

City Council Chamber
2821 Washington Street

City Council
David L. Dreiling, Mayor

Place 1 Jerry Ransom
Place 4 Holly Gotcher

Place 2 James Evans
Place 5 Brent Money

Place 3 Jeff Dailey
Place 6 Cedric Dean

Work Session Minutes

1. Call to Order

Mayor Dreiling called the work session to order at 5:02 p.m. and noted for the record that Councilmembers Ransom, Evans, Dailey, Gotcher, Money, and Dean were present. Also present were City Manager Massoud Ebrahim, City Attorney Daniel Ray, and Interim City Secretary Carole Kuykendall.

2. Items to be Discussed

A. Presentation of Proposed FY 2015-16 Budget (*Massoud Ebrahim, City Manager*)

This is the official presentation of the proposed FY 2015-2016 Budget as required by Section 42 of the Charter. City Manager Ebrahim showed a Budget Fact Sheet which outlined the following:

GENERAL FUND

• TAV NET	\$1,555,756,398
• New Property	\$ 24,346,059
• Appreciation on Existing Property	\$ 30,521,366
• Current Tax Rate	0.6990/\$100
• Effective Tax Rate	0.6778/\$100
➤ Proposed Tax Rate	0.7439/\$100
➤ Proposed Revenue Increase	\$1,065,827
➤ Projected Sales Tax Increase	\$ 216,026

PROPOSED EXPENDITURES

• P&I Debt Service Increase	\$986,674
• Increase to Streets (\$1.4M)	\$200,000
• Health Insurance Increase	\$178,650
• Expiration of COP Grant	\$124,000
• GF Dept. Savings FY 2014-2015	(\$207,471)

MISC. EXPENDITURES NOT AFFECTING PROPERTY TAX (*Moved from Fund Balance*)

• Street Sweeper	\$100,000
• 2 nd Year Fire Station Sinking Fund	\$150,000
• Library Interior Reorganization	\$100,000

This budget proposes to increase the tax rate from \$0.6990 to \$0.7439. Voter approval of the \$12.6 M Street GO Bond adds \$06.47 to property tax this year. An employee merit increase of 1%, not currently included in the budget, would be \$122,170.00.

There was discussion on employee pay raises – the Mayor recommends an employee merit raise. With the current proposed tax rate of \$0.7439, and if nothing was removed from the proposed budget, various increases in the tax rate would be: (a) 1% - \$0.75169 (b) 2% - \$0.75948; and (c) 3% - \$0.76727. Mayor Dreiling stated 134 employees, not including part-time employees, have left the City since 2012 and pay was indicated as a reason in exit interviews. Both Mayor Dreiling and Councilmember Ransom emphasized employees were the City's number one asset. Councilmember Money added turnover can be costly and a lot of institutional knowledge is lost.

Councilmember Dailey stated the rate has been \$.6990 for the 5 years he has been on the council and would like to keep it under \$.7000. Mayor Dreiling identified that the City has been cutting back and has eliminated 12 positions.

Councilmember Ransom applauded the City Manager for the pay as you go practice and asked if his projections for the anticipated sales tax were too conservative and also asked if changing the deductible or co-insurance for health care costs had been looked at. Councilmember Ransom believes about 20% of the people use 80% of the benefit. City Manager Ebrahim told the Council he would send them the numbers for insurance.

Councilmember Money asked about the cost of providing more parking at the SportsPark and City Manager Ebrahim said about \$100,000.

3. Items on the Regular Agenda of August 11, 2015

4. EXECUTIVE SESSION AS NEEDED FOR AGENDA ITEMS OR EXECUTIVE SESSION ITEMS AS LISTED ON THE REGULAR AGENDA - SECTIONS 551.071, 551.087, 551.072, 551.074, OR 551.073

Mayor Dreiling announced the time as 5:52 p.m. and stated the Council would now go into Executive session on the Section 551.071. Executive Session ended at 6:05 p.m.

5. Adjourn

The City Council reconvened into open session at 6:08 p.m. and began the regular council meeting.

Regular Session Minutes

1. Call to Order

Mayor Dreiling called the regular session to order at 6:08 p.m. and noted for the record that Councilmembers Ransom, Evans, Dailey, Gotcher, Money, and Dean were present. Also present were City Manager Massoud Ebrahim, City Attorney Daniel Ray, and Deputy City Secretary Carole Kuykendall.

2. Invocation

Reverend Charles Faulkner, Rising Star Christian Church, delivered the invocation.

3. Pledge of Allegiance

Mayor Dreiling led the Pledge of Allegiance.

4. Presentations

- 8-1-1- Safe Digging Day Proclamation (*Jeanette Moser, Atmos Energy*)
- National Health Center Week Proclamation (*Michelle Carter, Michael Glas, Berniece Brown*)

5. Citizens to be Heard

Before the Citizens to be Heard portion began, Mayor Dreiling asked those in the audience who had ever served on a board, committee, or council to stand up and then encouraged people to serve on various boards or commissions.

Citizens to be Heard:

Betty Franklin stated City officials had previously purchased land adjacent to East Mount Cemetery but the land still needs to be cleared and the United Cemetery, formed in 2010, desires to establish a partnership with the City.

Wayne Ervin spoke against at-large districts and said he remembers the times of water fountains and restrooms for whites only but that Greenville has many good people and Greenville is a great place to be.

Sally Bird spoke regarding transparency and how to improve it, that many people don't know who their council representatives are, and that taping and televising City Council meetings could improve that and encouraged the Council to vote to do this.

Dr. James Barr said the right to vote is a cherished right and the at-large voting districts proposition change would further restrict rights.

Judy Evans said she is against taking the right to vote against certain people.

Rickie Julian spoke regarding a fence issue.

Tracy Crouch spoke regarding the recreation center and said she would have no idea what the public would be voting for or against and asked that there be no confusion.

