REGULAR CITY COUNCIL MEETING
6:30 P.M., TUESDAY, JANUARY 17, 1995

The Canton City Council met at the above named date and time in the City Hall Council Chambers with Mayor Pro Tem Kenneth Pruitt presiding. Members present were Ronnie Fugate, Don Hackney, John Crow, and Bob Alexander. Mayor Jack Etheridge was absent.

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Pro Tem Kenneth Pruitt

2. INVOCATION - Councilman Ronnie Fugate

3. CONSIDERATION TO APPROVE MINUTES - Bob Alexander made a motion to approve the minutes of the December 13, 1994 Regular and the December 19, 1994 Called meetings as written. John Crow seconded and all were in favor.

4. CONSIDERATION TO APPROVE FINANCIAL STATEMENTS - Following an oral review by City Manager Johnny Mallory, Bob Alexander made a motion to approve the December 31, 1994 Financial Statements. Don Hackney seconded and all were in favor.

5. GUEST ITEMS - None

6. DISCUSS AND CONSIDER REQUEST FROM MR. & MRS. BARRY BURRAGE TO DISANNEX A PORTION OF THEIR PROPERTY LOCATED ON COLLEGE STREET - Mr. Mallory informed the Council of the Burrage's request to place a mobile home on the west side of their property on College Street. Mr. Mallory explained the property is inside the city limits and zoned Residential 1, prohibiting the placement of a mobile home. He further explained an attempt to rezone the property to a Mobile Home Park District would be considered spot zoning, which could not legally be done.

   Mrs. Burrage explained she would rather not disannex if there was anything else that could be done to permit the mobile home. She also informed the Council the 16' x 80' mobile home would be placed on a slab and could not definitely state how long it's need would be, although not forever.

   Following the Council's discussion of possible options, Ronnie Fugate made a motion to enter into an agreement for the temporary placement of the mobile home, to include a permanent residence to be placed in seven (7) years. Don Hackney seconded and all were in favor.

7. DISCUSS AND CONSIDER REQUEST FROM MR. STEVE GRAHAM PERTAINING TO THE RENTAL OF THE CIVIC CENTER FOR THE PURPOSE OF A BENEFIT FOR THE CANTON VOLUNTEER FIRE DEPARTMENT - Mr. Steve Graham addressed the Council concerning a benefit scheduled for March 18, 1995 in the Canton Civic Center. The net funds from the benefit would be given to the Canton Volunteer Fire Department toward the purchase of a piece of equipment they are needing. Mr. Graham asked the Council to waive the $450.00 rental for this event, explaining he would handle all set-up and clean-up for the event.

   First Monday General Manager Al Campbell expressed his concern in waiving the rent, being the setting of a precedence for other events. The Council also expressed this concern stating the benefit is for a worth-while project, however understanding there are other organizations who may make the same request for needed endeavors.

   Ronnie Fugate questioned the possibility of applying the $450.00, or a part thereof, to the Fire Department. Kenneth Pruitt suggested Mr. Graham approach other organizations for co-sponsorship and Bob Alexander suggested printing a small program with advertisement spaces for sale. Following further discussion the Council asked Mr. Graham to try the aforementioned suggestions, returning to the Council if no other assistance could be found.

8. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO THE REQUEST FROM THE SENIOR CITIZENS FOR THE USE OF THE PARKING LOT -

Kenneth Pruitt informed the Council that a Senior Citizens Advisory Board had incorporated as a non-profit corporation. The Board asked Mr. John Huff to head a committee to operate the Tyler Street Parking Lot on Fridays and Saturdays each First Monday weekend. Mr. Huff presently has sixteen (16) volunteers and will begin in February. The funds derived from the parking lot will be managed by the incorporated board.

9. DISCUSS AND CONSIDER ALL MATTERS, INCLUDING APPOINTMENTS, TO CITY APPOINTED BOARDS AND COMMITTEES - Kenneth Pruitt stated the Council appointed Senior Citizens Advisory Board presently has two (2) vacancies. He asked the Council's views on filling the vacancies by Council appointments or by allowing the Senior Citizens to hold an election as suggested by the Board. Following further discussion, Bob Alexander made a motion to set the Council appointed Senior Citizens Advisory Board to be a ten (10) member board comprised of the Mayor, two (2) elected members, and the remaining seven (7) to be Council appointed. Ronnie Fugate seconded and all were in favor with the exception of John Crow who abstained.

Kenneth Pruitt informed the Council of vacancies on the Canton Industrial Development Board. Previous members wishing to remain on the Board are Richard Ingram, Al Campbell, and Emmett Paul. Mayor Pro Tem Pruitt also reminded the Council of recent action appointing David King to the Board and asked the Council's consideration in appointing Bob Hutson to fill one of the remaining three vacancies.

Bob Alexander made a motion to appoint Bob Hutson to the Canton Industrial Development Board. Don Hackney seconded and all were in favor.

Mr. Richard Ingram was present and introduced Mr. Bob Hutson and Mr. Dan Nino, who has also expressed interest in serving on the Board. Kenneth Pruitt explained the Council has had other inquiries which they would like to review prior to filling the two (2) remaining vacancies, which will be considered during the next regular meeting. Bob Alexander asked Mr. Ingram to have the Board members draw for terms and to report the results to the City Secretary.

10. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO COST STUDY FOR SEWER UTILITIES IN WYNNE COMMUNITY - Mr. Mallory reviewed the cost study with the Council reporting a projected cost of $386,250.00 for approximately seventy (70) connections in the Wynne Community. Mr. Mallory stated the figure was an inflated estimate and the project could possibly be completed for $275,000.00. Mr. Mallory will hand deliver the estimate to the Bank of Van Zandt for their further pursuit of available grant funds in order to make loans in the area on a need basis.

11. DISCUSS AND CONSIDER REQUEST FROM GTE TO BURY CABLE ON HIGHWAY 19 FROM WYNNE ROAD TO INTERSTATE 20 - Mr. Mallory explained he had recently stopped GTE from burying cable along Highway 19 as a request had not been approved to bury the cable. The location was also where a future water line will be required. GTE then contacted Mr. Mallory and explained they presently have an old cable buried five feet (5') from the right-of-way, offering to remove the existing cable and bury the new one two feet (2') from the right-of-way if approved. Mr. Mallory informed the Council he did not have a preference on the burying or hanging of the cable as long as it did not interfere with the placement of the water line.

Bob Alexander expressed concern that GTE would not have an inspector on site to verify the placement of the cable nor did he feel they could or would remove the old cable. Following further discussion, Don Hackney made a motion to deny the request. Bob Alexander seconded and all were in favor.

12. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO THE DEVELOPMENT OF THE HIGHWAY 19 FIRST MONDAY ENTRANCE - Don Hackney excused himself from the Council Chambers wishing to abstain from any discussion and/or action on this item due to a conflict of interest.

The Council reviewed a proposal from H & T Parking, Inc. for the construction of an entrance on the east side of the First Monday Park off Highway 19, including an area for the placement of the life-size bronze monument. The total cost being $30,633.21 of which one-half H & T Parking, Inc. would absorb.

Following discussion, Bob Alexander made a motion to accept the proposal and the City pay one-half the cost. Ronnie Fugate seconded. All were in favor with the exception of Don Hackney who earlier abstained.

13. DISCUSS AND CONSIDER THE ADOPTION OF AN ORDINANCE AMENDING SPEED LIMITS ON STATE HIGHWAY 19 NORTH - Johnny Mallory reviewed the ordinance proposed by the Department of Transportation altering speed limits on portions of Highway 19 from the north city limits to the south city limits. Following the Council's review, Don Hackney made a motion to adopt the following captioned ordinance:

AN ORDINANCE ALTERING THE PRIMA FACIE SPEED LIMITS ESTABLISHED FOR VEHICLES UNDER THE PROVISIONS OF ARTICLE 6701D, VERNON'S TEXAS CIVIL STATUTES, UPON THE BASIS OF AN ENGINEERING AND TRAFFIC INVESTIGATION, UPON CERTAIN STREETS AND HIGHWAYS, OR PARTS THEREOF, WITHIN THE CORPORATE LIMITS OF THE CITY OF CANTON AS SET OUT IN THIS ORDINANCE; REPEALING ORDINANCES INCONSISTENT HEREWITH; CONTAINING A SAVINGS CLAUSE; PROVIDING A PENALTY; AND THE EFFECTIVE DATE THEREOF.

Ronnie Fugate seconded the motion and all were in favor. The ordinance shall be numbered 95-01 and filed in accordance with City and State law.

14. DISCUSS AND CONSIDER THE ADOPTION OF AN ORDINANCE ESTABLISHING THE PERMITTING AND ENFORCEMENT OF STATE LAW AND STATE RULES FOR FOOD SERVICE ESTABLISHMENTS, RETAIL FOOD STORES, MOBILE FOOD UNITS, ROADSIDE FOOD VENDORS, AND TEMPORARY FOOD SERVICE ESTABLISHMENTS - Mr. Mallory asked the Council to table this item for further review. As there were no objections from the Council, this item shall appear on the February 21, 1995 agenda.

15. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO THE FIRST MONDAY FOOD CONCESSION POLICY - Bob Alexander expressed concern with food concession vendors paying for one food concession space and setting up an additional stand on an adjoining space at the adjoining space rate. Al Campbell stated there are probably ten (10) such instances and suggested an inventory during the upcoming sale, bringing the results back to the Council. The Council was in favor of the inventory before taking any action.

Bob Alexander also informed the Council of complaints he has heard of people having to stand in long lines at the food concessions. He questioned whether the City might be at a point of allowing additional food concessions on the grounds. Kenneth Pruitt asked that a study be completed identifying how many lots the City operated at the time the limit was placed on food concessions compared to the number of lots presently operated by the City. Bob Alexander asked that the study also take into consideration the increased number of visitors to First Monday.

16. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO REFUNDING AND REFINANCING 1985 CERTIFICATES OF OBLIGATION - Johnny Mallory reviewed material received from Mr. Ed Moore with Southwest Securities pertaining to the refunding of Series 1985 Certificates of Obligation. Mr. Mallory explained the Series could be paid off with a refunding bond issue and refinanced at a lower rate, saving the City approximately $25,000.00 over the next five (5) years. John Crow made a motion to pursue the refunding bond issue. Ronnie Fugate seconded and all were in favor.

17. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO THE PLACEMENT OF THE FIRST MONDAY BRONZE MONUMENT AND SALES

OF THE MINIATURES - The Council reviewed a report reflecting to date sales of the miniatures, total being 57 of which 28 were sold by the Chamber of Commerce. John Crow informed the Council the promotion of the miniatures by the Chamber of Commerce has been slow as they were waiting for determination of the life-size monument's location. As the location has been set for the Highway 19 entrance to First Monday, the Chamber of Commerce will be more able to finalize their promotion plan and increase sales. Kenneth Pruitt suggested contacting the Chamber of Commerce for specifics of their plan for sales.

18. DISCUSS AND CONSIDER APPROVAL OF THE CITY'S COST SHARE IN THE EAST TEXAS DEVELOPMENT DISTRICT - Mr. Mallory briefly discussed the advantages of participating in the East Texas Development District, primarily enabling the City eligibility for grant funds and tools to assist in industrial development. Don Hackney made a motion to participate by approving the City of Canton's share of $1,000.00. Ronnie Fugate seconded and all were in favor.

