

Minutes of the Regular
Scheduled Meeting
Troup City Council
February 12, 2013

A Regular Scheduled Meeting of the Troup City Council was held Tuesday February 12, 2013 at 6:30 p.m. in the Troup Independent School District Administration Building. Councilpersons present were: Mayor John Whitsell, Joe Carlyle, Tim Young, Chip Richardson and Mayor Pro Tem Carole Wilson. Also present were City Administrator Gene Cottle and City Clerk Buffie Deason. Councilperson Jeff Hale was absent.

Additional city staff present were Chief of Police Pat Hendrix, Code Enforcement Officer Randy Loftin, and Police Officer Johnny Vargas. Guests attending were Joe McElroy, Greg and Lisa Fleck, Suzanne Loudamy, Linda Cheatham, Gary Salyer, and others not signed in.

Mayor John Whitsell called the meeting to order at 6:34 p.m. noting all Council Persons were present with the exception of Jeff Hale.

Mayor Whitsell – Led the Pledge of Allegiance.

Mayor Whitsell - Item 3 Consider the approval of the minutes from the Regular Scheduled Council Meeting for January 8, 2013. Councilperson Joe Carlyle made to motion to approve the minutes of January 8, 2013 council meeting. Councilperson Chip Richardson seconded the motion and the motion carried unanimously.

Mayor Whitsell – Item 4 Citizen comments concerning non-agenda items. There were no comments.

Mayor Whitsell - Item 5 Discuss and consider acceptance of the Audit of the City of Troup finances for the Fiscal Year 2012 prepared by the CPA firm Acker and Company following presentation of audit. CPA Lynn Acker gave a presentation of the audit. CPA Lynn Acker and Mr. Joe McElroy both had concerns about the Cameron J. Jarvis Troup Municipal Foundation funds being in the audit. They advised to the City of Troup to seek legal advice to whether this information of funds should be in their audit. Councilperson Joe Carlyle made the motion to approve the Audit for the City of Troup Fiscal year 2012 prepared by the CPA firm Acker and Company. Councilperson Chip Richardson seconded the motion and the motion carried unanimously.

Mayor Whitsell – Item 6 Comments, questions, or input from City Administrator's written report. City Administrator Gene Cottle presented this report.

Mayor Whitsell – Item 7 Discuss and consider a recommendation by the Troup Planning and Zoning Commission for a variance allowing placement of a storage building at 601 E. Paschal by Gene and Phyllis Cottle. Councilperson Chip Richardson made the motion to allow the variance to Gene and Phyllis Cottle to place a storage building at 601 E. Paschal. Councilperson Joe Carlyle seconded the motion and the motion carried unanimously.

Mayor Whitsell – Item 8 Discuss and consider a recommendation by the Troup Planning and Zoning Commission for issuance of a specific use permit to New Creation Foundation for placement of a dormitory and a multipurpose building to be built at 405 S. Joy Street. Mr. Greg Fleck made a presentation of what New Creation Foundation plans are for the dormitory and multipurpose building, leaving the existing church there. Councilperson Joe Carlyle made the motion to approve the specific use permit based on recommendation of Troup Planning and Zoning Commission for 405 S. Joy. Councilperson Carol Wilson seconded the motion and the motion carried unanimously.

Mayor Whitsell – Item 9 Consider a request by Linda Cheatham to retain her fence constructed at 304 North Cross Street. Code Enforcement Officer Randy Loftin gave a presentation about the fence not being in compliance with the City of Troup Code of Ordinances. Ms. Cheatham said that she did not know of fence restrictions in the ordinances. Councilperson Tim Young made the motion to deny the request of Linda Cheatham to retain her fence constructed at 304 North Cross Street. Councilperson Chip Richardson seconded the motion and motion failed with only having two opposing votes. Councilperson Joe Carlyle ask to discuss this topic more. Councilperson Chip Richardson made the motion for Linda Cheatham to retain her fence at 304 North Cross Street with the restriction that the front fence must not be over four feet high, but the fence could remain six feet on the sides. Councilperson Joe Carlyle seconded the motion and the motion carried with a three to one vote.