Clay Woods said he believes eliminating single members districts would be a great mistake and a huge step backward for equal voter access.

Wes Trueblood spoke on lack of civility regarding social media and how comments were unkind and mean spirited.

John Kelso said he didn't want to make this personal but asked who would represent him if voting were at-large.

Deidre Mead said what an opportunity it has been to hear other citizens and wants to be proactive, not reactive, believes the review process may have been rushed because there was no time to bounce ideas back; believes the City Secretary needs to answer to the City Council; wants the Council to have term limits; and suggests a review of impact fees.

William Smith has been in Greenville 44 years and was on the commission for single-member district and stated even south of town voting turnout is not impressive.

Barbara Glenn respects the person who represents her (Holly Gotcher) and there are many people who work on making Greenville a better place to live. Helping small businesses, bringing in large companies are needed and asked that the council not agree with the recommendation of at-large voting.

Duane May stated the City has an apathy problem.

Slack Brown stated he believes the Charter has nothing to do with color but with representation and at-large districts will eliminate people who know what is needed in those areas and why do we try to regress instead of progress.

Betty Franklin is against at-large voting districts and stated we do not want to be a rushed form of government.

Michael Nelson stated he believes Greenville seems to be regressing rather than progressing and the City Council needs to look at why we are in the shape we are in. Take on serious issues like business and community.

6. Consent Calendar

- A. City Council Meeting Minutes – July 28, 2015
- B. Ordinance authorizing an agreement relating to a School Resource Officer Program between the City and GISD (*Daniel J. Busken, Police Chief*)

Ordinance 15-032: **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GREENVILLE, TEXAS, AUTHORIZING AN INTERLOCAL COOPERATION AGREEMENT FOR GOVERNMENTAL SERVICES RELATING TO A SCHOOL RESOURCE OFFICER PROGRAM BETWEEN THE CITY OF GREENVILLE AND THE GREENVILLE INDEPENDENT SCHOOL DISTRICT; AND SETTING AN EFFECTIVE DATE.**

- C. Ordinance authorizing a one year extension with BKD for Auditing Services (*Cliff Copeland, Finance Director*)

Ordinance 15-033: **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GREENVILLE, TEXAS, AUTHORIZING A ONE YEAR EXTENSION FOR PROFESSIONAL AUDIT SERVICES WITH BKD, L.L.P.; AND SETTING AN EFFECTIVE DATE.**

- D. Ordinance rescinding Ordinance 15-028 and authorizing an extension of an agreement with GEUS for Payment in Lieu of Taxes (PILOT) (*Massoud Ebrahim, City Manager*)

Ordinance 15-034: **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GREENVILLE, TEXAS, RESCINDING ORDINANCE 15-028 AND AUTHORIZING AN EXTENSION OF AN AGREEMENT WITH GEUS FOR PAYMENT IN LIEU OF TAXES (PILOT); AND PROVIDING AN EFFECTIVE DATE.**

- E. Resolution authorizing signatures for JP Morgan Chase Transactions (*Cliff Copeland, Finance Director*)

Resolution 15-36: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GREENVILLE, TEXAS, AUTHORIZING SIGNATURES FOR JPMORGAN CHASE BANK TRANSACTIONS; AND SETTING AN EFFECTIVE DATE.**

- F. Resolution approving the offer to purchase property at 1218 Morse Street (*Massoud Ebrahim, City Manager*)

Resolution 15-37: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GREENVILLE, TEXAS, APPROVING THE OFFER TO PURCHASE PROPERTY AT 1218 MORSE STREET AND PROVIDING AN EFFECTIVE DATE.

- G. Resolution setting forth the board of directors or his or her designee of the Greenville Industrial Development Corporation (IDC) (*Daniel W. Ray, City Attorney*)

Resolution 15-38: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GREENVILLE, TEXAS, SETTING FORTH THE BOARD OF DIRECTORS OF THE GREENVILLE IDC; AND SETTING AN EFFECTIVE DATE.

Councilmember Dailey moved, Councilmember Gotcher seconded for the adoption of the Consent Calendar. Motion carried by unanimous vote of the City Council.

7. Public Hearings

- A. Public hearing, consideration and action on an ordinance authorizing the purchase of Public Safety communication equipment and authorizing a budget amendment (*Cliff Copeland, Finance Director*)

The cost of the microwave equipment, installation and relocation of the steam plant repeater is \$42,862.12. The current vendor's trunks will be terminated once the equipment is installed and operating. This should result in a net annual cost reduction of \$47,000 after the first year. The annual maintenance cost for the microwave equipment will be \$8,900 after the first year.

A budget amendment to transfer and use \$43,000 in capital funds from 160-1-455100-55003-0000 Building Improvements to 160-1-480000-55201-0000 Non Department Equipment is needed to fund this project.

Mayor Dreiling opened the Public Hearing and asked if anyone wished to speak in favor or opposition of this item. There was no one. Mayor Dreiling closed the public hearing.

Councilmember Gotcher moved, Councilmember Dailey seconded for the enactment of Ordinance 15-035: **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GREENVILLE, TEXAS, AUTHORIZING THE PURCHASE OF PUBLIC SAFETY COMMUNICATION EQUIPMENT AND AUTHORIZING A BUDGET AMENDMENT; AND PROVIDING AN EFFECTIVE DATE.** Motion carried by unanimous vote of the City Council.

8. Ordinances

- A. Consideration and action on an ordinance ordering a Special Election on the question on the adoption of amendments to the Charter of the City of Greenville, Texas; designating November 3, 2015, as the date of the special election; authorizing a joint election contract; and providing for an effective date (*Daniel W. Ray, City Attorney*)

Mayor Dreiling stated the Council would discuss each recommended Proposition and then vote on whether to place it on the ballot for voters for either a November 2015 or May 2016 election. A "yes" vote would place it on the ballot, a "no" vote would not place it on the ballot.