19. DISCUSSION AND UPDATE PERTAINING TO STATUS OF STREET PROJECTS - Mr. Mallory informed the Council that despite the rain, all curbs have been poured on Curry and Curry Lane. Weather permitting, drive way approaches will begin this week followed by the tearing out of the middle of the streets. Ronnie Fugate commended the residents in the Curry Addition for their patience and cooperation.

    Bob Alexander expressed his wish that engineering be prepared by April with work to begin in June for any street project(s) planned for 1995.

20. DISCUSSION PERTAINING TO OLD AND NEW BUSINESS FOR PLACEMENT ON FUTURE AGENDAS - Along with items from this meeting to be carried to the February agenda, Bob Alexander requested the proposed Personnel Policy be considered in February with copies given to each Councilman prior to the meeting for review.

    A closed or executive session will follow pursuant to the provisions of the Open Meetings Law, Article 6252-17, Vernon's Texas Civil Statutes, in accordance with the authority contained in Section 2(g).

21. EXECUTIVE SESSION - The Council retired to executive session at 8:45 p.m. for discussion of personnel matters.

22. RECONVENE TO OPEN SESSION TO CONSIDER ACTION, IF ANY, ON MATTERS DISCUSSED IN EXECUTIVE SESSION - The Council reconvened to open session at 9:32 p.m. Bob Alexander made a motion to activate the position of Public Works Director on the City of Canton's Organization Chart. John Crow seconded and all were in favor.

23. ADJOURN - There being no further items for discussion, the meeting adjourned.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary

REGULAR CITY COUNCIL MEETING
6:30 P.M., TUESDAY, FEBRUARY 21, 1995

The Canton City Council met at the above named date and time in the City Hall Council Chambers with Mayor Jack Etheridge presiding. All members were present as follows: Ronnie Fugate, Don Hackney, John Crow, Kenneth Pruitt, and Bob Alexander. (Note, any action taken on items 1 through 12 do not include a vote from Councilman Ronnie Fugate as he arrived late.)

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Jack Etheridge

2. INVOCATION - Councilman Bob Alexander

3. CONSIDERATION TO APPROVE MINUTES - Don Hackney made a motion to approve the minutes of the January 17, 1995 Regular Meeting as written. Kenneth Pruitt seconded and all were in favor.

4. CONSIDERATION TO APPROVE FINANCIAL STATEMENTS - Following an oral review by Johnny Mallory, Kenneth Pruitt made a motion to approve the January 31, 1995 Financial Statements. Don Hackney seconded and all were in favor.

5. GUEST ITEMS - None

6. ORDER OF MAY 6, 1995 GENERAL ELECTION FOR THE PURPOSE OF ELECTING A MAYOR AND TWO COUNCIL MEMBERS - Kenneth Pruitt made a motion to order an election for May 6, 1995 for the purpose of electing a Mayor and two Councilmembers. Bob Alexander seconded and all were in favor. The May 6, 1995 Election was so called.

7. CONSIDER THE APPOINTMENT OF AN ELECTION JUDGE AND NUMBER OF CLERKS FOR THE MAY 6, 1995 ELECTION - Don Hackney made a motion to appoint Mrs. Barbara Brock to serve as the election judge and to allow Mrs. Brock to obtain three (3) clerks. Bob Alexander seconded and all were in favor.

8. CONSIDER ALL MATTERS PERTAINING TO SUPPLEMENTAL AGREEMENT FOR THE MILL CREEK WATERSHED PROJECT - Mr. J. Shelburn of the Soil and Water Conservation District briefed the Council on past actions concerning the Mill Creek Watershed Agreement entered into by the following sponsors: Kaufman-Van Zandt Soil and Water Conservation District, the City of Canton, and the Van Zandt County Commissioners Court with the State of Texas and the Soil Conservation Service on a cost-share/matching fund basis. Mr. Shelburn explained the two prior supplements to the agreement and the proposed supplement. The proposed supplement would delete the City's requirement to develop recreational facilities around Mill Creek Reservoir and delete the remaining items that remain to be installed, eleven (11) floodwater retarding structures and twenty-four (24) miles of channel. These deletions were requested because landright easements would be impossible to obtain. The City would remain responsible for maintenance and operation of the Mill Creek Reservoir property.

   Following further discussion and the conclusion that recreational facilities could be developed in a less expensive manner than called for in the plan, Bob Alexander made a motion to approve Supplement #3 to the Mill Creek Watershed Work Plan. Don Hackney seconded and all were in favor.

9. DISCUSS AND CONSIDER APPOINTMENT OF TWO MEMBERS TO SERVE ON THE CANTON INDUSTRIAL DEVELOPMENT BOARD - Kenneth Pruitt made a motion to appoint Max Callahan as a school representative and Bob Alexander as a City Council representative to the Canton Industrial Development Board. Don Hackney seconded and all were in favor with the exception of Bob Alexander who abstained from voting.

10. DISCUSS AND CONSIDER NEW REQUEST FROM GTE TO BURY CABLE ALONG HIGHWAY 19 - Johnny Mallory informed the Council of GTE's request to

bury approximately 100 feet of cable under the TU Electric transformer bank along Highway 19 and GTE was denied permission from TU Electric to go over the bank. Mr. Mallory stated he did not foresee any problems should the City grant this request.

Following a brief discussion, Kenneth Pruitt made a motion to approve the request pending GTE releasing, in writing, the City of Canton from any liability should the City cut the existing GTE cable along Highway 19 when the City begins laying new water lines. John Crow seconded the motion and all were in favor.

11. DISCUSS AND CONSIDER ALL MATTERS RELATED TO EXTENSION OF WATER LINES INTO MACBEE WATER SUPPLY SERVICE AREA - Mr. Mallory informed the Council that it had been brought to the City's attention that water extensions recently made outside the city limits on County Roads 2202 and 2205 to John Wayne Warren were inclusive to MacBee Water Supply's Certificate of Convenience and Necessity (CNN) service area. MacBee has agreed to allow the City of Canton to continue service to this area without interference from MacBee Water Supply provided the City file for a duel CCN with the Texas Natural Resource Conservation Commission for this service area as outlined on the map attached and made part of these minutes. Said area, being the east side of the creek and including properties presently owned by Darby Etheridge and Jake Slaughter.

John Crow made a motion to accept MacBee's offer and proceed with any necessary correspondences. Don Hackney seconded and all were in favor.

12. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO DILAPIDATED AND/OR FIRE DAMAGED PROPERTIES WITHIN CITY JURISDICTION - Johnny Mallory informed the Council of the Board of Adjustment members meeting with the property owner of 657 S. Buffalo, Mrs. Allen, and Mr. Box concerning 1212 Big Rock and 1342 Shady Lane on Monday, February 20, 1995. Mrs. Allen and Mr. Box discussed their intentions of restoring the properties and delays which have occurred. Mr. Box explained he is in the process of buying the property at 1212 Big Rock and could not incur any restoration expenses until the purchase is completed and in his name. The Board called another meeting for March 20, 1995 and asked Mrs. Allen and Mr. Box to present proposed restoration schedules with time frames for the Board's consideration at that time.

Mrs. Betsy McCarty of 1231 Big Rock presented a petition from property owners on Big Rock requesting the property located at 1212 Big Rock either be condemned or brought into complete compliance with City ordinances within the next 45 days. Mrs. McCarty informed the Council Mr. Box had stated he could not possibly complete the restoration before six (6) months and expressed her feelings that six (6) months or even ninety (90) days was not soon enough.

Mr. Mallory stated his opinion the Board of Adjustment would put tight regulations on a time frame for the restorations. He also stated Mr. Box has cleaned up trash and the yard at 1212 Big Rock.

Don Hackney suggested the Board of Adjustment meet earlier than March 20th, preferably within the next ten (10) days and have the property owners present time frames providing substantial efforts made within thirty (30) days. Councilman Fugate arrived and joined the discussion. Bob Alexander suggested the Board consider agreements with the property owners similar to those made when another dilapidated home was restored on Buffalo. The Council was in agreement to ask the Board of Adjustment to meet as soon as possible, earlier than March 20, 1995.

Mayor Etheridge called for item #16 to be discussed prior to proceeding with the remainder of the agenda.

13. DISCUSS AND CONSIDER THE ADOPTION OF AN ORDINANCE ESTABLISHING THE PERMITTING AND ENFORCEMENT OF STATE LAW AND STATE RULES FOR FOOD SERVICE ESTABLISHMENTS, RETAIL FOOD STORES, MOBILE FOOD UNITS, ROADSIDE FOOD VENDORS, AND TEMPORARY FOOD SERVICE ESTABLISHMENTS - Mr. Mallory reviewed the

proposed ordinance with the Council explaining the adoption of this ordinance would establish the City as a permitting agency with a schedule of fees for food service permits which is lower than fees the State would impose for the mandated permits and inspections. Bob Alexander expressed concern of the $50.00 permit fee for Day Care Centers as there are different types and sizes such as Certified Homes. The Council was in agreement to specify Day Care Centers to Day Care Centers/Commercial. John Crow made a motion to adopt the aforementioned ordinance with the inclusion of Day Care Centers/Commercial and with motion including Al Campbell's request that existing contracts for use of the Civic Center be exempt from the fee for one (1) year and to become a part of contract renewals for the next year. Kenneth Pruitt seconded and all were in favor. Said ordinance shall be numbered 95-02 with caption published one time in the Canton Herald.

14. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO THE FIRST MONDAY FOOD CONCESSION POLICY - Al Campbell informed the Council an inventory was conducted during the last First Monday weekend with two (2) questionable violations discovered. Mr. Campbell further stated there are 161 food concessions listed and 140 were inventoried as some vendors do not attend the slower months. Following a brief discussion, the Council suggested another inventory during the April sale prior to discussing possible policy changes.

15. DISCUSS AND CONSIDER THE ADOPTION OF A PROPOSED PERSONNEL HANDBOOK AND POLICY MANUAL - Johnny Mallory briefly discussed the proposed personnel handbook which had been previously issued to the Council for review. Mr. Mallory asked for the Council's opinion of the proposal and if there were any needed changes. Councilman Pruitt suggested the City's Organization Chart be made a part of the handbook as well as a legend defining the term "Manager" to be either/or the City Manager or the First Monday General Manager. Councilman Alexander stated that 90% of the handbook has basically been policy for several years.

    Kenneth Pruitt made a motion to adopt the proposed personnel handbook and policy manual with the aforementioned changes and inclusions. Bob Alexander seconded and all were in favor.

16. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO LIGHTING AND TRAFFIC CONTROL ON HIGHWAY 19 - Mr. Mallory updated the Council on the status of lighting on Highway 19 since the meeting at which the Council chose to install lighting from Highway 64 to Interstate 20 on the East side of the highway. TU Electric applied for a permit from the Texas Department of Transportation (TDOT) and there are no problems except that curb and gutter ends across from Wynne Road. Mr. Mallory had TU Electric resubmit for the area between Highway 64 and Wynne Road and in the meantime, options can be discussed and reviewed for the remaining section of Highway 19 to Interstate 20.

