

**VERNON CITY COMMISSION  
REGULAR MEETING  
April 24, 2018**

Mayor Joe Rogers called the Regular Meeting of the Vernon City Commission to order at 6:30 p.m. in City Hall, and a quorum was declared present.

Present: Mayor Joe Rogers

Commissioners: Britt Ferguson, Ruben Hinojosa, Commissioner Aydelott, and Guy Spears were in attendance.

Staff Present: City Manager Martin Mangum, Public Works Director Darell Kennon, Police Chief Randy Agan, PD Master Sargent Wayne Hodges, Fire Chief JJ Oznick, Community Development Director David Pilcher, City Attorney Jon Whitsitt, Administrative Assistant Dee Boatenhamer, Municipal Court Judge Lori Adams, Utility Clerk Vicky Lee, Utility Clerk Elizabeth Agan, Parks Superintendent Tony Dehoyos, and Tourism Director Clint McCormick.

Commissioner Spears led the group in the Invocation and the Pledge of Allegiance to the U.S. and Texas flags.

**2. Consent Agenda:**

- A. Approve Minutes: Attached are Minutes of the Regular City Commission Meeting held on Tuesday, February 27, 2018.
- B. Approve Financial Investment Report, Vouchers, and Payroll & Benefit Expense. February 1, 2018 – February 28, 2018.

Commissioner Hinojosa moved to approve. That motion was seconded by Commissioner Aydelott and passed by a unanimous vote.

**3. Proclamations and Presentations**

**a) Proclamation Declaring April 2018 as Child Abuse Prevention Month in Vernon Texas**

The proclamation was read aloud.

**b) Proclamation Declaring the first week in May, 2018 as Doan's Picnic and Doans Adobe Week**

The proclamation was read aloud.

4. Public Comment

Hear Citizen Comments with a Limitation of Five Minutes.

**(Citizens Wishing to Comment Must Complete the Provided Form and Hand it to the City Secretary Before the Start of the Meeting.)**

Jerry Lou Schmoker: Thanked the out-going Commissioners.

Pam Gosline: Thanked the out-going Commissioners.

5. Public Hearing on Resolution Number 1020 declaring that certain improvements described herein are public nuisances, and requiring the taking down and removal of such improvements located at 2428 Houston, 2422 A. Maiden, 3100 Maiden, 3710 Kelly, 2521 Wanderer, 719 Wilbarger, 1321 Olive, 1601 Peter Cooper, 1116 Antelope, 1117 Wood Street, 2501 Dean, 2029 Lamar, 2221 Dean, 1403 Eagle.

Mayor Joe Rogers opened the public hearing to allow for any public input.

Clarence Tipton, 2428 Houston: Mr. Tipton addressed the Commission relating that he had done work on the wiring and other items on the inside of the structure. Tipton advised that he intended to continue the work until it was complete.

Oleta Pitts, 2501 Dean: Ms. Pitts advised the Commission that work was in progress at this address and asked for more time.

Sean Wilson, 2029 Lamar: Mr. Wilson addressed the Commission, advising that he had purchased the property and his intention was to fix it up.

Ms. Hattie Scott, 2521 Wanderer: Ms. Scott wanted this structure torn down!

There being no further public comments, Mayor Rogers closed the public hearing.

The commission directed Community Development Director David Pilcher to allow 6 months for work on 2428 Houston, 2501 Dean, and 2029 Lamar to continue. Each structure needed to show improvement such as a new roof and paint on the outside.

6. Discussion, Consideration, and Possible Action on Resolution Number 1020 declaring that certain improvements described herein are public nuisances, and requiring the taking down and removal of such improvements located at 2428 Houston, 2422 A. Maiden, 3100 Maiden, 3710 Kelly, 2521 Wanderer, 719 Wilbarger, 1321 Olive, 1601 Peter Cooper, 1116 Antelope, 1117 Wood Street, 2501 Dean, 2029 Lamar, 2221 Dean, 1403 Eagle.