PROPOSITION NO. 1

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Section 14(b) of the Greenville City Charter to change voting for City Council positions from district based to at-large voting as follows: ‘Six (6) members of the Council whose positions shall be Places 1, 2, 3, 4, 5, and 6 shall be elected by the qualified voters of the entire city and must reside within their respective district. The Mayor shall be elected by the qualified voters of the entire city and may reside anywhere within the city.’?”

Mayor Dreiling stated he does not think this is a good idea, but not for many of the reasons expressed during Citizens to be Heard. Dreiling mentioned lack of people willing to vote and it would be a lot more expensive to run a city-wide election rather single-member district election.

Councilmember Ransom said he absolutely has no intent to disenfranchise any person, less than 10% voted in last election, that when he was on the council in the 1980’s with at-large voting there was a better turnout and that the Charter is the City’s Constitution and belongs to the citizens. Councilmember Ransom will vote “yes” for all the proposed amendments that the Citizen’s Charter Review Committee brought forth and let the citizen’s vote.

Councilmember Evans said he is a member of a council, not an individual committee and has seen committees that have been ignored and as he respects the Charter Review Committee; he will mirror what the committee recommends.

Councilmember Dailey echoes what Dr. Ransom and Mr. Evans stated and thanked the Charter Review Committee. He remarked on voter apathy and stated it was great to see everyone at the meeting tonight and hopes these recommended amendments will have a greater voter turnout. His vote is no more important than theirs – he is just an elected official. These decisions should be made by “you” and not “me.”

Councilmember Gotcher stated she lives in Place Four and of the 17 people who have spoken tonight, 10 have said no to the at-large voting and she would be remiss if she did not listen to those people who are primarily in her district. She thanked the committee for their hard work and recommendations but has to listen to the voice of the people in her district. Reasons to stay with single-member district voting and not go to at-large districts include money problems, discord, dissention and disenfranchisement. She said she respects what the other members have said, and she can not vote yes, and she will not vote yes to take away the power of the people in her district who have the confidence in her.

Councilmember Money thanked the committee and think they were given a difficult task and some of the controversial items came up at the end. He believes this proposition was presented with good intentions and good motives. He is encouraged by the number of the people at the meeting tonight.

Councilmember Dean would not vote for at-large and said to watch out for the illusion of inclusion.

Councilmember Dailey said he is personally against this recommendation and democracy will prevail.

The vote to place Proposition 1 on the ballot failed 3-4.

Vote	Mayor Dreiling	Councilmember Ransom	Councilmember Evans	Councilmember Dailey	Councilmember Gotcher	Councilmember Money	Councilmember Dean
Yes		x	x	x			
No	x				x	x	x

PROPOSITION NO. 2

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Section 14(c) of the Greenville City Charter to clarify the eligibility of the Mayor and Councilmembers to serve consecutive terms as follows: ‘A Councilmember may serve as Mayor and the Mayor may serve as a Councilmember even if he or she served two full or partial terms in the former position immediately prior to the start of the

first term of the latter position. If the Mayor or a member of the Council serves two consecutive terms in a single position, they are ineligible to run for that same position for least one full term. Any portion of a term shall count as one (1) term, except when a Councilmember or Mayor is elected to and serves the remaining portion of an unexpired term.’?”

Mayor Dreiling stated this proposition does not change anything about the term limits, it just clarifies the language and Councilmember Money agreed.

The vote to place Proposition 2 on the ballot passed 6-1.

Vote	Mayor Dreiling	Councilmember Ransom	Councilmember Evans	Councilmember Dailey	Councilmember Gotcher	Councilmember Money	Councilmember Dean
Yes	x	x	x	x	x		x
No						x	

PROPOSITION NO. 3

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Section 15 of the Greenville City Charter to require the City Secretary to verify Councilmember qualifications as follows: ‘[...] Each candidate, other than the mayoral candidate, must at the time of filing for office and during his or her term of office reside within the Council district which he or she represents. Each of the above qualifications must be verified by the City Secretary. Additionally, failure to continuously reside within the district from which a Council member is elected, other than a change resulting from realignment of Council district boundaries, shall result in immediate termination of office.’?”

Discussion among the Councilmembers included someone should be charged with verifying applications to run for a City Council. Right now the only alternative is to take someone to court if someone believes there may be incorrect information on the application. Problems could be the City could get drug into a lawsuit based on a decision the City Secretary could make. Also discussed was the condition of residency.

The vote to place Proposition 3 on the ballot passed 4-3.

Vote	Mayor Dreiling	Councilmember Ransom	Councilmember Evans	Councilmember Dailey	Councilmember Gotcher	Councilmember Money	Councilmember Dean
Yes	x	x	x	x			
No					x	x	x

PROPOSITION NO. 4

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Section 16 of the Greenville City Charter to prohibit the compensation of the Board of Development, except for necessary expenses, and defining the same as follows: ‘Members of the City Council and Board of Development shall serve without pay or compensation; provided, however, they shall be entitled to all necessary expenses incurred in the performance of their official duties upon approval by the City Council. Necessary expenses include reimbursement for reasonable expenses including, but not limited to, reimbursement for expenses of training at seminars, expenses of membership, or participation in industry associations, and expenses incurred by members of the Board of Development or City Council for other types of professional development undertaken by members of the Board of Development or City Council in connection with service.’?”

Mayor Dreiling noted he wanted to make sure the Greenville Board of Development staff would still get paid.

The vote to place Proposition 4 on the ballot passed 7-0.

Vote	Mayor Dreiling	Councilmember Ransom	Councilmember Evans	Councilmember Dailey	Councilmember Gotcher	Councilmember Money	Councilmember Dean
Yes	x	x	x	x	x	x	x
No							

PROPOSITION NO. 5

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Section 19(9) of the Greenville City Charter to remove the ability of the City Council to fix charges or fares for public services by narrowing the enumerated power as follows: ‘Regulate and license any person owning, operating or controlling any vehicle of any character used for the carrying of passengers for hire or the transportation of freight for hire on the public streets and alleys of the City of Greenville.’?”