    Kenneth Pruitt expressed concerns that little progress has been seen from the Texas Department of Transportation regarding their promise to work on traffic control at the intersection of Highway 19 and Interstate 20 and through the lights. Councilman Pruitt asked for an update as he stated there may be progress underway that is not yet visible. Mark McClanahan of TDOT was present and informed the Council the lights have been resequenced and he will ask Mr. Ing who is responsible for the sequencing to come back to the site for review and revisions. Councilman Pruitt asked that Mr. Ing attend the April or May First Monday to get an accurate view of the traffic situation. Mr. McClanahan also suggested the traffic control sub-committee begin meeting again to maintain communications between the City, TU Electric, Canton Police Department, Highway Patrol, etc. The City staff will make attempts to schedule a meeting date convenient to all concerned parties.

17. DISCUSSION AND UPDATE PERTAINING TO STATUS OF STREET PROJECTS - Mr. Mallory informed the Council a flume has been built to aid in drainage on Curry and Curry Lane. He also stated street patching is being done as fast as possible however weather and the number of days being required to pick up brush

has slowed things down. Mr. Mallory informed the Council of the need for a new drainage pipe on Lazy U as the old has collapsed.

18. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO PARKING DURING FIRST MONDAY WEEKEND - This item was removed from the agenda.

19. DISCUSSION PERTAINING TO OLD AND NEW BUSINESS FOR PLACEMENT ON FUTURE AGENDAS - The organization chart shall be reviewed and amended if needed during the March meeting. Kenneth Pruitt asked that additional sand be brought in to the volleyball courts prior to the March meeting and Ronnie Fugate suggested this might be the best time for the installation of a french-drain at the courts. The Council also asked that retiring employee Gil Coil attend the March meeting.

A closed or executive session will follow pursuant to the provisions of the Open Meetings Law, Article 6252-17, Vernon's Texas Civil Statutes, in accordance with the authority contained in Sections 2(g) and 2(f).

20. EXECUTIVE SESSION - The Council retired to executive session at 8:03 p.m. for discussion of the following items:

    A. DISCUSSION PERTAINING TO PERSONNEL MATTERS

    B. DISCUSSION PERTAINING TO LEASE PROPERTY

21. RECONVENE TO OPEN SESSION TO CONSIDER ACTION, IF ANY, ON MATTERS DISCUSSED IN EXECUTIVE SESSION - The Council reconvened to open session at 9:35 p.m. Kenneth Pruitt made a motion to amend the lease agreement with Billy Jack Deen to release approximately 1/4 of an acre from the lease in exchange for Mr. Deen deeding approximately the same size of land to the City which is located by the Civic Center which would more accurately square off the Civic Center property. Don Hackney seconded and all were in favor.

22. ADJOURN - The meeting adjourned at 9:36 p.m.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary

REGULAR CITY COUNCIL MEETING
6:30 P.M., TUESDAY, MARCH 21, 1995

The Canton City Council met at the above named date and time in the City Hall Council Chambers with Mayor Jack Etheridge presiding. Members present were Ronnie Fugate, John Crow, Kenneth Pruitt, and Bob Alexander. Don Hackney was absent.

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Jack Etheridge

2. INVOCATION - Councilman Ronnie Fugate

3. CONSIDERATION TO APPROVE MINUTES - Kenneth Pruitt made a motion to approve the minutes of the February 21, 1995 Regular Meeting as written. Bob Alexander seconded and all were in favor.

4. CONSIDERATION TO APPROVE FINANCIAL STATEMENTS - Following an oral review by City Manager Johnny Mallory, Bob Alexander made a motion to approve the February 28, 1995 Financial Statements. Kenneth Pruitt seconded and all were in favor.

5. GUEST ITEMS - Mayor Etheridge presented a plaque of appreciation to retiring employee Gil Coil.

Mr. Bill Loven addressed the Council with concerns pertaining to vacant lots in need of upkeep, substandard structures in need of repair or demolition, and the number of junked vehicles and/or inoperable vehicles throughout the city. Mr. Loven made reference to City Ordinance #88-12 pertaining to junked vehicles and the removal thereof. Mr. Loven also gave the Council five (5) photographs of vehicles in violation of the ordinance which were taken in a ten (10) minute trip through town and asked the Council to begin enforcement of the ordinance.

Mr. Mallory informed the Council of the present procedures on a complaint received basis and stated this is an ongoing problem and he would be as strict on the ordinance as the Council instructed him to be.

Councilman John Crow recommended a study of the ordinance and enforcement thereof. The Council also requested an ad be placed in the newspaper asking citizens to cooperate with the ordinance and assist in the removal of the junked vehicles as the City will be enforcing the ordinance.

Mr. Phillip Atkisson, resident on Lazy U, informed the Council of a ditch which was dug along side his property to place a line and has caused problems under a concrete slab he has 12 feet off the property line as he continues to lose dirt from under the slab. Mr. Mallory informed the Council he felt the problem could be corrected and the means of correction as previously discussed with Mr. Atkisson. Public Works Director Pete Lucas stated he would look at the problem the following day.

Mrs. Georgia Phillips, a First Monday food concession vendor, addressed the Council with concerns pertaining to the First Monday restroom located near the Civic Center. Mrs. Phillips stated there is never enough hot water on men's side and lady's side, and the men's side was extremely dirty during the late hours and that partitions had been damaged with holes placed in each one.

First Monday General Manager Al Campbell informed the Council that some repairs have already been made since the last First Monday weekend and that he would address the others.

6. CONSIDERATION TO ACCEPT A PETITION FOR ANNEXATION OF 24.31 ACRES OF LAND OFF MILL CREEK ROAD - Mr. Dan Nino of Century 21 informed the Council of the plans to develop a sub-division on the 24.31 acres following annexation and that all parties concerned would comply with City Ordinances and regulations in the development.

Bob Alexander made a motion to accept the petition for annexation and begin annexation procedures. Ronnie Fugate seconded and all were in favor.

7. DISCUSSION AND UPDATE PERTAINING TO DILAPIDATED AND/OR FIRE DAMAGED PROPERTIES WITHIN CITY JURISDICTION - Mr. Mallory updated the Council on the March 9, 1995 meeting of the Board of Adjustment and action taken by the Board. Mrs. Allen and Mr. Box were given six (6) months, or until September 9, 1995, to complete restoration of the properties at 657 S. Buffalo, 1212 Big Rock, and 1342 Shady Lane. The Council also reviewed copies of the schedule Mr. Box proposed for the Big Rock and Shady Lane properties.

Mrs. Betsy McCarty stated she felt six (6) months was an excessive amount of time and expressed concern that should Mr. Box not meet the September 9th deadline, an extension would be granted. Mrs. McCarty expressed her opinion the Substandard Building Ordinance should be reviewed and amended as it did not set a definite number of days in which property must comply.

The Council discussed the matter and asked Mr. Mallory to have inspections of the properties conducted at the end of three (3) months to monitor progress as stated in Mr. Box's proposal. The Council assured Mrs. McCarty that measures would be taken to see that the property owners are progressing as scheduled.

8. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO THE FIRST MONDAY TRADEMARK - Mr. Campbell informed the Council that although "First Monday" was and is trademarked by the City, the First Monday logo had not been. He presented papers needing the Mayor's signature to begin the trademarking process on the logo. Kenneth Pruitt made a motion authorizing the Mayor to sign the document. Bob Alexander seconded and all were in favor.

   Mr. Campbell also discussed a copied letter to the Council pertaining to the City allowing the trademark to be used and procedures to take should the Council choose not to allow it's use. Mr. Campbell noted that the correspondence from the legal counsel confirmed that verbal permissions from the City are allowed and would not weaken the City's authority in prohibiting it's use should the City so desire.

9. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO THE FIRST MONDAY FOOD CONCESSION POLICY - Mr. Campbell informed the Council another inventory was conducted during the last First Monday weekend with basically the same conditions discovered as the month before. He stated a third review would be conducted during the April First Monday weekend as all of the food vendors should be present.

10. DISCUSS AND CONSIDER AMENDING THE CITY OF CANTON ORGANIZATION CHART - The Council reviewed the amended Organization Chart which actually updated the Chart to changes which have been approved and taken place over the past couple of years, such as the recent activation of the Public Works Director position. Bob Alexander made a motion to approve the amended chart. Kenneth Pruitt seconded and all were in favor.

11. DISCUSS AND CONSIDER ASSISTING WITH "PROJECT GRADUATION" - Kenneth Pruitt briefly discussed the efforts being made to hold an alcohol free graduation party at the Cain Center in Athens. Councilman Pruitt then made a motion to donate $200.00 toward the project. Ronnie Fugate seconded and all were in favor.

12. DISCUSSION AND UPDATE PERTAINING TO STATUS OF STREET PROJECTS - Mr. Mallory informed the Council that patching is being done as quickly as possible, however, the next two to three days were dedicated to brush pick up. Pertaining to street improvements in the Curry addition, Mr. Mallory stated the center of the roads are ready to be taken out. He also informed the Council that a section of the sub-grade on Forrest, between 1330 and 2900, is torn up and in need of repair.

    The Council briefly discussed present and future street repairs and asked that a Called Meeting be held Tuesday, April 11, 1995, for the purpose of holding a workshop to discuss and determine future street projects. The Council also asked Mr. Mallory to meet with the Street Committee, John Crow and Kenneth Pruitt, prior to the called meeting. The Street Committee and Mr. Mallory set a meeting date for Thursday, April 6, 1995 at 10:00 a.m.

13. DISCUSSION PERTAINING TO OLD AND NEW BUSINESS FOR PLACEMENT ON FUTURE AGENDAS - John Crow asked that an update pertaining to the volleyball courts be given at the next regular meeting. Ronnie Fugate asked for a progress report on the previously discussed properties being restored and that this item remain on the agenda until the projects are completed. The Council also asked for an update and status report pertaining to junked vehicles be placed on each month's regular meeting agenda.

Al Campbell informed the Council of the Shriner's RV Rally to begin the upcoming Thursday and invited the Council to attend a 6:30 dinner Thursday night with the group in the Civic Center.

14. ADJOURN - There being no further items for discussion, the meeting adjourned at 7:45 p.m.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary

CALLED CITY COUNCIL MEETING
6:30 P.M., TUESDAY, APRIL 11, 1995

The Canton City Council met at the above named date and time in the City Hall Council Chambers with Mayor Etheridge presiding. All members were present as follows: Ronnie Fugate, Don Hackney, John Crow, Kenneth Pruitt and Bob Alexander.

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Etheridge

2. INVOCATION - Councilman John Crow

3. 1ST PUBLIC HEARING ON CONTEMPLATED ANNEXATION OF 24.31 ACRES OF LAND OFF MILL CREEK ROAD - Mayor Etheridge opened the Public Hearing and Dan Nino of Century 21 spoke in favor of the annexation. Mr. Nino explained the plans of developing a sub-division of single family residential with some town homes, striving to meet the needs of the community. Mr. Nino explained the developers would work closely with the City in all phases of the development to comply with all zoning and building ordinances.

   Councilman Alexander questioned the zoning configuration upon annexation. Mr. Mallory explained all properties are annexed into the city as agricultural. Mr. Mallory further explained re-zoning procedures would begin and hopefully could be finalized at the same meeting as the annexation, May 16th.

