

# City of Eden



## City of Eden City Council

**Regular Meeting Agenda  
Tuesday, December 13, 2011  
120 Paint Rock Street, Eden, TX**

**7:00 p.m.**

### **I. CALL TO ORDER AND ROLL CALL**

#### Mayor & City Council Members

Mayor Eugene Spann  
Mayor Pro Tem Eddy Markham  
Council Member Shelley Hyles

Council Member Russell Roberts  
Council Member Butch Williams  
Council Member Jenifer Gierisch

#### City Staff/Appointed Officials

City Administrator Celina Hemmeter  
Code Enforcement Ricky Thomas  
Parks & Recreation Manager Mike Turner  
Public Works Supervisor Rodney Castleberry  
Economic Development Coordinator Kathy Keane

Court Clerk Lisa Evans  
Utilities Clerk Esther Gryniewicz

### **II. WORKSHOP**

*No action to be taken. Staff reports regarding Current Projects and Plans, Ordinances and Compliance, Water Usage, Grant Opportunities and Status of Current Grants, Economic Development, Business, and Other Agenda Items listed below.*

### **III. EXECUTIVE SESSION**

*The City Council for the City of Eden has the right to adjourn into executive session at any time during the course of this meeting to discuss any matter as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices, and 551.086 (Economic Development)*

### **IV. INVOCATION**

### **V. PUBLIC HEARING**

A. Dangerous Building or Structure Ordinance "DBSO" Case No. 2011-1 "Dwain Grider & Stanley Howard, 502 Barnett, Eden, TX, Block 15 Barnett Addn."

- a. Testimony of Public (Building) Inspector
- b. Testimony of any Interested Party

### **VI. PRESENTATION BY CITIZENS**

*Floor open to discussion on any subject. No action may be taken by law. Citizens wishing to speak shall do so after being recognized by the Mayor. The Mayor and City Council may establish a time limit as necessary.*

### **VII. REPORTS OF OTHER AGENCIES, COMMISSIONS & STAFF**

A. Josh Berryhill- eHT Engineering monthly report

# City of Eden



- B. Volunteer Fire Department- Fire Chief Jason Medders
- C. Sheriff Doane- Report on monthly law enforcement activities

## VIII. CONSENT ITEMS

*The following items may be acted upon in one motion. No separate discussion or action is necessary unless requested by a Council Member, in which event those items will be pulled from the consent agenda for separate consideration.*

- A. Approval of Regular Meeting Minutes, November, 2011
- B. Approval of Financial Statement Month Ending November, 2011
- C. Approval of City of Eden Investment Report Month Ending November, 2011

## IX. BUSINESS

*Consideration and Possible Action On:*

- A. Determining whether structure(s) in DBSO Case 2011-01 is in violation of the DBSO
- B. Determining what work/corrective action ("Curative Work/Corrective Action"), e.g., repair, removal, demolition, of the building or structure and/or removal of occupants, should be performed to bring the Reported Building or Structure in DBSO Case 2011-01 into compliance with this Ordinance
- C. Determining whether the Determined Owner in DBSO Case 2011-01 has established the Curative Work/Corrective Action cannot reasonably be performed within thirty (30) days of the conclusion of the Public Hearing
- D. If C is yes,
  - A. prescribing the manner in which Reported Building or Structure in DBSO Case 2011-01 shall be secured from unauthorized entry until said building structure is brought into compliance with the DBSO and
  - B. establishing specific time scheduled ("Curative Time Schedules") for the commencement and performance of the Curative Work/Corrective Action in DBSO Case 2011-01
- E. Determining that the opinion expressed in the Building Inspector Statement in DBSO Case 2011-01 as prima face evidence of the work/corrective action that is required to bring the Reported Building or Structure into compliance with the DBSO if the Determined Owner failed to meet the burden of proof demonstrating the scope of work or corrective action that is required to bring the Reported Building into compliance
- F. Directing the Building Inspector to memorialize in writing the determination and orders which shall be collectively referred to as "Presiding Authority Orders" for DBSO Case 2011-01 as described in section VII (F) (5) (d) of the DBSO
- G. Directing Building Inspector to continue DBSO Case 2011-01 by sending the Notice of Presiding Authority Order as described in section VII (F) (6) or (7) of the DBSO
- H. November 2011 bills
- I. Authorizing dispersal of one time merit increases based on annual reviews
- J. Authorizing the replacement of pump/motor for Well #2 when they are pulled during the installation of the transducer with the pump/motor recommendation from eHT and setting limit for such expenditure
- K. Appointing a City Health Inspector
- L. Scheduling procedures and fees for utilizing amenities at Lee Pfluger Park
- M. Adopting a comprehensive park Ordinance
- N. Approving submittal of 2012 Governor's Community Achievement Awards application for a landscape award from Keep Texas Beautiful/TxDOT
- O. Approving Spirit of Eden Fund Applications

## City of Eden



- a. Golf Course - Mower/Car
- b. Beautification- Final Rock Entrance Sign on Hwy 83 South

### X. ADJOURN

*Notice is posted in accordance with Chapter 551 Government Code, Vernon's Texas Codes, Annotated. I certify that the above notice of meeting was posted on the bulletin board at City of Eden City Hall and the City of Eden Website on the 9<sup>th</sup> day of December, 2011. at 5:00 p.m.*

Celina Hemmeter, City Administrator

*All agenda items listed above are eligible for discussion and action unless otherwise specifically noted.  
This facility is wheelchair accessible. Accessible parking spaces are available.  
Requests for auxiliary aids and services must be made 48 hours prior to this meeting by calling (325)869-2211.*