Mayor Dreiling stated he had a conflict of interest and Mayor Pro Tem Evans led this discussion. Councilmember Gotcher asked why the City fixed fares in the first place and Councilmember Dailey mentioned newer services such as Uber and Lift.

The vote to place Proposition 5 on the ballot passed 6-0-1.

Vote	Mayor Dreiling	Councilmember Ransom	Councilmember Evans	Councilmember Dailey	Councilmember Gotcher	Councilmember Money	Councilmember Dean
Yes		x	x	x	x	x	x
No							
Abstain	x						

PROPOSITION NO. 6

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Section 19(13) of the Greenville City Charter to limit the ability of the City Council to appoint additional legal counsel, other than the City Attorney, to special assignments outside the scope of Section 26 by narrowing the enumerated power as follows: ‘Appoint additional Legal Counsel, besides the City Attorney, to represent it for special assignments as deemed necessary by the City Council, other than the normally assigned responsibilities referenced in Charter Section 26.’?”

Discussion ensued on the various interpretations of this language which could also be confusing for voters.

The vote to place Proposition 6 on the ballot failed 2-5.

Vote	Mayor Dreiling	Councilmember Ransom	Councilmember Evans	Councilmember Dailey	Councilmember Gotcher	Councilmember Money	Councilmember Dean
Yes				x		x	
No	x	x	x		x		x

PROPOSITION NO. 7

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Section 20 of the Greenville City Charter to restrict a City Manager from being appointed within one (1) year after the expiration of their appointed Council position as follows: ‘No councilman shall receive such appointment during the term for which he or she shall have been elected or appointed, nor within one (1) year after the expiration of his or her term.’?”

The vote to place Proposition 7 on the ballot failed 3-4.

Vote	Mayor Dreiling	Councilmember Ransom	Councilmember Evans	Councilmember Dailey	Councilmember Gotcher	Councilmember Money	Councilmember Dean
Yes		x	x	x			
No	x				x	x	x

PROPOSITION NO. 8

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Section 24 of the Greenville City Charter to authorize the City Manager instead of the City Council to appoint the City Secretary as follows:

OPTION NO. 1

‘The City Manager shall appoint an officer of the City of Greenville to serve as City Secretary.’?”

OPTION NO. 2

‘The City Manager shall appoint an officer of the City of Greenville to serve as City Secretary. This appointment shall be confirmed by a 2/3 majority vote of the City Council.’?”

Mayor Dreiling stated he believe this needs to remain an appointment by the City Council. Councilmember Money agreed. Councilmember Dailey said earlier all the propositions should go to the voters but feels it should stay with the City Secretary being appointed by the City Council and Councilmember Ransom agreed.

The vote to place Proposition 8 on the failed 3-4.

Vote	Mayor Dreiling	Councilmember Ransom	Councilmember Evans	Councilmember Dailey	Councilmember Gotcher	Councilmember Money	Councilmember Dean
Yes		x	x	x			
No	x				x	x	x

PROPOSITION NO. 9

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Section 24 of the Greenville City Charter to expand the residency requirement for the City Secretary to include all areas of Hunt County, Texas, as follows: ‘At the time of appointment, he or she need not be a resident of the City of Greenville or the State of Texas, but during his or her tenure of office he or she shall be a resident of Hunt County, with preference given to residents of the City of Greenville. [...]’?”

Councilmember Money stated he feels strongly that appointed officials should live in the City, whether it is the City Manager, City Secretary, or City Attorney. Councilmember Ransom stated that employees are not required to live in the City.

Mayor Dreiling discussed this residency requirements with many other cities that attended the recent TML conference and cities he spoke with stated they had removed this requirement because people are too mobile now. Council discussed removing both the requirement to live in the City of Greenville and discussed being a resident of Hunt County.

Requiring the City Attorney to live in the City was inadvertently removed from the Charter during recodification and this issue was also discussed.

Councilmember Gotcher asked if this requirement to live in the City was unconstitutional and City Attorney Ray stated it would be if it put any parameter on them if it was based on economics.

Mayor Dreiling asked what was the recommendation and Councilmember Gotcher stated she believed the market would dictate. Councilmember Ransom stated it should be who is the most qualified.

The vote to place Proposition 9 on the ballot removing all resident requirements for the City Secretary including living in Hunt County passed 6-1.

Vote	Mayor Dreiling	Councilmember Ransom	Councilmember Evans	Councilmember Dailey	Councilmember Gotcher	Councilmember Money	Councilmember Dean
Yes	x	x	x	x	x		x
No						x	

Two other Propositions that were not brought forth by the Citizens Charter Review Committee but need to be discussed are:

PROPOSITION 9a

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Section 26 of the Greenville City Charter to remove the residency requirement for the City Attorney by removing the following language from the Charter: ‘At the time of his or her appointment, he or she need not be a resident of the City of Greenville or the State of Texas, but during his or her tenure of office he or she shall reside within the City of Greenville.’?”

The vote to place Proposition 9a on the ballot removing all resident requirements for the City Attorney including living in Hunt County passed 6-1.

Vote	Mayor Dreiling	Councilmember Ransom	Councilmember Evans	Councilmember Dailey	Councilmember Gotcher	Councilmember Money	Councilmember Dean
Yes	x	x	x	x	x		x
No						x	

PROPOSITION 9b

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Section 19(12) of the Greenville City Charter to clarify the residency requirement for the City Officials as follows: ‘[...] the appointed City Official must meet all residency requirements required in the respective section of this Charter governing the office for which he or she fulfills [...]’?”

City Attorney Daniel Ray stated that this section also relates to residency requirements regarding the City Secretary and City Attorney.