   No one was present to speak against the annexation. Mayor Etheridge closed the Public Hearing and informed all concerned persons the 2nd Public Hearing would be held the following Tuesday, April 18th, during the Regular Meeting.

4. CONSIDERATION TO APPROVE AUDIT FOR THE 1993/1994 FISCAL YEAR - Mr. Dale Hester, C.P.A., reviewed the 1993-1994 audit with the Council. Mr. Hester commended the Council on the 1993-1994 budget, as overall, the budget was on target. He noted the water and sewer reflected a negative outcome of $320,000.00 which was subsidized by First Monday. Mr. Hester also commended Al Campbell on improvements made to the internal controls of First Monday over the past year.

   Upon questions from Councilman Alexander, a brief discussion was held pertaining to an on-line system for First Monday and a rate survey of other markets.

   Bob Alexander made a motion to accept the 1993-1994 audit as prepared by Hester & Hester. John Crow seconded and all were in favor.

5. WORKSHOP - Johnny Mallory and Pete Lucas updated the Council on a recent meeting of the Street Committee. Mr. Mallory explained the plans to reconstruct

Dodson Street during this fiscal year, with an approximate cost of $100,000. Mr. Mallory stated the funds would be available through a higher sales tax revenue than projected in the budget.

Other street projects discussed for this fiscal year, pending available funds, were overlaying Big Rock from Elm to Highway 243, Elm Street from Highway 19 to Buffalo, and College from Highway 198 to Big Rock. Some streets which the Committee feel need overlaying as soon as feasible included Park Street, Avenues A, B, and C, Sides Circle and Big Rock.

Councilman John Crow expressed concerns of the capabilities in keeping up with needed street improvements and suggested the Council consider General Obligation Bonds, pledging First Monday funds. An approximate figure of $4 million was discussed and Mr. Mallory stated he would contact the bonding company as to feasibility.

Councilman John Crow and Councilman Don Hackney expressed concerns of lack of self-support in the water and sewer department. A brief discussion was held pertaining to slight rate increases compared to increasing cost of operations as well as the subsidy from First Monday, which could be spent on street repairs.

Johnny Mallory then brought to the Council's attention, the dire need for new equipment, listing primarily a backhoe, sewer jet machine, two or three pick up trucks, front-end loader, street sweeper/vacuum, dozer, and pot hole machine. Mr. Mallory recommended the Council consider a lease/purchase in the amount of approximately $200,000.00 in order to obtain the needed equipment. The Council instructed Mr. Mallory to pursue this avenue in obtained bids and additional information. Said items to be placed on May's regular meeting agenda.

6. ADJOURN - There being no further items for discussion, the meeting adjourned at 8:45 p.m.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary

REGULAR CITY COUNCIL MEETING
6:30 P.M., TUESDAY, APRIL 18, 1995

The Canton City Council met at the above named date and time in the City Hall Council Chambers with Mayor Jack Etheridge presiding. Members present were Ronnie Fugate, Don Hackney, Kenneth Pruitt, and Bob Alexander. John Crow was absent.

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Etheridge

2. INVOCATION - Councilman Ronnie Fugate

3. CONSIDERATION TO APPROVE MINUTES - Bob Alexander made a motion to approve the minutes of the March 21, 1995 Regular and the April 11, 1995 Called Meetings as written. Don Hackney seconded and all were in favor.

4. CONSIDERATION TO APPROVE FINANCIAL STATEMENTS - Following an oral review by City Manager Johnny Mallory, Bob Alexander made a motion to accept the March 31, 1995 Financial Statements as submitted. Ronnie Fugate seconded and all were in favor.

5. GUEST ITEMS - Mr. Mike Hackney addressed the Council with irritation expressed by some of his parking patrons concerning the traffic back up due to the traffic lights

at the intersection of Highway 19 and Interstate 20. Mayor Etheridge and Johnny Mallory briefly explained the State's continuing study pertaining to widening the bridge at said intersection as well as the probable need in having someone manually operate the lights during the peak traffic times.

6. 2ND PUBLIC HEARING ON CONTEMPLATED ANNEXATION OF 24.31 ACRES OF LAND OFF MILL CREEK ROAD - Mayor Etheridge opened the Public Hearing and the floor to anyone wishing to speak in favor or against the contemplated annexation. No one addressed the Council. The ordinance will be considered during the May 16, 1995 Regular Meeting as well as any recommendation from the Planning & Zoning Commission pertaining to the zoning and/or platting of the intended sub-division.

   There being no discussion, Mayor Etheridge closed the Public Hearing.

7. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO THE INDUSTRIAL BUILDING - This item was removed from the agenda prior to the meeting.

8. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO THE TRANSFER STATION - Mr. Mallory informed the Council of a telephone call and written correspondence from the Texas Natural Resource Conservation Commission (TNRCC) requiring the Solid Waste Transfer Station to be registered. TNRCC is now requiring a control on the run-off water by possibly pumping into the sewer line or building a shed over the station. The approximate cost for registration is $11,000.00. Mr. Mallory stated he had shared this information with the Van Zandt County Waste Disposal District and they are wanting to discuss this further with TNRCC prior to making any commitment toward the expense. Mr. Mallory suggested holding off on any action until the Waste Disposal District considers how they may be willing to assist. At the present time, the TNRCC has not set a deadline for the registration.

9. DISCUSS AND CONSIDER RENEWING AGREEMENT WITH TRINITY VALLEY NUTRITION PROGRAM FOR THE USE OF THE SENIOR CITIZENS CENTER FOR THE PERIOD OF OCTOBER 1, 1995 THROUGH SEPTEMBER 30, 1996 - The Council briefly reviewed an agreement providing the use of the Senior Citizens Building for the Trinity Valley Nutrition Project for the upcoming year. Don Hackney made a motion to authorize the agreement. Ronnie Fugate seconded and all were in favor.

10. DISCUSS AND CONSIDER ENTERING INTO A MUTUAL AID AGREEMENT WITH KAUFMAN COUNTY SHERIFF'S DEPARTMENT AND CITIES IN DALLAS COUNTY, KAUFMAN COUNTY, VAN ZANDT COUNTY, AND HUNT COUNTY TO FORM A MUTUAL AID LAW ENFORCEMENT TASK FORCE - Police Chief Hoss Williams addressed the Council with his belief the aforementioned agreement would be very beneficial to the City of Canton. He stated the mutual aid not only covers investigations and arrests involving drugs and other crimes, but also includes National Disasters. A Board of Directors governs the Mutual Aid Law Enforcement Task Force which Chief Williams stated the new Canton Police Chief would be a member of.

    Bob Alexander made a motion to enter into the agreement. Ronnie Fugate seconded and all were in favor.

11. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO THE VOLLEYBALL COURTS AND PARK IMPROVEMENTS TO INCLUDE LIGHTING AT THE SOFTBALL FIELD - Johnny Mallory, City Manager, and Pete Lucas, Public Works Director, informed the Council the volleyball courts are waiting only on the sand which was scheduled to arrive today, however, it was delayed.

    Mr. Mallory reviewed a proposal from Lone Star Sign Service to remove existing lights at the softball field, install and supply 28 - 1500 watt metal halide lights with four lights on each infield pole and three lights on each outfield pole, and to run new

overhead wire using #2 triplex wire for $13,500.00. Mr. Mallory explained the funds were budgeted however, action to approve the expenditure would be needed.

Following a brief discussion, Kenneth Pruitt made a motion to approve said expenditure. Ronnie Fugate seconded and all were in favor.

12. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO AMENDING THE 1994-1995 BUDGET - Johnny Mallory reviewed the proposed amendments to the 1994/1995 Budget. He explained the General Fund Revenue would be increased by $104,711.00 due to Sales Tax Revenues generating more than projected. This same amount being expended in the Street Department under Capital Improvements.

    Following a brief discussion, Bob Alexander made a motion to approve the Budget Amendments. Kenneth Pruitt seconded and all were in favor.

13. DISCUSSION AND UPDATE PERTAINING TO COMPLIANCE WITH THE JUNK VEHICLE ORDINANCE #88-12 AND CITY CLEAN UP - Johnny Mallory informed the Council that some of the vehicles in violation of the Ordinance had been voluntarily moved. He presented a list to the Council of locations presently in violation. The list was compiled during City Patrolmen's regular routes, not on a complaint received basis. Mr. Mallory stated that unless the Council had any objections, the property owners would be notified in accordance with Ordinance #88-12. The Council briefly discussed the list and asked that one be taken off the list as the vehicle has been sold and is scheduled to be moved.

14. DISCUSSION AND UPDATE PERTAINING TO PROGRESS OF RENOVATIONS TO THE FOLLOWING PROPERTIES: - The Council reviewed weekly inspection reports made on 1212 Big Rock, 1342 Shady Lane, and 657 S. Buffalo. Ronnie Fugate suggested the property owners be notified that weekly inspections will continue until the properties are renovated and brought into compliance with City Ordinances. The Council also discussed complaints concerning health hazards at 1212 Big Rock and instructed the staff to contact the property owner to have the property exterminated immediately.

15. DISCUSSION AND UPDATE PERTAINING TO STATUS OF STREET PROJECTS - Mr. Mallory informed the Council that the workers had begun tearing out the center of Curry yesterday and had replaced approximately 600 feet before the rains began. The work should begin again Wednesday morning.

    Mr. Mallory stated the depth of water and sewer lines on Dodson had been checked and are only about two and one-half feet deep. The engineers are presently shooting the grades and more information should be ready by next month's meeting.

    Pete Lucas informed the Council that he had checked the price for overlay and that it is presently $22.00 per linear foot. He is in the process of obtaining the cost on Elm Street and Big Rock.

16. DISCUSSION PERTAINING TO OLD AND NEW BUSINESS FOR PLACEMENT ON FUTURE AGENDAS - Mr. Mallory informed the Council of a Called Meeting for May 9, 1995 at 6:30 p.m. to canvass the May 6, 1995 Election Returns and stated he would have the final Police Chief applicants present to meet with them.

17. ADJOURN - There being no further items for discussion, the meeting adjourned at 7:38 p.m.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary

CALLED CITY COUNCIL MEETING
6:30 P.M., TUESDAY, MAY 9, 1995

The Canton City Council met at the above named date and time in the City Hall Council Chambers with Mayor Jack Etheridge presiding. All members were present as follows: Ronnie Fugate, Don Hackney, John Crow, Kenneth Pruitt and Bob Alexander.

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Jack Etheridge

2. INVOCATION - Councilman Ronnie Fugate

3. CANVASS OF MAY 6, 1995 ELECTION RETURNS - Following a review of the election returns, Don Hackney made a motion to accept the returns as recorded by the Election Judge being:

Mayor	Jack Etheridge	255 votes
Councilmembers	Wendell L. Guest	67 votes
	Charles E. Lide	111 votes
	Doug Grimes	69 votes
	Ron Sanford	184 votes
	Ronnie Fugate	208 votes
	TOTAL BALLOTS CAST	384

Bob Alexander seconded the motion and all were in favor.

4. CONSIDER REQUEST FROM CARY HEARD FOR A WATER TAP OUTSIDE THE CITY LIMITS ON COUNTY ROAD 2205 - Mr. Mallory explained the location of the request being in the area released by MacBee Water Supply and that there would be no problems in supplying water should the request be granted. John Crow made a motion to grant the request. Ronnie Fugate seconded and all were in favor.