**RESOLUTION NO. 1020**

A RESOLUTION DECLARING THAT CERTAIN IMPROVEMENTS DESCRIBED HEREIN ARE PUBLIC NUISANCES, AND REQUIRING THE TAKING DOWN AND REMOVAL OF SUCH IMPROVEMENTS.

Commissioner Spears approved Resolution No. 1020, removing 3100 Maiden, and with direction given. (The commission directed Community Development Director David Pilcher to allow 6 months for work on 2428 Houston, 2501 Dean, and 2029 Lamar to continue. Each structure needed to show improvement such as a new roof and paint on the outside. ) Commissioner Aydelott seconded the motion which passed by unanimous vote.

7. Discussion, Consideration, and Possible Action regarding a Main Street grant application by James Pilcher for Pilcher's Gulf facade work matching 50 percent of total work done not to exceed \$6,000 total. Funds are not to exceed \$1,000 for wood and materials, \$2,000 for paint and \$3,000 for labor.

Commissioner Spears moved to approve the Main Street Grant Application from Mr. James Pilcher. That motion was seconded by Commissioner Aydelott and was passed by unanimous vote.

8. Discussion, Consideration, and Possible Action on Possible Methods to Honor Dr. Martin Luther King

Rev. Willie King addressed the Commission relating to this item. Commissioner Spears moved to approve proposed installation and expenditures for a sign naming the new community garden as the "Dr. Martin Luther King Jr. Community Garden", and also moved to approve the replacement of the current "Dr. Martin Luther King Jr." highway sign with a larger one (at the same location) with a cost of \$720.00. That motion was seconded by Commission Aydelott and passed with a unanimous vote.

9. Discussion, Consideration, and Possible Action on Ordinance Number 1726 "Changing the name of Bacon Street to "Martin Luther King Avenue" Dean Street from Fannin to Strahan to Dr. Martin Luther King Street.

**ORDINANCE NO. 1726**

AN ORDINANCE OF THE CITY OF VERNON, TEXAS, CHANGING THE NAME OF DEAN STREET TO DR. MARTIN LUTHER KING, JR STREET FROM FANNIN STREET NORTHWEST TO STRAHAN STREET

Commissioner Spears moved to approve Ordinance No. 1726 as read. That motion was seconded by Commissioner Hinojosa and was passed with a unanimous vote.

10. Discussion, Consideration, and Possible Action on Appointing Edgin, Parkman, Fleming and Fleming as City Auditors for the Fiscal Year 2017/2018 and to approve the understanding of services commonly known as an Engagement Letter.

Commissioner Spears moved to accept the letter of engagement from naming and appointing Edgin, Parkman, Fleming and Fleming as City Auditors for the Fiscal Year 2017/2018. That motion was seconded by Commissioner Ferguson and passed with a unanimous vote.

11. Discussion, Consideration, and Possible Action on Ordinance Number 1725 Amending Ordinance Number 1040 regarding the installation of new, removal, and content of all traffic control signs within the City of Vernon.

**ORDINANCE NO. 1725**

AN ORDINANCE AMENDING ORDINANCE NUMBER 1040 OF THE CODE OF ORDINANCES OF THE CITY OF VERNON, TEXAS (RELATING TO TRAFFIC CONTROL SIGNS); REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Commissioner Spears moved to approve Ordinance no. 1725 as read. That motion was seconded by Commissioner Ferguson and passed by unanimous vote.

12. Discussion, Consideration, and Possible Action on the acceptance of bids for the remediation of asbestos located in the city-owned building at 2817 Frontage Road South commonly known as the Gibson Building.

Community Development Director David Pilcher briefly presented to the commission relating to this item and was available to field any questions. Commissioner Spears moved to approve the award of the asbestos remediation to AOC Environmental. (AOC submitted the low bid in the amount of \$43283.77.) That motion was seconded by Commissioner Aydelott and passed with a unanimous vote.

13. Discussion, Consideration, and Possible Action on the acceptance of bids for the demolition of disposal of the city-owned building located at 2817 Frontage Road South commonly known as the Gibson Building.

Community Development Director David Pilcher briefly presented to the commission relating to this item and was available to field any questions. Commissioner Spears moved to approve the demolition of the “Gibson Building” by Gator Industrial at a cost of \$80,000.00. That motion was seconded by Commissioner Ferguson and passed with a unanimous vote.