The vote to place Proposition 9b on the ballot passed 7-0.

Vote	Mayor Dreiling	Councilmember Ransom	Councilmember Evans	Councilmember Dailey	Councilmember Gotcher	Councilmember Money	Councilmember Dean
Yes	x	x	x	x	x	x	x
No							

PROPOSITION NO. 10

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Section 27 of the Greenville City Charter to replace the City Council’s meeting requirements with those of Section 551.002 of the Texas Government Code as follows: ‘[...] All meetings of the Council shall be held in accordance with Section 551.002 of the Texas Government Code, as now or hereafter amended.’?”

This is a statutory change only.

The vote to place Proposition 10 on the ballot passed 7-0.

Vote	Mayor Dreiling	Councilmember Ransom	Councilmember Evans	Councilmember Dailey	Councilmember Gotcher	Councilmember Money	Councilmember Dean
Yes	x	x	x	x	x	x	x
No							

PROPOSITION NO. 11

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Section 31 of the Greenville City Charter to require the City Secretary to publish each new passage of a city ordinance to the City of Greenville’s website as follows: ‘[...] The City Secretary shall give notice of the passage of every ordinance imposing a penalty, fine or forfeiture for a violation of the provisions thereof, by causing the description or title, including the penalty, of any such ordinance to be published in the official newspaper of the City of Greenville at least once within ten (10) days after the passage of said ordinance, and such ordinances shall be conspicuously displayed on the City of Greenville website [...]’?”

General discussion followed that ordinances are already on the web site once they have been codified and consensus was that the word “conspicuously” was not clearly defined.

The vote to place Proposition 11 on the ballot failed 3-4.

Vote	Mayor Dreiling	Councilmember Ransom	Councilmember Evans	Councilmember Dailey	Councilmember Gotcher	Councilmember Money	Councilmember Dean
Yes		x	x	x			
No	x				x	x	x

PROPOSITION NO. 12

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Section 42 of the Greenville City Charter to rescind the City Manager’s discretionary ability to utilize alternative methods for budget preparation as follows: ‘The City Manager shall prepare and submit to the Council a proposed budget not later than the first regularly scheduled Council meeting in August prior to the beginning of each fiscal year. The budget shall provide a complete plan for the fiscal year.’?”

City Attorney explained the language in this may make it sound discretionary.

The vote to place Proposition 12 on the ballot failed 3-4.

Vote	Mayor Dreiling	Councilmember Ransom	Councilmember Evans	Councilmember Dailey	Councilmember Gotcher	Councilmember Money	Councilmember Dean
Yes		x	x	x			
No	x				x	x	x

PROPOSITION NO. 13

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Section 55 of the Greenville City Charter to allow the City Manager to distribute contingent appropriations prior to, but subject to, the City Council’s approval as follows: ‘[...] Such contingent appropriation shall be under the control of the City Manager and distributed by him or her, subject to approval by the City Council of the expenses. [...]’?”

Purpose of this recommendation is the ability to cover items in an emergency. Councilmember Dailey asked what would be defined as an emergency situation. City Attorney said the two most important words in this change are “the expenses.”

The vote to place Proposition 13 on the ballot failed 2-5.

Vote	Mayor Dreiling	Councilmember Ransom	Councilmember Evans	Councilmember Dailey	Councilmember Gotcher	Councilmember Money	Councilmember Dean
Yes		x	x				
No	x			x	x	x	x

PROPOSITION NO. 14

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Section 57 of the Greenville City Charter to remove the requirement that amendments to the budget must go through a public hearing as follows: ‘Amendments to the budget and changes in the budget for municipal purposes shall be made only with the approval of the Council, and shall be made in accordance with state law. [...]?’”

This item only removes the requirement to hold a public hearing.

The vote to place Proposition 14 on the ballot failed 3-4.

Vote	Mayor Dreiling	Councilmember Ransom	Councilmember Evans	Councilmember Dailey	Councilmember Gotcher	Councilmember Money	Councilmember Dean
Yes		x	x	x			
No	x				x	x	x

PROPOSITION NO. 15

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Section 60 of the Greenville City Charter to require certain due diligence to be completed prior to selling bonds as follows: ‘Prior to selling bonds due diligence must be completed. For construction bonds, a feasibility study must be completed, including initial draft plans and site surveys. [...]?’”

Approval of this recommendation could be very costly if requirements were added to complete feasibility studies, draft plans, and site surveys before bonds were sold.

The vote to place Proposition 15 on the ballot failed 3-4.

Vote	Mayor Dreiling	Councilmember Ransom	Councilmember Evans	Councilmember Dailey	Councilmember Gotcher	Councilmember Money	Councilmember Dean
Yes		x	x	x			
No	x				x	x	x

PROPOSITION NO. 16

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Section 74 of the Greenville City Charter to remove the \$5,000 limitation on disbursements authorized by facsimile as follows: ‘All checks, vouchers, or warrants for the withdrawal of money from the city depository shall be signed by the Director of Administrative Services or his or her deputy, and countersigned by the City Manager. Such signatures shall be actual signatures or facsimile reproductions. [...]?’”

The vote to place Proposition 16 on the ballot passed 7-0.

Vote	Mayor Dreiling	Councilmember Ransom	Councilmember Evans	Councilmember Dailey	Councilmember Gotcher	Councilmember Money	Councilmember Dean
Yes	x	x	x	x	x	x	x
No							

PROPOSITION NO. 17

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Section 111 of the Greenville City Charter to change the petition requirements for the recall of an elected official as follows: ‘[...] In reference to City Council member positions 1, 2, 3, 4, 5 and 6, the petition shall be signed by

qualified voters of the respective district equal in number to seventy-five percent (75%) of the number of total district qualified voters. For the position of Mayor, the petition shall be signed by qualified voters of the city equal in number to fifty-one percent (51%) of the number of votes cast at the last regular municipal election of the city, or seven hundred (700) petitioners, whichever is greater. [...]?”