5. EXECUTIVE SESSION - The Council retired to executive session at 6:40 p.m. for discussion as described.

   A. DISCUSSION WITH LEGAL COUNSEL PERTAINING TO POSSIBLE LITIGATION

   B. DISCUSSION PERTAINING TO PERSONNEL MATTERS

6. RECONVENE TO OPEN SESSION TO CONSIDER ACTION, IF ANY, ON MATTERS DISCUSSED IN EXECUTIVE SESSION - The Council reconvened to open session at 11:33 p.m. There was no action taken pursuant to discussions in executive session.

7. ADJOURN - There being no further agenda items, the meeting adjourned at 11:34 p.m.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary

REGULAR CITY COUNCIL MEETING
6:30 P.M., TUESDAY, MAY 16, 1995

The Canton City Council met at the above named date and time in the City Hall Council Chambers with Mayor Jack Etheridge presiding. All members were present as follows: Ronnie Fugate, Don Hackney, John Crow, Kenneth Pruitt, and Bob Alexander.

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Etheridge

2. INVOCATION - Councilman Ronnie Fugate

3. CONSIDERATION TO APPROVE MINUTES - Don Hackney made a motion to approve the minutes of the April 18, 1995 Regular and May 9, 1995 Called Meetings as written. Kenneth Pruitt seconded and all were in favor.

4. CONSIDERATION TO APPROVE FINANCIAL STATEMENTS - Following Johnny Mallory's oral review, Bob Alexander made a motion to approve the April 30, 1995 Financial Statements. Ronnie Fugate seconded and all were in favor.

5. PLAQUE PRESENTATION FOR POLICE CHIEF HOSS WILLIAMS - Mayor Etheridge presented retiring Police Chief Hoss Williams with a plaque of appreciation for his service to the City of Canton.

6. SWEARING IN OF ELECTED MAYOR AND COUNCILMEN - Municipal Court Judge Brenda Sanford officiated the swearing in of Mayor Jack Etheridge, Councilman Ronnie Fugate and newly elected Councilman Ron Sanford.

   Mayor Etheridge thanked outgoing Councilman Don Hackney for his willingness to serve during the past five months. Mr. Hackney then retired from the Council and Councilman Ron Sanford took his elected position at the bench.

7. APPOINTMENT OF MAYOR PRO-TEM - Ronnie Fugate made a motion to elect Kenneth Pruitt as Mayor Pro Tem. John Crow seconded and all were in favor.

8. GUEST ITEMS - None

9. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO A DRAINAGE PROBLEM ON GOSHEN STREET - MR. KEITH TUCKER - Mr. Mallory informed the Council he had met with Mr. Tucker and feels the problem can be corrected. No Council action was required.

10. DISCUSSION AND CONSIDER ALL MATTERS PERTAINING TO COMPLIANCE WITH THE JUNK VEHICLE ORDINANCE #88-12 AND CITY CLEAN UP - MRS. YVONNE PITTS - The Council reviewed an update on the status of junk vehicle notifications and actions. Mr. Mallory and Councilman Fugate stated they had visited with Mrs. Pitts and resolved her problem without the need of Council action.

11. CONSIDER REQUEST FROM CANTON MINISTERS OF FELLOWSHIP PERTAINING TO THE CHILDREN'S FALL FESTIVAL OCTOBER 31, 1995 - BLAIN SHELTON - Mr. Shelton thanked the Council for the City support during last year's festival and asked for the use of the Civic Center for the 1995 Children's Fall Festival. First Monday General Manager Al Campbell asked if the festival could be held on October 30th this year as the 31st falls on the Tuesday the staff is needing to set up the building for First Monday vendors. Mr. Shelton stated changing the date would not be a problem and that the Ministers of Fellowship are aware that some years would require variations from the Halloween date due to First Monday.

    Kenneth Pruitt made a motion for the City to co-sponsor the 1995 Children's Fall Festival. Ron Sanford seconded and all were in favor.

12. CONSIDERATION TO ADOPT ORDINANCE ANNEXING 24.31 ACRES OF LAND OFF MILL CREEK ROAD - As the required notifications and public hearings had been conducted, Ronnie Fugate made a motion to annex the aforestated property

by adoption of the annexation ordinance. Bob Alexander seconded and all were in favor.

13. CONSIDER REQUEST FROM MR. HOMER MOHN FOR A WATER TAP OUTSIDE THE CITY LIMITS ON COUNTY ROAD 2205 - Mr. Mallory informed the Council of the request site being in the same area as previous request and that water would be easily available. Ronnie Fugate motioned, with Kenneth Pruitt seconding, to grant said request. All were in favor.

14. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO THE TRANSFER STATION - This item was tabled due to lack of new information.

15. DISCUSS AND CONSIDER APPOINTMENT OF TWO MEMBERS TO SERVE ON THE CANTON BOARD OF ADJUSTMENT TO FILL EXPIRED TERMS - Mr. Mallory informed the Council of the members terms which will expire May 31, 1995. Those being Bill Bethune and Don Hackney.

    Following discussion, Bob Alexander made a motion, seconded by Kenneth Pruitt, to reappoint Don Hackney to the Board of Adjustment. All were in favor. Ronnie Fugate made a motion, seconded by Bob Alexander to appoint Charles Lide to said Board. All were in favor. Both members shall serve two-year terms.

16. DISCUSS AND CONSIDER APPOINTMENT OF TWO MEMBERS TO SERVE ON CANTON PLANNING AND ZONING COMMISSION TO FILL EXPIRED TERMS - Mr. Mallory informed the Council of the members terms which will expire May 31, 1995. Those being Orvil Denny and Johnny Higginbotham. He also stated Mr. Denny would be willing to serve again however, Mr. Higginbotham felt he would not have the available time to commit to the Board.

    Following discussion of possible appointees, Bob Alexander made a motion to reappoint Orvil Denny to serve a two-year term on the Planning and Zoning Commission. Kenneth Pruitt seconded and all were in favor. This item shall be carried to the next agenda to fill the remaining expired position.

17. DISCUSS AND CONSIDER APPOINTMENT OF ONE MEMBER TO SERVE ON THE CANTON INDUSTRIAL DEVELOPMENT BOARD - Bob Alexander and Kenneth Pruitt recommended this item be carried for another month for further consideration. With no opposition from the remaining Councilmen, the item was carried.

18. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO THE VOLLEYBALL COURTS AND PARK IMPROVEMENTS - Mr. Mallory informed the Council the volleyball courts are ready and are being used. Discussion followed pertaining to lights for the courts. Public Works Director Pete Lucas will get some cost figures and Councilman John Crow stated he would check the possibility of leasing from TU Electric.

19. DISCUSSION AND UPDATE PERTAINING TO PROGRESS OF RENOVATIONS TO THE FOLLOWING PROPERTIES:

    A. 1212 BIG ROCK - MR. STEVE BOX
    B. 1342 SHADY LANE - MR. STEVE BOX
    C. 657 S. BUFFALO - MS. MARY LOU ALLEN

    Mr. Mallory informed the Council he had not sent notification ordering Mr. Box to have the Big Rock property exterminated. Councilmen Pruitt and Fugate expressed concerns that not enough clean up is being conducted at any of the properties and that health hazards are of the utmost concern. Councilman John Crow asked the feasibility of the City cleaning up the lots and billing the property owners.

    Following further discussion, Kenneth Pruitt made a motion to notify the property owners that the lots must be cleaned up within ten (10) days or the City will clean them and bill the owners. Bob Alexander seconded and all were in favor.

20. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO TRAFFIC AND SAFETY ON WILLS POINT STREET - Bob Alexander expressed concerns regarding safety on Wills Point Street where the street intersects with Highway 64. Stating, the street is narrow and visibility problems exist when trying to pull out of Highway 64. Councilman Alexander offered as a solution, making Wills Point Street one-way, going South. Mr. Mallory agreed that it is difficult to pull out onto Highway 64 and offered for thought, prohibiting left turns onto 64. Bob Alexander also suggested another aid would be to enforce no parking along the right-of-way of Highway 64. Kenneth Pruitt expressed concerns that turning Wills Point Street into a one-way would limit the traffic routes to those residents who were previously limited when a street was closed and released to the church. All Councilmen were in agreement the Highway Department should be notified as to any studies and/or relief they could offer. Mr. Mallory will do so and the item will appear on the next regular agenda.

21. DISCUSSION AND UPDATE PERTAINING TO STATUS OF STREET PROJECTS - Mr. Mallory informed the Council that Curry and Curry Lane had been primed just before the rains came. Unfortunately, the prime will need to be redone. Mr. Mallory stated some paperwork for the Dodson Street project has been completed. At this time, one (1) set of prices has been gathered for repairs to Big Rock and Elm Streets.

22. DISCUSSION PERTAINING TO OLD AND NEW BUSINESS FOR PLACEMENT ON FUTURE AGENDAS - Not as future agenda items, Mayor Etheridge distributed copies of the Council Assignments. Kenneth Pruitt stated his concern that the new lighting along Highway 19 is not as illuminating as he believed it would be. Mr. Mallory stated that nothing could be done except to also place poles along the west side of the Highway. Councilman Pruitt also questioned the status of lighting from Wynne Road to Interstate 20. Mr. Mallory informed the Council that the State will not allow the type poles needed without curbing. Break-away poles could be used however, TU Electric will not buy the poles and they are quite expensive.

For future agendas, Kenneth Pruitt requested status reports pertaining to Highway Department improvements at the intersection of Highway 19 and Interstate 20. Bob Alexander requested procedures for junk lots and properties as those being taken on junk vehicles.

Mr. Mallory informed the Council he has instructed the Police Department to note junk lots and structures as well as properties in violation of the tall grass and weeds ordinances during their regular patrols. Letters will be sent requiring compliance with the ordinances.

Councilman Ronnie Fugate asked that the old water tower site on Tower and Big Rock be cleaned up as well as mowing of the lake property. Councilman Fugate requested an update from the Chamber of Commerce on the sale of the miniature "The Trade" souvenirs be placed on the next regular agenda.

Bob Alexander requested consideration of reinstating fees for garage sale permits be placed on the next agenda. Mayor Etheridge requested matters pertaining to the Van Zandt County Library be on the June agenda.

Mr. Joe Melia addressed the Council concerning parking of vehicles in the T-Section on the First Monday grounds. Mr. Campbell explained the policy of utilizing the front three (3) feet of each lot for display of merchandise and parking on the rear of the lot(s) if needed. Mr. Campbell stated he would make an effort to police the area.

Ms. Georgia Phillips began addressing the Council with some First Monday concerns as well as city wide clean up. Mayor Etheridge apologized for cutting her and Mr. Melia short however, asked that they please bring forward concerns and interests during the Guest Item portion of the agenda in the future.

A closed or executive session will follow pursuant to the provisions of the Open Meetings Law, Article 6252-17, Vernon's Texas Civil Statutes, in accordance with the authority contained in Section 2(g).

