

MINUTES OF REGULAR BUSINESS MEETING
City of Stephenville - City Council
TUESDAY, JANUARY 8, 2008– 5:30 P.M.

The City Council of the City of Stephenville, Texas, convened on January 8, 2008, at 5:30 p.m., in the Council Chambers at City Hall, 298 West Washington Street, for the purpose of a Regular Business Meeting, with the meeting being open to the public and notice of said meeting, giving the date, time, place and subject thereof, having been posted as prescribed by Chapter 551, Government Code, Vernon's Texas Codes Annotated, with the following members present, to wit:

Mayor	:	Rusty Jergins
Mayor Pro-Tem	:	Todd McEvoy
Council members	:	Pat Shelbourne Malcolm L. Cross Nancy Hunter Andrew Johnson Alan Nash Mark Murphy Barry Ratliff
Others Attending	:	Mark A. Kaiser, City Administrator Randy Thomas, City Attorney Cindy L. Stafford, City Secretary

I. Call to Order. The meeting of the Stephenville City Council was called to order at 5:30 p.m. on Tuesday, January 8, 2008.

Mayor Jergins thanked Scout Caleb Simmons, who led the council in the Pledge of Allegiance. Other Boy Scouts from BSA Troop 39 were present as follows: Brice Stone, James Coots, Matt Deitrich, Les Stuart, Nolan Miller, Andrew Banks, Josh Young, and Dalton Faulkner.

II. Citizen's General Discussion. No one wished to address the council.

III. OMI Annual Report, Johnny Davis, Project Manager, and Approval of Contract Amendment No. 1 with Operations Management International, Inc.

Oswaldo Garza, Regional Manager of CH2M Hill OMI, made the following report on the city's wastewater treatment plant:

Mutual Goals:

1. Maintain a solid record of 100% regulatory compliance.
2. Protect the city's investment in the wastewater treatment plant by maintaining a state-of-the-art computerized maintenance management system.
3. Increase associates' technical skills, safety awareness, and total quality management awareness through a comprehensive training program.

New Goals for 2007-2008:

1. To be awarded CH2M Hill OMI's Gold Safety Award.
2. To continue further positioning to be awarded operations and maintenance awards for the wastewater plant and the industrial pretreatment program.
3. Increase Community Involvement Activities.

Regulatory Compliance. The plant had three permit excursions in 2006-2007 that were all Biochemical Oxygen Demand. All biomonitoring of the plant effluent and all solids disposal testing have passed TCEQ and EPA requirements. **Maintenance Management System.** CH2M Hill OMI operations personnel completed more than 8,750 preventive maintenance tasks. Infrared and vibration analysis has been performed on electrical components, motors and bearings in order to detect and correct any potential problems. **Staffing and Training.** One project manager and two operators are employed at the plant and have a combined 68 years of experience in wastewater treatment plant operations and maintenance. **Industrial Pretreatment.** CH2M Hill OMI benefits from an excellent pretreatment program and continues to work with industries to reduce and possibly eliminate some of the pollutants. **Solids Disposal.** The belt filter press continues to operate very efficiently to dewater the digested solids. The cost per ton of disposed sludge continues to decrease, and last year the plant disposed of 242 metric tons of solids. The resulting effect of the belt filter press is the elimination of the backlog of solids resulting in a significant cost savings. With the addition of the phosphorous removal system, the plant staff has seen an increase of solids disposal of about five metric tons of solids per month. This is a result of the alum feed and the plant adjustment in the amount of solids in the plant in order to maintain biological nutrient removal. **Community Involvement.** OMI donates funds, labor, and materials to CASA, Project Graduation, and Coats for Kids.

Garza concluded by saying that the plant staff are dedicated to the task of operating the wastewater treatment plant in the most cost-effective manner possible without jeopardizing the integrity and life of the plant equipment and structures and maintaining the highest quality plant effluent. He also submitted the annual amendment to the existing Agreement for Operations, which included a 4.5% increase to the existing base fee and is less than the projected allocation in the FY07/08 budget.