Mayor Dreiling has a problem with this recommendation because of the fact that each member represents the entire city, not just their district. There is already a policy and procedure in place for recall. Councilmember Dailey stated there should be some type of uniformity and single-member districts should be recalled by single-member districts. Mayor Dreiling pointed out that a councilmember still votes for the entire city, not just their district. Councilmember Money said he believes the current Charter works fine and it isn't too easy to get rid of people and this may need to go back to the drawing board.

The vote to place Proposition 17 on the ballot failed by 3-4.

Vote	Mayor Dreiling	Councilmember Ransom	Councilmember Evans	Councilmember Dailey	Councilmember Gotcher	Councilmember Money	Councilmember Dean
Yes		x	x	x			
No	x				x	x	x

PROPOSITION NO. 18

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Section 117 of the Greenville City Charter by removing ambiguous terms to clarify when a District Judge may order an election for the City of Greenville as follows: ‘Should the City Council fail to order any of the elections as provided for in this article, when all the requirements for such election have been complied with by the petitioning electors in conformity with this article of the charter, then it shall be the duty of any one (1) of the district judges of Hunt County, Texas, upon proper application being made therefor, to order such elections and to enforce the carrying into effect of the provisions of this article of the charter.’?”

This is actually just a typo and should read “...fail or refuse to...”

The vote to place Proposition 18 on the ballot failed by 2-5.

Vote	Mayor Dreiling	Councilmember Ransom	Councilmember Evans	Councilmember Dailey	Councilmember Gotcher	Councilmember Money	Councilmember Dean
Yes		x	x				
No	x			x	x	x	x

PROPOSITION NO. 19

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Section 124 of the Greenville City Charter to limiting the City Council’s ability to regulate and fix fares, tolls, and charges to only public utilities by removing any reference to public vehicles as follows: ‘The City Council shall have the power by ordinance to fix and regulate the price of water, gas, electric distribution service and steam heat, and generally to fix and regulate the rates, tolls and charges of all public utilities of every kind, except as may be prohibited by state law operating within the corporate limits of the City of Greenville.’?”

Mayor Dreiling stated he has a conflict of interest and Mayor Pro Tem Evans led this discussion.

Councilmember Money asked what the distinction was with the word public. Is this more toward public transportation and the City has the authority to regulate or fix prices; it would not apply to yellow cab. It was noted this was added to get consistency with the previous item regarding taxi's.

The vote to place Proposition 19 on the ballot passed by 4-2-1 vote.

Vote	Mayor Dreiling	Councilmember Ransom	Councilmember Evans	Councilmember Dailey	Councilmember Gotcher	Councilmember Money	Councilmember Dean
Yes		x	x	x	x		
No						x	x
Abstain	x						

Proposition 26 encompasses the information in Propositions 20-25 so no action needs to be taken on Propositions 20-25 if the City Council recommends that Proposition 26 be put on the ballot.

PROPOSITION NO. 20

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Article VII, Airport Zoning, Section 7-1 of the Greenville City Charter to update references to repealed sections of the Vernon’s Texas Codes Annotated to the current applicable Texas state statutes by replacing reference to Article 46e-3 in Vernon’s Texas Civil Statutes with Chapter 241 of the Government Code?”

PROPOSITION NO. 21

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Exhibit A, Zoning Ordinance, Section 1-6 of the Greenville City Charter to update references to repealed sections of the Vernon’s Texas Codes Annotated to the current applicable Texas state statutes by removing all references to Vernon’s Texas Civil Statutes?”

PROPOSITION NO. 22

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Article I, Home Rule Charter, Section 11 of the Greenville City Charter to update references to repealed sections of the Vernon’s Texas Codes Annotated to the current applicable Texas state statutes by replacing all references to Vernon’s Texas Civil Statutes with Chapter 313 of the Transportation Code?”

PROPOSITION NO. 23

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Chapter 26, Subdivisions, Section 26.02.013 of the Greenville City Charter to update references to repealed sections of the Vernon’s Texas Codes Annotated to the current applicable Texas state statutes by replacing all references to Vernon’s Texas Civil Statutes with Sections 301.001-304.302 of the Finance Code?”

PROPOSITION NO. 24

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Article 1, Home Rule Charter, Section 19 of the Greenville City Charter to update references to repealed sections of the Vernon’s Texas Codes Annotated to the current applicable Texas state statutes by removing all references to Vernon’s Texas Civil Statutes and the Local Government Code?”

PROPOSITION NO. 25

“Shall the City Council of the City of Greenville, Texas, be authorized to amend Article 1, Home Rule Charter, Section 19 of the Greenville City Charter to update references to repealed sections of the Vernon’s Texas Codes Annotated to the current applicable Texas state statutes by replacing reference to Article 666 of Vernon’s Penal Code with Chapter 32 of the Alcohol Beverage Code?”

PROPOSITION NO. 26

“Shall the City Council of the City of Greenville, Texas, be authorized to add a new Charter section with the following language: ‘The City Council may pass an Ordinance by a Supermajority vote to update code references in the Charter that have been recodified by the Texas Legislature, but may not change the meaning of any Charter section without a Charter Election.’?”

The vote to place Proposition 26 on the ballot passed by 7-0 vote.



Vote	Mayor Dreiling	Councilmember Ransom	Councilmember Evans	Councilmember Dailey	Councilmember Gotcher	Councilmember Money	Councilmember Dean
Yes	x	x	x	x	x	x	x
No							

Councilmember Ransom made a motion to call for a November election, Councilmember Evans seconded. Motion carried by unanimous vote of the City Council.