23. EXECUTIVE SESSION - The Council retired to executive session at 7:45 p.m.

    A. DISCUSSION PERTAINING TO PERSONNEL MATTERS

24. RECONVENE TO OPEN SESSION TO CONSIDER ACTION, IF ANY, ON MATTERS DISCUSSED IN EXECUTIVE SESSION - The Council reconvened at 8:15 p.m. with no action taken from discussion in executive session. Mr. Mallory did inform the Council of his intent to hire Ron Carroll as the new Chief of Police. The Council expressed their support of Mr. Mallory's decision.

25. ADJOURN - There being no further items for discussion, the meeting adjourned at 8:20 p.m.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary

CALLED CITY COUNCIL MEETING
6:30 P.M., TUESDAY, MAY 23, 1995

The Canton City Council met at the above named date and time in the City Hall Council Chambers with Mayor Jack Etheridge presiding. Members present were Ronnie Fugate, Ron Sanford, Kenneth Pruitt, and Bob Alexander. John Crow was absent.

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Etheridge

2. INVOCATION - Councilman Bob Alexander

   A closed or executive session will follow pursuant to the provisions of the Open Meetings Law, Article 6252-17, Vernon's Texas Civil Statutes, in accordance with the authority contained in Section 2(f).

3. EXECUTIVE SESSION WITH THE CANTON INDUSTRIAL DEVELOPMENT BOARD TO DISCUSS ALL MATTERS PERTAINING TO THE LEASE AND/OR SALE OF PROPERTY - The Council retired to executive session to discuss the aforementioned matters with the Canton Industrial Development Board.

4. RECONVENE TO OPEN SESSION TO CONSIDER ACTION, IF ANY, ON MATTERS DISCUSSED IN EXECUTIVE SESSION - Upon reconvening to open session, Kenneth Pruitt made a motion to allow the Industrial Development Board to negotiate and enter into a lease/purchase agreement with Free State Sign & Neon for the Industrial Building. Ron Sanford seconded and all were in favor.

5. ADJOURN - There being no further items for discussion, the meeting adjourned.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary

CALLED CITY COUNCIL MEETING
6:30 P.M., TUESDAY, MAY 30, 1995

The Canton City Council met at the above named date and time in the City Hall Council Chambers with Mayor Etheridge presiding. Members present were Ronnie Fugate, Ron Sanford, Kenneth Pruitt, and Bob Alexander. John Crow was absent.

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Etheridge
2. INVOCATION - Councilman Bob Alexander

   A closed or executive session will follow pursuant to the provisions of the Open Meetings Law, Article 6252-17, Vernon's Texas Civil Statutes, in accordance with the authority contained in Section 2(e).

3. EXECUTIVE SESSION - The Council retired to executive session at 6:35 p.m. for discussion of the following:

   A. DISCUSSION PERTAINING TO POSSIBLE LITIGATION

4. RECONVENE TO OPEN SESSION TO CONSIDER ACTION, IF ANY, ON MATTERS DISCUSSED IN EXECUTIVE SESSION - The Council reconvened to open session with no action being taken.
5. ADJOURN - There being no further items for discussion, the meeting adjourned.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary

REGULAR CITY COUNCIL MEETING
6:30 P.M., TUESDAY, JUNE 20, 1995

The Canton City Council met at the above named date and time in the City Hall Council Chambers with Mayor Jack Etheridge presiding. All members were present as follows: Ronnie Fugate, Ron Sanford, John Crow, Kenneth Pruitt, and Bob Alexander.

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Jack Etheridge
2. INVOCATION - Councilman Ronnie Fugate
3. CONSIDERATION TO APPROVE MINUTES - Bob Alexander made a motion to approve the minutes of the May 16, 1995, Regular; May 23, 1995, Called; and May 30, 1995, Called Meetings as written. Ron Sanford seconded and all were in favor.
4. CONSIDERATION TO APPROVE FINANCIAL STATEMENTS - Following an oral review by City Manager Johnny Mallory, Bob Alexander made a motion to approve the May 31, 1995, Financial Statements. John Crow seconded and all were in favor.
5. GUEST ITEMS - Mayor Etheridge opened the floor to any guest items which were not on the agenda. There were none.
6. DISCUSS AND CONSIDER RECOMMENDATION FROM THE PLANNING & ZONING COMMISSION PERTAINING TO A REQUEST FROM MR. J. T. LEMLEY TO CHANGE THE ZONING FROM RESIDENTIAL (R1) TO MULTI-FAMILY RESIDENTIAL (MF-1) ON FOUR VACANT LOTS IN THE ROSS ADDITION - Johnny Mallory reviewed the Planning and Zoning Commission meeting pertaining to said request. The property consists of four (4) vacant lots located off

 0443

Old Kaufman Road. The Planning and Zoning Commission recommended the change in zoning be granted.

Kenneth Pruitt made a motion to grant the zoning change on the requested property. Ronnie Fugate seconded and all were in favor.

7. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO ASSISTANCE FROM THE CHAMBER OF COMMERCE IN PROMOTING MINIATURE SOUVENIRS AND CITY FACILITIES - MR. RICHARD HANES - Mr. Richard Hanes, an Officer and Director of the Canton Chamber of Commerce, informed the Council of the Chamber's commitment to promote the City of Canton. Mr. Hanes assured the Council the Chamber would succeed in selling the miniature souvenirs and would have a specific plan of action together in a few days. Councilman Fugate stated Mr. Mike Hackney has offered a small space inside the Arbors to promote the souvenirs. Mr. Hanes stated the Chamber will move forward and provide updates to the Council along the way.

8. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO REQUEST FROM MR. CLIFFORD FRANTZ FOR CLARIFICATION OF FIRST MONDAY RULES - Mr. Clifford Frantz informed the Council he has been setting up at First Monday for fifteen (15) years and has been having problems that no longer make the experience fun. Mr. Frantz questioned the rules pertaining to sub-leasing of spaces, the time frame in which vendors can begin setting up privately owned canopies, and the vendors' rights to utilities as he feels his neighboring vendor is enclosing the water faucet within his canopies. Mr. Joe Melia voiced his agreement concerning the sub-leasing and parking problems in the T-Section. Mr. Melia suggested stopping thru traffic between 8:00 a.m. and 5:00 p.m. Following a brief discussion pertaining to Mr. Frantz' and Mr. Melia's concerns, Ronnie Fugate requested the First Monday Committee and Al Campbell meet during the next First Monday to view and resolve the problems. The Council was in agreement.

9. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO FIRST MONDAY FOOD CONCESSION POLICY - First Monday General Manager Al Campbell updated the Council on the inventory and monitoring of food concessions since February, 1995. Mr. Campbell stated possible violations were found with three (3) vendors who have set up a second concession stand on their lot(s). He informed the Council of his intention to visit with the three (3) during the July First Monday to discuss a workable solution while monitoring the others. Mr. Campbell will report back to the Council at a later date to offer suggestions, if any, for amendments to the rules and regulations.

10. DISCUSS AND CONSIDER ENTERING INTO A FINANCIAL ADVISORY CONTRACT WITH SOUTHWEST SECURITIES - MR. ED MOORE - Mr. Ed Moore briefly reviewed the proposed contract, stating it is basically the same as the two (2) previous contracts between the City of Canton and Southwest Securities as Financial Advisors. This contract being entered into with contemplations of issuing an undetermined amount of debt securities for street improvements. Bob Alexander made a motion to enter into the Financial Contract with Southwest Securities. John Crow seconded and all were in favor. Mr. Moore also informed the Council that bids for the refunding of the 1985 Certificates of Obligation would be opened and awarded during a called meeting of the Council on July 6, 1995. Mr. Moore stated as the interest rates have dropped since the bonds were originally issued, the refunding would save the City of Canton approximately $25,000 to $35,000 over the remaining five (5) years.

11. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO THE ISSUANCE OF BONDS FOR STREET IMPROVEMENTS - Johnny Mallory reviewed the Council's previous discussions pertaining to major street improvements and the need for more funds than can be budgeted each year to make a significant improvement with the streets. Mr. Moore explained to pursue a possible bond issue, he would need an approximate dollar amount for calculations. He also explained the bonds would be

pledged with First Monday revenue and property taxes. Property taxes only being required should First Monday revenue drastically drop over the payout period. Johnny Mallory expressed his recommendation that the City sell three (3) million in bonds and go as far as the funds will allow. Bob Alexander asked Mr. Moore for a rough annual cost on four (4) million at five and one-half percent (5 1/2%). Mr. Moore offered the approximate calculations of $398,000 per year for fifteen (15) years and $337,000 per year for twenty (20) years. Both figures falling within the present budgeted funds for street improvements. Bob Alexander made a motion to pursue the selling of four (4) million dollars of bonds by passing a resolution during the July 6, 1995, called meeting. Kenneth Pruitt seconded and all were in favor.

12. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO FIRST MONDAY ADVERTISING - Councilman Bob Alexander informed the Council of a meeting between the First Monday Committee and other First Monday operators Henry Lewis, Mike Hackney, and Gerald Turner concerning advertising. All interested parties agreed Canton is drawing just as many shoppers as always; however, with more vendors across the board, the vendor revenue is dropping as the shoppers can't reach them all. The consensus being we all need to get more shoppers here. The meeting parties agreed on an idea of charging the vendors $1.00 per month advertising fee to be placed in an advertising pool, with the operators contributing $0.50 for each $1.00 received. With the City having approximately 4,000 vendors, Mr. Lewis having 2,000 vendors, and Mr. Turner having 100 vendors, approximately $9,000 per month could be spent in co-op advertising with the general message being "Come to Canton First Monday". Bob Alexander suggested the City and other interested parties try this idea for six (6) months to a year while using already budgeted advertising funds to prove to the vendors we are serious in our attempts to help them. Mr. Campbell added Consumer's Choice would be here during the July First Monday to begin preparing a commercial. Councilman Alexander suggested the advertising fee begin in September with the collections being made during the month of August and stated other First Monday operators would certainly be invited to participate. Councilman John Crow questioned whether $1.00 per lot would provide enough funds to purchase effective advertising and felt possibly $2.00 per lot would provide all concerned better results.

Councilman Alexander also presented a proposal from Mr. Lee Rushlow, retired principal owner and Marketing Partner of Group 3 Advertising Corporation, to advise in the selection of an advertising agency to best utilize the advertising dollars. The cost for Mr. Rushlow's detailed services would be $4,000.00 plus out-of-pocket expenses during his proposed trip to First Monday in July, to meet with the City officials, collect information, etc. Councilman Alexander stressed the need of having a qualified agency to best target the advertising. Kenneth Pruitt made a motion to hire Mr. Rushlow as a consultant. Ron Sanford seconded and all were in favor.

13. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO FIRST MONDAY TRAFFIC - Councilman Alexander presented a rough draft post card size reply card. The card would be designed to place on First Monday shopper's windshields during their visit to Canton encouraging their responses pertaining to traffic flows on all major accesses to Canton and through town. Councilmen Alexander and Pruitt stated their belief that taking written responses to the State officials from registered voters could speed up improvements such as widening the bridge on Highway 19 crossing Interstate 20. Kenneth Pruitt made a motion to proceed with the printing of the reply cards and place approximately 5,000 on windshields each month for the next four to five months. Ronnie Fugate seconded and all were in favor. The Council also suggested during the same time frame to take photos or videos from the helicopter at peak traffic hours. Suggested times being 10:00 a.m. and 4:00 p.m. on Saturdays along Highways 64 and 19 as well as Interstate 20.

