

**CITY OF VAN ALSTYNE**

**MINUTES**

**City Council Special Called Meeting**

Van Alstyne Community Center

262 N. Preston Ave

**Tuesday, October 16, 2012**

**6:00 P.M.**

Members present: Mayor Kim DeMasters, Jim Smith, Billy Plake, John Jennings and Kaaren Teuber.

Staff present: Frank Baker, Jennifer Gould and Tracy Luscombe.

**AGENDA.**

1. Call to Order. Mayor DeMasters called the meeting to order at 6:00pm.
2. Consider and take action regarding authorizing advertisement of the US 75 Sanitary Sewer Replacement Project BID # WA12-03 for the installation of approximately 3173 linear feet of 12" sanitary sewer line, parallel to the US 75 frontage road. Len McManus of Bury+Partners Engineers addressed Council regarding the project. He advised that a cost estimate was provided to Council prior to the meeting for review and he is hopeful that it will come in under the estimate and confident it will not be more. John Jennings questioned the contingency to which Mr. McManus advised he is comfortable with 10% as he likes to keep the contingency between 7% and 10% to allow for unforeseen costs. Mr. McManus also advised that W. Marshall Street at Henry Hynds access restrictions will be minimal and all businesses will have at least one point of access at all times. John Jennings asked if the funds were budgeted to which Mr. Baker advised the funds were not budgeted but will be paid out of the remaining funds from the recently liquidated CD's. Mr. Jennings inquired as to the additional capacity of the sanitary sewer line after improvements to which Mr. McManus advised it will be the times the average daily flow. John Jennings made a motion to authorize advertisement of the US 75 Sanitary Sewer Replacement Project as presented. Jim Smith seconded the motion and the motion passed unanimously.

**EXECUTIVE SESSION.**

*In accordance with Chapter 551 of the Texas Government Code (Open Meetings Law), the City Council may meet in a closed Executive Session pursuant to applicable laws.*

3. All items below for CONSIDERATION/ACTION:

Council recessed into closed session at 6:10pm.

- A. Recess into closed session pursuant to Chapter 551, Texas Government Code for: Deliberation regarding the review of potential candidates for the position of City Manager under Texas Government Code Section 551.074(a)(1), Personnel Matters.

**OPEN MEETING.**

4. Reconvene into Regular Session and discuss any item and/or take any action necessary as a result of the Closed Session.

Council reconvened into regular session at 7:00pm.

A. Deliberation regarding the hiring of a City Manager under Texas Government Code Section 551.074, Personnel Matters. Kaaren Teuber made a motion to continue the search for a City Manager. Jim Smith seconded the motion. Mayor DeMasters closed the motion with Kaaren Teuber and Jim Smith in favor and John Jennings and Billy Plake opposed. John Jennings made a motion to approach Frank Baker to offer the position of permanent City Manager. Billy Plake seconded the motion. Mayor DeMasters closed the motion with John Jennings and Billy Plake in favor and Kaaren Teuber and Jim Smith opposed. Mayor DeMasters reopened Kaaren Teubers motion because she inappropriately handled the action. Mayor DeMasters abstained from voting to break the tie vote; therefore the motion died. Mayor DeMasters reopened John Jennings motion because she inappropriately handled the action. Mayor DeMasters chose to vote in favor of the motion. The motion to approach Frank Baker to offer the position of permanent City Manager passed with John Jennings, Billy Plake and Mayor DeMasters in favor and Kaaren Teuber and Jim Smith opposed.

5. Adjourn. Billy Plake made a motion to adjourn the meeting at 7:24pm. John Jennings seconded the motion and the motion passed unanimously.

\_\_\_\_\_  
Kim DeMasters, Mayor

ATTEST:

\_\_\_\_\_  
Jennifer Gould, City Clerk