



## MINUTES

### CITY COUNCIL MEETING

JANUARY 13, 2009

#### **CALL TO ORDER – Roll Call and Determination of a Quorum**

The Parker City Council met in a regular meeting on the above date at Parker City Hall, 5700 E. Parker Road, Parker, Texas 75002.

Mayor Cordina called the meeting to order at 6:00 p.m. with Councilmember's Marshall, Sumrow, Evans and Levine present. Mayor Pro-tem Threadgill was absent. A quorum was present.

Staff present: City Attorney Jim Shepherd, City Administrator Dena Daniel, City Secretary Carrie Smith, and Police Chief Tony Fragoso.

#### **EXECUTIVE SESSION – 6:00 P.M. TO 7:00 P.M.**

Pursuant to the provisions of Chapter 551, Texas Government Code, Vernon's Texas Codes Annotated the City Council may hold a closed meeting.

1. RECESS TO CLOSED EXECUTIVE SESSION IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN:

Mayor Cordina recessed the meeting into executive session at 6:00 p.m.

- A. Govt. Code 551.071 – Pending or threatened litigation---Parker v. Wylie.
- B. Govt. Code 551.071 – Pending or threatened litigation---CoServ.

2. RECONVENE REGULAR MEETING.

Mayor Cordina reconvened the regular meeting at 7:10 p.m.

3. ANY APPROPRIATE DELIBERATION AND/OR ACTION ON ANY OF THE EXECUTIVE SESSION SUBJECTS LISTED ABOVE.

No action was taken.

## PLEDGE OF ALLEGIANCE

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Councilmember Marshall led the Pledge of Allegiance.

**PUBLIC COMMENTS** The City Council invites any person with business before the Council not scheduled on the agenda to speak to the Council. No formal action may be taken on these items at this meeting. Please keep comments to 3 minutes.

No public comments were made.

## INDIVIDUAL CONSIDERATION ITEMS

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### 4. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON A CONSTRUCTION BID FOR THE PUBLIC SAFETY BUILDING.

Derwin Broughton with Hobbs Architect was present for questions and answers. Mr. Broughton reviewed the bid tabulations and recommendation with the Council. (see Exhibit 4A.)

MOTION: Councilmember Sumrow motioned to accept the bid from J.C. Commercial, Inc. as recommended by Hobbs Architect. Contractor J.C. Commercial, Inc.; Base Bid \$1,292,777; Alternate #1 \$ 3,300.00; Alternate #2 \$ 6,800.00; Total Bid \$ 1,302,877.00; Bid Bond Received Y; Time Frame 240. Councilmember Evans seconded with Councilmember's Marshall, Sumrow, Evans and Levine voted for. Motion carried 4-0.

### 5. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON A CONSTRUCTION BID FOR MCCREARY ROAD.

City Engineer John Birkoff reviewed the bid tabulations and recommendation with the Council (see Exhibit 5A.) Ed Bell Construction Company was the apparent low bid, all references have been checked. The company has been around for 29 plus years. Does a large number of projects TXDoT. The base bid is for the widening of McCreary Road. Alternate 1 is the median cut on Parker Road for the public safety building. Alternate 2 is the driveway to the west of the public safety building for waterline. Alternate 3 and 4 are for the entry off McCreary Road. The bids came back lower than expected due to the decrease in the cost of concrete. The county is to pay their portion of the base bid up front.

MOTION: Councilmember Evans motioned to approve Ed Bell Construction Company's Bid Option 1 at a cost of \$3,033,973. Councilmember Marshall seconded with Councilmember's Marshall, Sumrow, Evans and Levine voting for. Motion carried 4-0.

### 6. PRESENTATION ON A PROPOSED DEVELOPMENT WITH SEWER BY LAFAYETTE PROPERTIES, INC., GARY DEFRAIN.

Lafayette Properties Inc. Mr. Gary Defrain spoke with Assistant City Administrator Flanigan and Mayor Cordina previously regarding the developer's subdivision in Wylie,

McCreary Creek Estates. Mr. Defrain is working with the City of Wylie to get sewer service for his subdivision Creekside Estates. The proposed sanitary sewer line must run through his property to get to the proposed new high school. (see Exhibit 6A) Mr. Defrain was here only to inform the Parker Council about the situation.

7. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2009-250 OF THE CITY OF PARKER SUSPENDING THE EFFECTIVE DATE OF COSERV GAS LTD.'S REQUESTED RATE CHANGES TO PERMIT THE CITY TIME TO STUDY THE REQUEST AND TO ESTABLISH REASONABLE RATES.

MOTION: Councilmember Levine motioned to adopt Resolution 2009-250 as presented. Councilmember Sumrow seconded with Councilmember's Marshall, Sumrow, Evans and Levine voting for. Motion carried 4-0.

8. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON RESOLUTION 2009-251 FOR THE APPROVAL OF A CREDIT CARD AGREEMENT & DISCLOSURE STATEMENT WITH THE CITY DEPOSITORY BANK, AMERICAN NATIONAL BANK OF TEXAS, FOR CREDIT CARD SERVICES.

Councilmember Sumrow requested a stand or policy for card holders to sign. It was agreed the cardholders would sign an acknowledgement.

MOTION: Councilmember Levine motioned to approve Resolution 2009-251 as presented. Councilmember Sumrow seconded with Councilmember's Marshall, Sumrow, Evans and Levine voting for. Motion carried 4-0.

9. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON A CONSULTANT AGREEMENT WITH BILL BAILEY.

After a brief discussion it was decided that City Attorney Shepherd will prepare a standard contract for the city. City Attorney Shepherd recommended the Council table this item at this time.

10. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON A GRANT FOR A NEW FIRE DEPARTMENT BRUSH TRUCK.

MOTION: Councilmember Marshall motioned to accept the grant from Texas Forestry Services for a new brush truck (see Exhibit 10A.). Councilmember Evans seconded with Councilmember's Marshall, Sumrow, Evans and Levine voting for. Motion carried 4-0.

This motion is only approving the acceptance of the grant. This item will come back to Council with actual dollar figures and approval.

11. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON A RESOLUTION OF THE SUPPLEMENTING THE POLICY FOR MAYOR AND CITY COUNCIL TRAVEL AND EXPENSE REIMBURSEMENT, BY ADDING A PROCEDURE FOR APPROVAL OF CITY ADMINISTRATOR TRAVEL AND EXPENSE.

Mayor Cordina wants a written travel and expense reimbursement approval procedure that is well defined for the City Administrator. City Attorney Shepherd will make amendments and return to Council for final approval.

MOTION: Councilmember Levine motioned to table this item. Councilmember Evans seconded with Councilmember's Marshall, Sumrow, Evans and Levine voting for. Motion carried 4-0.

## 12. CONSIDERATION AND/OR ANY APPROPRIATE ACTION ON 2009 CITY COUNCIL CALENDAR.

Council discussed the items shown on the calendar. No action was taken.

## **ROUTINE ITEMS**

### 13. FUTURE AGENDA ITEM REQUESTS

Reimbursement Policy to include City Administrator  
Final Agreement with Animal Control

### 14. MONTHLY REPORTS – ENDING NOVEMBER 30

City Administrator Daniel gave a brief over view of the city's current financial statement. The City finances are in good standing.

### 15. ADJOURN

Mayor Cordina adjourned the meeting at 9:35 p.m.

APPROVED:

  
Joe Cordina  
Mayor

ATTESTED:

  
Carrie L. Smith, TRMC  
City Secretary

*3rd*  
APPROVED on the 27th day of  
January 2009.  
*February 20*

Insert Exhibits