14. CONSIDER REQUEST FROM MR. JOHN WAYNE WARREN FOR FIVE (5) WATER TAPS OUTSIDE THE CITY LIMITS OFF COUNTY ROAD 2205 - Mr. Mallory reviewed the request and informed the Council that the general location is the same as Mr. Warren's previous two requests which were granted. Mr. Mallory stated

there would be no problem in continuing to add taps to this area and as Mr. Warren plans future development, Mr. Mallory recommended granting five (5) taps at this time to prevent delaysor additional requests. John Crow made a motion to approve the five (5) requested taps, one at this time with four additional taps as needed. Kenneth Pruitt seconded and all were in favor.

15. DISCUSS AND CONSIDER ADOPTION OF AN ORDINANCE ESTABLISHING A POLICE RESERVE FORCE - Mr. Mallory reviewed the proposed ordinance stating Police Reserves have been utilized in the past; however, there hasn't been any official document outlining their guidelines and powers as Reserves. Mr. Mallory stressed the Police Chief's desire to utilize more Reserves on First Monday twenty-four (24) hours a day, possibly assisting at the crosswalks at the intersection of Highways 19 and 64, etc. Kenneth Pruitt made a motion to adopt the proposed ordinance establishing a Police Reserve Force under the Police Chief's supervision and discretion. Bob Alexander seconded and all were in favor.

16. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO JUNK VEHICLES, LOTS, STRUCTURES, ETC. - The Council briefly reviewed an updated list pertaining to the status of junk vehicles and structures. No action was taken.

17. DISCUSS AND CONSIDER APPOINTMENT OF TWO MEMBERS TO SERVE ON CANTON PLANNING AND ZONING COMMISSION TO FILL ONE EXPIRED TERM AND ONE RESIGNATION VACANCY - Mayor Etheridge opened the floor to nominations to fill the two positions. Kenneth Pruitt nominated Mrs. Jessie Roberta Wynne Smith; Bob Alexander nominated Mrs. Betsy McCarty. Ron Sanford made a motion to appoint the two nominees. Ronnie Fugate seconded and all were in favor.

18. DISCUSS AND CONSIDER APPOINTMENT OF ONE MEMBER TO SERVE ON THE CANTON INDUSTRIAL DEVELOPMENT BOARD - Bob Alexander made a motion to carry this item to the July regular meeting agenda to allow further consideration. Kenneth Pruitt seconded and all with the exception of Ronnie Fugate were in favor. Motion carried.

19. DISCUSSION AND UPDATE PERTAINING TO PROGRESS OF RENOVATIONS TO THE FOLLOWING PROPERTIES:

    A. 1212 BIG ROCK - MR. STEVE BOX
    B. 1342 SHADY LANE - MR. STEVE BOX
    C. 657 S. BUFFALO - MS. MARY LOU ALLEN

Mr. Steve Box was present and gave the Council an oral report regarding the improvements to both properties he owns. Mr. Box explained work is being conducted inside at both properties. The Big Rock property improvements include foundation work, new walls, and some clean up of the lot and yard. Mr. Box stated the house still needs to be re-wired. He stated he lacks a little more on the outside of Shady Lane and believes he will meet the September 19, 1995, deadline on both houses. When questioned, he did confirm attempts have been made to exterminate and the trash pile has been cleaned out of the backyard of the Big Rock address.

Johnny Mallory and Public Works Director Pete Lucas informed the Council Mrs. Allen has mowed the property at 657 S. Buffalo, picked up some of the trash, and is planning to use some of the stacked up lumber in the renovation. They both felt Mrs. Allen intends to meet the September 19, 1995 deadline as well.

20. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO TRAFFIC AND SAFETY ON WILLS POINT STREET - Mr. Mallory informed the Council that the State had notified the property owners encroaching on the Highway 64 right-of-way of their violations and the need to remove objects of any kind, vehicles, signs, etc., which are in violation. Mark McClanahan of the Texas Department of Transportation had informed Mr. Mallory the State would be willing to post "No Parking" signs in the needed areas; however, the City would be responsible for the enforcement. The Council was in agreement to enforce no parking as was done along Highway 64 East to minimize visibility and safety hazards.

21. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO STREET PROJECTS TO INCLUDE CURRY, CURRY LANE, AND DODSON STREETS - Mr. Mallory informed the Council of the plans to seal coat Curry and Curry Lane this coming Friday followed by asphalt.

    Mr. Mallory also informed the Council that the water and sewer lines would have to be relocated on Dodson at an approximate cost of $38,000. Following groans from all Councilmen, Mr. Mallory informed them the next step would be to begin the grade work. No action was taken.

22. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO SIGNAGE AND SELLING ON RIGHT OF WAYS - A brief discussion was held pertaining to sign placement and vending on the right-of-ways in violation with present City ordinances. The Council directed Mr. Mallory to review the different ordinances which apply to this matter and draft a single combined ordinance for their consideration. The Council also agreed the ordinance(s) should be enforced.

23. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO PURCHASING NEW EQUIPMENT FOR PUBLIC WORKS - Mr. Mallory informed the Council that notice has been placed for bids on one 1/2 ton pick up, two 3/4 ton pick ups, a sewer cleaner, a backhoe, a street sweeper, and an incinerator. The bids are due and will be opened July 10, 1995, with Council consideration being scheduled for the July 18, 1995 regular meeting.

    Ronnie Fugate requested a list of all equipment in the Water and Wastewater Department, First Monday Department, and Police Department with honest opinions of the condition of each item. Said list shall be completed prior to the next regular meeting.

24. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO PARKS - Ronnie Fugate stated the lilly pads in the swimming area at Mill Creek Reservoir are presently being cut back and that hopefully with people swimming in the area the pads would not return. Councilman Fugate questioned the repair status of a vandalized table, the need to mow along the water edge, and the need of enforcing the ordinance pertaining to no one except those fishing at the park thirty minutes after dark. He also requested a date in which workers would be available to clean out from under the trees. Kenneth Pruitt confirmed July 27th for the needed workers.

25. DISCUSS AND CONSIDER AMENDING AND/OR REVISING GARAGE SALE ORDINANCE - Bob Alexander expressed concern that citizens are abusing the Garage Sale Permit Ordinance and becoming lax in obtaining permits. He suggested the Council consider re-instating a permit fee however was willing to table this item until budget workshops begin.

26. DISCUSSION PERTAINING TO OLD AND NEW BUSINESS FOR PLACEMENT ON FUTURE AGENDAS - Kenneth Pruitt asked the status of the Animal Ordinance amendments being drafted by the City Attorney, codification of City Ordinances, employee evaluations, setting up a Highway meeting with Mr. Ing, slowing traffic down on Row 94 of the First Monday grounds, and the intentions for the old water tower located over the Police Department.

    Discussion began concerning the water tower as Councilman Pruitt passed along the Garden Club's desire to save the tower and their willingness to assist in landscaping the area with no means of obtaining the needed funds to refurbish the tower. Mr. Mallory informed the Council refurbishing the tower would cost approximately $40,000 and although he would like to keep the tower, he could not, in good conscience, recommend the City allocate those funds while realizing how valuable the piece of property is.

    The Council was in agreement to ask the citizens for assistance by soliciting anyone, group, or organization interested in beginning a "Save the Water Tower" project to raise funds. Mayor Etheridge pledged $100 to the project and Councilman Bob

Alexander matched it. The Council did ask the local media for assistance in locating interested citizens. This item is scheduled to appear on the August regular agenda.

27. ADJOURN - There being no further items for discussion, the meeting adjourned at 8:55 p.m.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary

CALLED CITY COUNCIL MEETING
6:30 P.M., TUESDAY, JULY 6, 1995

The Canton City Council met at the above named date and time in the City Hall Council Chambers with Mayor Jack Etheridge presiding. Council members attending were Ron Sanford, John Crow, Kenneth Pruitt and Bob Alexander. Councilman Ronnie Fugate was absent.

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Jack Etheridge

2. INVOCATION - Councilman John Crow

3. OPEN BIDS AND CONSIDER AN ORDINANCE AUTHORIZING THE ISSUANCE OF $645,000 COMBINATION TAX AND REVENUE REFUNDING BONDS, SERIES 1995; AND ALL OTHER MATTERS INCIDENT AND RELATED THERETO - Sealed bids were opened before the City Council. Service Asset Management was the low bidder with an effective interest rate of 4.5646 percent. Mr. Ed Moore of Southwest Securities then requested the passing of an ordinance authorizing the issuance of $645,000 combination tax and revenue refunding bonds, series 1995; and the awarding of the sale to Service Asset Management. The motion was so made by Bob Alexander, seconded by Councilman Kenneth Pruitt and passed with all in favor. Mr. Moore informed the Council that the City would realize a little over $58,000 in savings over the life of the bonds.

4. CONSIDER A RESOLUTION AUTHORIZING PUBLICATION OF NOTICE OF INTENT TO ISSUE UP TO $4,000,000 CERTIFICATES OF OBLIGATION FOR STREET IMPROVEMENTS - Mr. Ed Moore briefed the Council on his discussion with Moody's Rating Agency. Moody's reconfirmed the City's Baa rating, but also expressed some concern about the sale of another $4,000,000 in bonds backed by First Monday Revenue and taxes, given the City's historical reluctance to levy taxes. Mr. Moore suggested the City follow Moody's recommendation to increase utility revenues, thereby taking some relief off First Monday Fund obligations. He further suggested a $100,000 to $150,000 increase would be sufficient to show the City's responsiveness to Moody's concerns and a willingness to tax should it become necessary. Bob Alexander asked the staff to prepare charts showing various utility rate increases and the resulting levels of revenues to be presented at the next scheduled workshop.

   The Council agreed that a utility rate increase should be considered and that the $4,000,000 bond pay back period should be 18 years (approximately $230,000 a year), retiring in 2013 concurrent with existing debt. Bob Alexander then made a motion to advertise the City's intent to issue $4,000,000 certificates of obligation and to accept bids on August 1, 1995. Kenneth Pruitt seconded the motion and all were in favor.

5. DISCUSSION AND CONSIDERATION PERTAINING TO THE ACCEPTANCE OF THE WASTEWATER TREATMENT PLANT CONSTRUCTION AS

COMPLETED - Councilman Ron Sanford made a motion to accept the wastewater treatment plant construction as completed. The motion was seconded by Kenneth Pruitt and passed unanimously.

6. CONSIDERATION TO ACCEPT A PETITION FOR ANNEXATION OF APPROXIMATELY 60 ACRES OF LAND LOCATED OFF EAST HIGHWAY 64 - BRUCE DAVIS - The petition was not received and the item was deleted from the agenda.

7. DISCUSS AND CONSIDER ADOPTING AN ORDINANCE SETTING THE RATES FOR GTE STREET RENTAL - Mr. Loma Allen from GTE presented a newly standardized right-of-way contract to the Council for approval. He indicated the 5-year contract calls for a flat fee initially set by the city and adjusted annually in direct correlation with any changes to the number of access lines within the city limits as they are reported by GTE to the Public Utility Commission (PUC). The contract contains a mutual release clause from any claims regarding previous rates and/or payments.

