,000 or less doing some of the work in-house. The existing station would close and the payback would be less than two years. A cost of \$365,000 would run lines to the ball fields. No additional treatment would be needed to transport effluent back to the lake. Cost estimated at \$1.5 million. Jack Graham made the motion to pursue permitting use for bulk water sales, Greg Montgomery made the second and motion passed 5-0.

CONSIDER APPROVAL OF THE GRAHAM RELAY FOR LIFE/AMERICAN CANCER SOCIETY 3<sup>RD</sup> ANNUAL "CRUISIN' TO CURE" CAR AND MOTORCYCLE EVENT:

The event requires the use of the Downtown Square on March 15, 2014 from 7:00 a.m. to 5:00 p.m. Pam Scott made the motion to approve the event, Spencer Street made the second and motion passed 5-0.

CONSIDER AUTHORIZATION FOR ASSET FORFEITURE AUDIT REPORT:

State law requires an audit of forfeited property in the possession of police departments be performed annually. Greg Montgomery made the motion to authorize the audit and report to be performed, Pam Scott made the second and motion passed 5-0.

CONSIDER ORDINANCE #1012 APPROVING THE ASSIGNMENT AND TRANSFER OF THE FRANCHISE GRANTED TO ONEOK, INC. TO ONE Gas, INC.:

ONEOK, Inc. has separated its natural gas distribution business into a new stand alone, publicly traded company, One Gas, Inc. This assignment will not cause any changes to the citizens of Graham. Jack Graham made the motion to approve Ordinance # 1012, Greg Montgomery made the second and motion passed 5-0.

REPORTS:

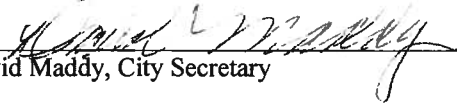
Chief Widner reported that calls were down in September and traffic enforcement was about the same level. The navy is leasing hand held thermal units at a reduced cost of \$300 a year versus \$3400 to buy. David Casteel said that asphalt work is being done on Cherry, Hicks and Walker streets. He was impressed with the effluent study. The Corps of Engineers are removing the last two structures in the flood buy out zone. The gazebo is up at the cemetery and the dedication will be in mid November. Larry reported the lake level at 1065.40 or 55.5% capacity. 1075' is full. A level of 1065' activates stage 2 restrictions. He authorized the Christmas open house on the Square with main Street sidewalk displays. He noted the letter in Councils' packets from Kallie Karper Pitcock soliciting support for the America Supporting Americans project of providing a book "My Daddy is a Marine" to each child in a family with a marine serving overseas.

ADJOURNMENT:

On a motion by Greg Montgomery, a second from Spencer Street and a vote of 5-0 the Council meeting was adjourned.

  
Barry White, Mayor

ATTEST:

  
David Maddy, City Secretary