14. Discussion, Consideration, and Possible Action on the hiring of a contractor to complete the 2017-2018 Seal Coat and Street Repair Project.

Public Works Director Darell Kennon presented to the Commission and was available for questions. Commissioner Spears moved to approve the award of the seal coat project to Freeman Paving (total base bid being \$380,821.25). That motion was seconded by Commissioner Aydelott and was passed with a unanimous vote.

15. Discussion, Consideration, and Possible Action on approving Resolution 1022: A Resolution of the City of Vernon, Texas finding that AEP Texas INC.’s application to amend its distribution cost recovery factors to increase distribution rates within the City should be Denied; Finding that the City’s reasonable rate case shall be reimbursed by the Company; finding that the meeting at which this resolution is passed is open to the public as required by law; requiring notice of this resolution to the Company and Legal Counsel. In summary, the City of Vernon will be joining a steering committee in submitting a denial in response to a rate increase requested by AEP Texas, Inc.

#### **RESOLUTION 1022**

A RESOLUTION OF THE CITY OF VERNON, TEXAS FINDING THAT AEP TEXAS INC.’S APPLICATION TO AMEND ITS DISTRIBUTION COST RECOVERY FACTORS TO INCREASE DISTRIBUTION RATES WITHIN THE CITY SHOULD BE DENIED; FINDING THAT THE CITY’S REASONABLE RATE CASE SHALL BE REIMBURSED BY THE COMPANY; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL.

Commissioner Spears moved to approve Resolution 1022. That motion was seconded by Commissioner Hinojosa and was passed by unanimous vote.

16. Discussion, Consideration, and Possible Action on Ordinance 1727: amending ordinance 1472 of the Code of Ordinances of the City of Vernon, Texas; Repealing all Ordinances in conflict herewith; and providing for an effective date (Thus making tampering with an animal control trap a violation of city law.)

**ORDINANCE NO. 1727**

AN ORDINANCE AMENDING ORDINANCE NUMBER 1472 OF THE CODE OF ORDINANCES OF THE CITY OF VERNON, TEXAS; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Police Chief Randy Agan presented to Commission relating to this item. Commissioner Aydelott then moved to approve Ordinance No. 1027. That motion was seconded by Commissioner Ferguson and was passed with a unanimous vote.

17. Discussion, Consideration, and Possible Action on enforcement procedures for remediation of junk and unlicensed vehicles.

No action was taken on this item.

18. Discussion, Consideration, and Possible Action relating to the purchase of a Styker Cot and Stair Chairs to replace current equipment that has reached end of life. Purchase will be no more than the budgeted amount of \$25,000.00.

Fire Chief JJ Oznick addressed the Commission relating to this item. Commissioner Spears moved to approve the purchase of needed equipment. That motion was seconded by Commissioner Aydelott and was passed with a unanimous vote.

Commissioner Hinojosa moved to recess from regular session to executive session at 7:28PM for both Section 551.072- Deliberation about Real Property and Section 551.074- Personnel. That motion was seconded by Commissioner Ferguson and passed with a unanimous vote.

19. Executive Session pursuant to Section 551.072- Deliberation about Real Property - action may be taken in open meeting if necessary

20. Executive Session pursuant to Section 551.074- Personnel- Director of Finance for the City of Vernon and Public Works Staffing – action may be taken in open meeting if necessary  
No action was taken during executive session.

Executive Session was adjourned and Regular session was reconvened at 8:52PM

21. Take any action necessary as a result of Executive Session item (s)

No action was taken regarding (item 19) Section 551.074 – Personnel.

Action regarding item 20: Commissioner Spears moved to approve the contracts for the purchase of 2707 Frontage Road and 1027 Bently Street in Vernon. That motion was seconded by Commissioner Aydelott and passed with a unanimous vote.

22. Adjourn.

There being no further business, the meeting was adjourned.

SIGNED:

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Douglas Jeffrey IV  
Mayor

ATTEST:

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Christy Cavness Bradshaw, TRMC  
City Secretary