Councilmember Dailey moved to approve recommended propositions to the Charter and for a November election and authorizing such election, Councilmember Gotcher seconded for the enactment of Ordinance 15-036: **ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GREENVILLE, TEXAS, ORDERING A SPECIAL ELECTION ON THE QUESTION OF THE ADOPTION OF AMENDMENTS TO THE CHARTER OF THE CITY OF GREENVILLE, TEXAS; DESIGNATING NOVEMBER 3, 2015, AS THE DATE OF THE SPECIAL ELECTION; AUTHORIZING A JOINT ELECTION CONTRACT; AND PROVIDING FOR AN EFFECTIVE DATE.** Motion carried by unanimous vote of the City Council.

- B. Consideration and action on an ordinance of the City Council of the City of Greenville, Texas, calling a bond election to be held within said city; making provision for the conduct of the election and other provisions incidental thereto (*Daniel W. Ray, City Attorney*)

City Attorney Daniel Ray explained this ordinance, if passed, has the City Council calling an election that will have voters determine whether or not to have the rescission of the council to issue \$15 M in GO bonds.

Councilmember Ransom moved, Councilmember Evans seconded for the enactment of an ordinance calling a bond election to be held within said city; making provision for the conduct of the election and other provisions incidental thereto. Motion failed on a 3-3-0 vote with Mayor Dreiling and Councilmembers Ransom and Evans “for,” Councilmembers Gotcher, Dean, and Money voting “against,” and Councilmember Dailey abstaining.

- C. Consideration and action on an ordinance using State-Issued Certificate of Franchise Authority (SICFA) funding to purchase equipment for recording City Council meetings and posting them on the City website, Government Channels, and possibly televising them live (*Councilmembers Money, Gotcher, and Dean*)

Rushworks.tv provides equipment to record meetings for posting to the City Webpage and the government access channels. This equipment also has the capability to televise live events held in the City Council Chamber.

The equipment setup includes three HD cams controlled remotely by a computer (could be located in the adjoining office) that will be networked with the current government access network at City Hall. While a person can enhance recording by zooming the cams remotely, an operator is not required to stay with the system during recordings. Once the recording is complete, the file is moved to a folder that is scheduled to play over the access channel. Additionally, the file can be uploaded to the City’s website for viewing.

VDESK PRO 4 System	\$20,679
A-LIST BROADCAST 1-CH System	12,924
Total	\$33,603

Annual maintenance after first year will be \$2,500 per year and SICFA could not be used for that. SICFA funds are accounted for in Project CH1101. The project has a current balance of over \$80,000 that is

available for purchase of this equipment. SICFA payments are received quarterly and average around \$5,500 per payment.

City Manager Massoud Ebrahim said a person would have to be hired at least part time and maybe full time to operate this camera system.

Questions included about how the cameras broadcast and if editing is required; having live broadcast or recorded and then uploaded to city's website; does the sound system interface into existing system; storage space; liability issues, and taping other meetings such as P&Z and Substandard Structures.

Councilmember Money made the motion to postpone this item until October to receive more information, Councilmember Gotcher seconded. Motion passed by 6-1 vote of the City Council with Mayor Dreiling and Councilmembers Ransom, Dailey, Gotcher, Money, and Dean voting "for" and Councilmember Evans voting "against."

9. Resolutions

- A. Consideration and action on a resolution of the City Council of the City of Greenville, Texas, placing a proposal on the September 22, 2015, City Council regular meeting agenda to adopt a 2015 tax rate that will exceed the lower of the rollback rate or the effective rate; requiring publication of a notice of public hearings on tax increase in accordance with the law; and providing an effective date (*Cliff Copeland, Finance Director*)

Finance Director Cliff Copeland stated public hearings will be scheduled in accordance with Texas Law to be held on August 25, September 8, and September 22, 2015, at 6:00 p.m. at 2821 Washington Street. This budget proposes an ad valorem tax rate of \$.7439 per \$100 valuation. This rate is higher than the City's current tax rate of \$.6990 cents per \$100 valuation and that will exceed the effective tax rate. This budget will raise more total property taxes than last year's budget.

Mayor Dreiling stated this current amount does not include employee increases but does include the street bond. 3% allocated for a merit raise for employees would equate to \$.7700 for a tax rate. He would like to propose a higher rate of \$.7700 to begin with so that there is room to negotiate merit pay increases. Councilmember Ransom said this creates expectations and the tax rate is already set at \$.7439. Mayor Dreiling withdrew his motion.

Councilmember Gotcher believes everyone should receive a raise. Councilmember Dailey moved for a 2% proposed increase which would put the tax rate at \$.7595 and Councilmember Ransom seconded. After further discussion from City Manager Massoud Ebrahim, Councilmember Dailey withdrew his motion and Councilmember Ransom withdrew his second.

Councilmember Dailey moved to set the ceiling at \$.7439, Councilmember Ransom seconded for the adoption of Resolution 15-39: **RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GREENVILLE, TEXAS PLACING A PROPOSAL ON THE SEPTEMBER 22, 2015, CITY COUNCIL REGULAR MEETING AGENDA TO ADOPT A 2015 TAX RATE THAT WILL EXCEED THE LOWER OF THE ROLLBACK RATE OR THE EFFECTIVE RATE; REQUIRING PUBLICATION OF A NOTICE OF PUBLIC HEARINGS ON TAX INCREASE IN ACCORDANCE WITH THE LAW; AND PROVIDING AN EFFECTIVE DATE.** Motion carried by majority 5-2 vote of the City Council with Councilmembers Ransom, Evans, Dailey, Gotcher and Money voting for and Mayor Dreiling and Councilmember Dean voting "against."

- B. Consideration and action on a resolution of the City Council of the City of Greenville, Texas, calling two public hearings on a tax increase to be held on August 25, 2015, and

September 8, 2015; and requiring publication of a notice of public hearing on tax increase in accordance with the law; and providing an effective date (*Cliff Copeland, Finance Director*)

Finance Director Cliff Copeland discussed that a proposed tax rate of \$0.7439 per \$100 valuation to support the budget will be discussed at two "Public Hearings" scheduled for August 25, 2015, and September 8, 2015, at 2821 Washington Street, Greenville, Texas.