MOTION by Nancy Hunter, second by Mark Murphy, to accept the annual report and approve Amendment No. 1 to the contract. MOTION CARRIED.

IV. Consider Appointment of Representative to the Erath County Appraisal District Board of Directors

MOTION BY Mark Murphy, second by Alan Nash, to appoint Bill Bailey as the city's representative to the Erath County Appraisal District Board of Directors. MOTION CARRIED.

V. PLANNING AND DEVELOPMENT COMMITTEE REPORT—Consider Selection of a Company for the Design of a Swimming Pool/Aquatic Complex

Chairman Todd McEvoy reported that the committee is recommending a contract with The C. T. Brannon Corporation that provides for several aquatic features and support facilities including the following:

1. A new pool (approximately 7,500-8,000 s.f.) containing:
 - a) Lap swimming lanes
 - b) Waterslides
 - c) Large beach entry with fountains
 - d) Free-standing fountains (located in shallow areas of pool)
2. Small children's pool
3. Concrete pool decks surrounding the pools
4. Bathhouse building with changing rooms, concession areas, and storage
5. Shade structures (if budget allows)

MOTION by Todd McEvoy, second by Nancy Hunter, to approve the contract with The C. T. Brannon Corporation.

Alan Nash expressed concern over the provision in the contract—"Limitation of Liability". Barry Ratliff stated that the site for this facility should be decided upon before moving forward.

MOTION by Barry Ratliff to amend the motion to only consider one site where the existing pool is. Motion died for the lack of a second.

Alan Nash offered a friendly amendment that the city be authorized to enter into contract with The C. T. Brannon Corporation and striking the "Limitation of Liability" clause, which amendment was accepted. The amended motion carried.

VI. CONSENT AGENDA

MOTION by Nancy Hunter, second by Andrew Johnson, to approve the Consent Agenda. MOTION CARRIED by unanimous roll call vote.

- A. Approve Minutes—Regular Council Meeting on December 4, 2007**
- B. Contract with MCCI for Document Management, Phase II**
- C. Authorize Sale of City Property**

VII. Comments by City Administrator

Mark Kaiser stated that Baxter Street has been closed at Washington Street to facilitate the stormwater drainage project. There will be substantial truck traffic at this location off loading concrete storm pipe.

VIII. Comments by Council Members

- IX. EXECUTIVE SESSION. At 6:30 p.m., Mayor Jergins recessed the open portion of the meeting, and council went into executive session In compliance with the provisions of the Texas Open Meetings Law, Subchapter D, Government Code, Vernon's Texas Codes, Annotated, in accordance with Sec. 551.071 Consultation with Attorney and Sec. 551.072 Deliberations about Real Property**

- A. James Bachus v. City of Stephenville, Case No. 4-06CF-251-Y in the United States District Court for the Northern District of Texas, Fort Worth Division**

B. Part of Lot 2, Block 71, City Addition, Stephenville, Texas, located at 336 West Long

At 7:11 p.m. the council reconvened in open session.

X. Action Taken on Matters Discussed in Executive Session (if necessary)

MOTION by Barry Ratliff, second by Todd McEvoy, to authorize the purchase of the property located at 336 West Long Street. MOTION CARRIED.

MOTION by Todd McEvoy, second by Pat Shelbourne, to authorize the execution of a settlement agreement with James Bachus. MOTION CARRIED by the following vote:

Ayes: Council members Shelbourne, Cross, Hunter, Johnson, McEvoy, Murphy, and Ratliff.

Nays: Council member Nash.

XI. Adjourn

MOTION by Barry Ratliff, second by Mark Murphy, to adjourn the meeting. MOTION CARRIED by unanimous vote at 7:14 p.m.

Russell E. Jergins, Mayor

ATTEST:

Cindy L. Stafford, City Secretary