Mayor Whitsell – Item 10 Discuss and Consider an appeal of action by the Troup Planning and Zoning Commission denying David Blackmon a waiver on the zoning requirements for the construction of a snowball stand at 207 East Duval Street. Gary Salyer made the presentation that the snowball stand being moved to 207 East Duval Street without permits,

but was later issued permits from the City of Troup. Mr. Blackmon stated to the City Council that he was not given the proper guidelines from the City Hall and if not granted the waiver he would like to be compensated for the funds that he had already spent on moving the snowball stand to Troup. Councilperson Tim Young made the motion to table the appeal of action by the Troup Planning and Zoning Commission denying David Blackmon a waiver on the zoning requirements for the construction of a snowball stand at 207 East Duval to seek legal advice from the City Attorney Blake Armstrong. Councilperson Joe Carlyle seconded the motion and the motion carried unanimously.

Mayor Whitsell – Item 11 Discuss and consider authorizing the Mayor, the Mayor Pro-tem, the City Secretary, and the City Administrator as official signers for all applicable financial accounts for the City of Troup. Councilperson Joe Carlyle made the motion to authorize the Mayor, the Mayor Pro-tem, the City Secretary, and the City Administrator positions as the official signers for all the financial accounts for the City of Troup, and that all past authorized signers be revoked, and note that anytime there is a personnel change signatories will automatically change to match the authorized positions stated in the motion. The motion was seconded by Councilperson Tim Young and the motion carried unanimously.

Mayor Whitsell – Item 12 Consider calling a Municipal Election to be held on the uniform Election Day, Saturday May 11, 2013 election to be held for: Council Position I, Council Position III, and Council Position IV. Councilperson Joe Carlyle made the motion to call a Municipal Election to be held on the uniform Election Day, Saturday May 11, 2013 for Council Positions, I, III, and IV. Councilperson Tim Young seconded the motion and the motion carried unanimously.

Mayor Whitsell – Item 13 Consider authorizing the Mayor to execute an inter-local agreement for a joint Municipal and TISD Board Election to be administered by Smith County Elections Administrator. Councilperson Carole Wilson made the motion to authorize the Mayor to execute an inter-local agreement for a joint Municipal and TISD Board Election to be administered by Smith County Elections Administrator. Councilperson Joe Carlyle seconded the motion and the motion carried unanimously.

The Council convened to an Executive Session at 8:11 p.m.

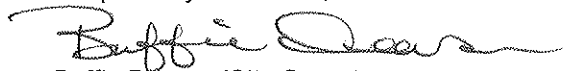
The Council reconvened from the Executive Session at 8:22 p.m.

Mayor Whitsell – Item 16 Discuss, consider and take any action on: (1) A finalist for the City Secretary Position and offer of employment. Councilperson Carole Wilson made the motion for Buffie Deason to become the City Secretary. Councilperson Chip Richardson seconded the motion and the motion carried unanimously. (2) Compensation for Interim City Administrator during uncompensated time served. Councilperson Tim Young made the motion to compensate Interim City Administrator Pat Hendrix a one time payment of \$9000.00 for uncompensated time served as Interim City Administrator. Councilperson Carole Wilson seconded the motion and motion carried unanimously. (3) Possibly designating a current employee as Assistant City Administrator with additional compensation. Councilperson Joe Carlyle made the motion the designate Pat Hendrix as the Assistant City Administrator without additional compensation. Councilperson Carole Wilson seconded the motion and motion carried unanimously.

Mayor Whitsell – Item 17 Comments or input from Council, Mayor or City Administrator concerning items of interest or items for a future agenda. No comments made.

Mayor Whitsell adjourned the meeting at 8:25 p.m.

Respectfully submitted,



Buffie Deason/City Secretary