The proposed tax rate is as follows:

\$.4945	General Fund - Maintenance and Operations
<u>\$.2494</u>	Tax Interest and Sinking (I&S) Fund
\$.7439	Total Tax Rate

This tax rate being proposed is higher than tax rate adopted for fiscal year 2014-2015.

Councilmember Money moved, Councilmember Dean seconded for the adoption of Resolution 15-40: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GREENVILLE, TEXAS CALLING TWO PUBLIC HEARINGS ON A TAX INCREASE TO BE HELD ON AUGUST 25, 2015, AND SEPTEMBER 8, 2015; AND REQUIRING PUBLICATION OF A NOTICE OF PUBLIC HEARING ON TAX INCREASE IN ACCORDANCE WITH THE LAW; AND PROVIDING AN EFFECTIVE DATE.** Motion carried by unanimous vote of the City Council.

- C. Consideration and action on a resolution of the City Council of the City of Greenville, Texas, calling for public hearings on the 2015-2016 Proposed Budget to be held on September 8, 2015, and September 22, 2015; and requiring publication of a notice of public hearing on the 2015-16 Proposed Budget (*Cliff Copeland, Finance Director*)

Finance Director Cliff Copeland discussed that the FY 2015-16 Proposed Budget and the proposed tax rate of \$0.7439 per \$100 valuation to support that budget will be discussed at a "Public Hearing" scheduled for September 8 and September 22, 2015 at 2821 Washington Street, Greenville Texas.

Councilmember Money moved, Councilmember Dean seconded for the adoption of Resolution 15-41: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GREENVILLE, TEXAS CALLING FOR A PUBLIC HEARING ON THE 2015-2016 PROPOSED BUDGET TO BE HELD ON SEPTEMBER 8, 2015, AND SEPTEMBER 22; AND REQUIRING PUBLICATION OF A NOTICE OF PUBLIC HEARING ON THE 2015-16 PROPOSED BUDGET IN ACCORDANCE WITH THE LAW; AND PROVIDING AN EFFECTIVE DATE.** Motion carried by unanimous vote of the City Council.

- D. Resolution authorizing the City Manager to execute an agreement between the City of Greenville and Greenville Industrial Development Corporation (IDC) authorizing the City to accept the donation of taxable items resulting from the Building/Hangar 154 Renovation (*Daniel Ray, City Attorney*)

Mayor Dreiling and Councilmembers Dailey and Dean have filed a Conflict of Interest Affidavit.

The scope of work will include but is not limited to the following: The project will consist of renovation of the Building/Hangar 154 office and tool crib area. The tool crib and open office space consists of approximately 11,280 SF with 3,500 SF of tool crib area, 1,500 SF modular building, and 6,280 SF of office space. Completion Date is estimated February 2016, with estimated cost of project being \$1,002,000.00.

Councilmember Money moved, Councilmember Ransom seconded for the adoption of Resolution 15-42: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GREENVILLE, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF GREENVILLE AND GREENVILLE INDUSTRIAL DEVELOPMENT CORPORATION (IDC) AUTHORIZING THE CITY TO ACCEPT THE DONATION OF TAXABLE ITEMS RESULTING FROM BUILDING/HANGAR 154 RENOVATION; AND PROVIDING AN EFFECTIVE DATE.** Motion carried by 4-0-3 vote of the City Council with Councilmembers Ransom, Evans, Gotcher and Money voting “yes” and Mayor Dreiling and Councilmembers Dailey and Dean “abstaining.”

10. City Staff/City Council Reports or Proposed Agenda Items (*Non-agenda items may only be discussed by Councilmembers if the Councilmembers do so for the purpose of proposing that those items be placed on a future agenda.*)

- Discussion on Citizens Video Presentations during Citizens to be Heard (*Mayor Dreiling*)

Discussion on this item will be moved to the August 25 meeting.

- Authorization/Consensus to Advertise the Exchange Building (*Mayor Dreiling*)

The current appraised value of the Exchange Building is \$3.456 M and general consensus is to advertise for bids to sell the Exchange Building.

11. Board and Commission Minutes

Citizens Charter Review Committee July 16, 2015 and July 23, 2015
Quarterly Report from GBOD/4A
Perdue Activity/Collection Report for April, May, and June

12. Executive Session

The City Council did not go into Executive Session at this time.

- Section 551.071 (1) & (2)** Consultation with City Attorney on any regular session agenda item requiring confidential, attorney/client advice necessitated by the deliberation or discussion of said items
- Section 551.087:** (1) Discussion or deliberation regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body is conducting development negotiations; (2) Deliberate the offer of a financial or other incentive to a business prospect described by Subdivisions: **Projects: Splash, Rounder, Retread, Ribbon, Rhubarb, Redevelopment W, Rhine, Shale-2, Sprocket, Hamlet CA, Bucket, Bucketoo, D-4, Silo, Focus, Peary, Cotton, Build, Chef D, Hill Country, John Wayne, Standard, Raze, Chew, NETEX.**
- Section 551.072:** Discussion with respect to the purchase, lease, or value of real property, when such discussion would have a detrimental effect on negotiating position of the governmental body: **Projects: Splash, Rounder, Retread, Ribbon, Rhubarb, Redevelopment W, Rhine, Shale-2, Sprocket, Hamlet CA, Bucket, Bucketoo, D-4, Silo, Focus, Peary, Cotton, Build, Chef D, Hill Country, John Wayne, Standard, Raze, Chew, NETEX, EDC Properties.**

13. Take action on any item discussed in Executive Session



14. Adjourn

Being no further business, the City Council adjourned at 11:20 p.m. by unanimous consent of the City Council.

David L. Dreiling, Mayor

ATTEST:

Carole V. Kuykendall, Interim City Secretary