   Councilman Alexander was assured that the contract provided for the continuation of the City's policy not to allow underground cabling. Also, Mr. Allen promised to (1) have a representative contact the City to address concerns regarding customer complaint handling procedures, (2) to convey the City's wishes to secure a commitment by GTE to the timely implementation of technological advancements to the City's system, (3) to find out how much of the fee is passed through to the customer, and (4) to extend the deadline date for a $3,428.04 signing incentive beyond July 15, 1995 since the Council was considering the contract approval at the next regular meeting.

   Bob Alexander then made a motion to continue the item to the July 18, 1995, meeting. Ron Sanford seconded and the motion was unanimously passed. City Manager Johnny Mallory was asked to stay in touch with Mr. Allen regarding developments.

8. DISCUSS AND CONSIDER ADOPTING POLICIES, PROCEDURES, AND REGULATIONS FOR THE CANTON POLICE DEPARTMENT - After Mr. Mallory informed the Council that the policies had been reviewed by the City Attorney, Bob Alexander made a motion to accept the policies, procedures, and regulations for the Canton Police Department as proposed on July 6, 1995. Kenneth Pruitt seconded and all were in favor.

9. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO A FEDERAL GRANT APPLICATION FOR THE CANTON POLICE DEPARTMENT - Upon Police Chief Ron Carroll's request, Councilman Kenneth Pruitt made a motion to approve the application for a federal grant to hire an additional police officer for the Canton Police Department. The motion was seconded by Bob Alexander and all were in favor. The grant pays 75% of salary and benefits for three years. The cost to the City was estimated to be $22,051 over that period.

10. DISCUSS AND CONSIDER APPROVAL OF UNIFORM CHANGES FOR THE POLICE DEPARTMENT - A motion to approve the purchase of new uniforms for the Canton Police Department was made by Bob Alexander, seconded by Ron Sanford, and passed with all in favor. Payment for the uniforms will be made out of the 1996 Fiscal Year Budget.

11. ADJOURN - There being no further items for discussion, the meeting was adjourned at 7:55 p.m.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary

REGULAR CITY COUNCIL MEETING
6:30 P.M., TUESDAY, JULY 18, 1995

The Canton City Council met at the above named date and time in the City Hall Council Chambers with Mayor Etheridge presiding. Those present were Ronnie Fugate, Ron Sanford, Kenneth Pruitt, and Bob Alexander. John Crow was absent.

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Etheridge

2. INVOCATION - Councilman Ronnie Fugate

3. CONSIDERATION TO APPROVE MINUTES - Kenneth Pruitt made a motion to approve the minutes of the June 20, 1995 Regular and July 6, 1995 Called meetings as written. Bob Alexander seconded and all were in favor.

4. CONSIDERATION TO APPROVE FINANCIAL STATEMENTS - Following Johnny Mallory's oral review, Bob Alexander made a motion to approve the June 30, 1995 Financial Statements. Ron Sanford seconded and all were in favor.

5. GUEST ITEMS - None

6. DISCUSS AND CONSIDER REQUEST FROM MR. B.E. CHANEY TO CHANGE ZONING FROM COMMERCIAL (B2) TO FIRST MONDAY BUSINESS (FMB-A1) ON BLOCK 10, Q.C. NUGENT SURVEY, ON N. TRADE DAYS BLVD. (HWY. 19) - Johnny Mallory presented the minutes of the Planning & Zoning Commission's meeting pertaining to the captioned request. Mr. Mallory explained one member was absent, one abstained from discussion and voting, leaving two in favor and one opposed to recommending the change in zoning.

   Ron Sanford made a motion to grant the zoning change on said property from Commercial (B2) to First Monday Business (FMB-A1). Ronnie Fugate seconded and all were in favor.

7. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO ORDINANCE #94-13 REGARDING MILL CREEK RESERVOIR REGULATIONS - Mrs. Bonnie Tarver questioned the Council concerning discussion three years ago to construct a swimming area at Mill Creek Reservoir stating there did not seem to be much progress toward this goal. Councilman Fugate replied stating the Park Committee formed at that time felt the goals were too broad in focus and requested the swimming area be placed on a back burner while concentration be made on the City Lake Park. While commending the improvements to the City Lake Park, Councilman Fugate assured Mrs. Tarver that definite improvements would be made on the swimming area at Mill Creek Reservoir in the very near future. In closing, Mrs. Tarver stated she would be pushing for a beach area of sand and pebbles at the swimming area; stated more boats from outside rather than inside the County use the lake; and requested the Council designate area(s) for fireworks during designated holidays.

   Mr. Walter Baird asked why no swimming is allowed in the boat ramp, it presently being the only decent location for swimming, and questioned the regulation of no person on the lake property between thirty minutes after sunset and thirty minutes before sunrise except fishermen. Mr. Baird stated he was not aware of the regulation until he was not allowed to sit on the dock at night simply to enjoy the scenery. Mayor Etheridge explained that prohibiting swimming in the boat ramp was done strictly for public safety and limiting the use of the lake at night was a means of deterring vandalism which had become a constant problem. The Council also informed the audience that anyone could go to the lake at night after obtaining a permit from the Police Department.

   Mr. Ciifford Frantz suggested constructing an entrance with a guard shack manned twenty-four hours per day. Suggested means of paying the guard(s) to be charging $1.00 per car and $2.00 per camping night. Councilman Fugate informed the audience he would be glad to work with any or all of them on a committee and asked that they contact him if they were interested in participating.

8. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO REQUEST FROM MR. CLIFFORD FRANTZ FOR CLARIFICATION OF FIRST MONDAY RULES - Mr. Clifford Frantz informed the Council he was still concerned with his First Monday neighbor being allowed to set up his personal canopy prior to setting up period for other vendors. Councilman Pruitt stated he had looked into this matter and was informed the canopy, although special made for this particular set up, are rented from a canopy vendor, with the canopy vendor setting up the canopy. Mr. Frantz stated that was not true as he and other vendors have personally witnessed the neighboring vendor bringing in and setting up the canopy himself. Councilman Pruitt assured Mr. Frantz he would be on the First Monday grounds to witness the set-up on the Wednesday before the upcoming First Monday.

9. DISCUSS AND CONSIDER A REQUEST FROM MR. TRAVIS WILLIAMS FOR A WATER TAP OUTSIDE THE CITY LIMITS ON THE CORNER OF COUNTY ROADS 1255 AND 4126 - Mr. Mallory explained that although past requests in this area were denied, the City is preparing to run a six inch line to tie onto another which would provide adequate water to this area. Ronnie Fugate made a motion to grant the request with Kenneth Pruitt seconding. All were in favor with the exception of Bob Alexander who abstained due to financial interest in the property.

10. DISCUSS AND CONSIDER ADOPTING AN ORDINANCE SETTING THE RATES FOR GTE STREET RENTAL - The Council discussed a letter received from GTE addressing concerns of the Council during the last discussion on this matter. Councilman Alexander expressed his desire to keep Canton's technology competitive with other cities of comparable size and felt the letter failed to address the concerns regarding new or advanced services not being brought into the Canton area. Councilman Pruitt expressed his feelings that GTE does not actually listen to the Council's concerns. The Council chose to table this item and to invite the GTE Representative to the next meeting for further discussion of the proposed ordinance.

11. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO FIRST MONDAY ADVERTISING - Councilman Alexander updated the Council on the Consultant's progress during the July First Monday weekend. The Consultant, Mr. Lee Rushlow, visited with vendors and employees as well as met with the First Monday Operators with a lot of discussion pertaining to where to take the program. Councilman Alexander believed the general consensus was to pursue Mr. Rushlow's recommendations. Primarily being to commit at least one year to the advertising venture rather than a few months and Mr. Rushlow believed an effective advertising venture would require approximately $250,000 per year. Councilman Alexander further stated the Operators were in general agreement to charge $2.00 per lot to the vendor with the Operator contributing $1.00 per lot. Councilman Alexander visited with vendors during First Monday concerning the proposed advertising fee. He informed the Council that he did not meet anyone who said he/she was against the idea, although there were some with questions and reservations.

First Monday General Manager Al Campbell informed the Council that questionnaires had been sent to approximately thirty advertising agencies with the deadline being August 11th for accepting questionnaires. By August 21st, three finalists will be invited to September's First Monday. The ad agencies will make presentations to the Advertising Committee and Mr. Rushlow on October 16th, and a recommendation selection of an ad agency will be made to the City Council for approval during the Council's October 17th meeting.

Councilman Alexander informed the Council the advertising agency would need an idea of the available funds and asked the Council's approval to allow him and Councilman Pruitt to go to the Advertising Committee with $3.00 per lot per month, $2.00 from the vendor and $1.00 from the operator. Councilman Sanford and Mayor Etheridge expressed their feelings that $3.00 would be needed for an advertising program to be effective. Councilman Pruitt suggested the First Monday Committee and the Operators meet to determine a dollar amount to be proposed to the City Council during the next called meeting. The Council was in agreement.

12. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO BIDS RECEIVED FOR THE PURCHASE OF EQUIPMENT - The Council was presented with the attached bid tabulations which were opened July 10, 1995. Mr. Mallory informed the Council the totals for a street sweeper, three trucks, an incinerator, sewer cleaner, and backhoe loader, and an additional truck and tractor for First Monday, remained within the $200,000 proposed for equipment purchases. Ronnie Fugate questioned other equipment needs, primarily a dump truck. Mr. Mallory felt the inclusion of a dump truck would bring the total to approximately $220,000. The Council also discussed the need to inventory and auction several old pieces of equipment and vehicles.

Bob Alexander made a motion to accept the following bids and advertise for bids on a dump truck and needed equipment for First Monday:

Street Sweeper 1995 Tymco Model 300	Industrial Disposal Supply Co	$56,544.
(2) 1/2 ton Pick Up Trucks	Canton Motors	$15,337. ea.
(2) 3/4 ton Pick Up Trucks	Canton Motors	$16,983. ea.
Incinerator I200 D-Pathological	Waste Management Systems	$ 7,495.
Backhoe Loader Used 1992 CAT 416	Ricky Daniel Construction	$31,900.

Kenneth Pruitt seconded and all were in favor.

13. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO JUNK VEHICLES, LOTS, STRUCTURES, ETC. - The City Council reviewed an updated list on the status of notification and action pertaining to junk vehicles, structures, etc. Councilman Pruitt noted a now vacant house and requested the owner be contacted regarding needed clean up of the property. Public Works Director Pete Lucas assured the Council he was keeping a close watch on the renovations to 1212 Big Rock, 1342 Shady Lane, and 657 S. Buffalo noting the lack of progress in some areas.

Mr. Grimes addressed the Council with complaints pertaining to his neighbor on Debbie Street who continues to violate the junk vehicle ordinance and is now constructing a building on the property which appears to be a mechanic shop. Mr. Grimes also stated the property owner has appliances and campers in the yard which he sells and that people are living in travel trailers in yards along Debbie. City records reflect the property owner at 1327 did obtain a building permit for a carport and has been inspected. Mr. Lucas will look into the other complaints and take needed action in accordance with City ordinances.

14. DISCUSS AND CONSIDER APPOINTMENT OF ONE MEMBER TO SERVE ON THE CANTON INDUSTRIAL DEVELOPMENT BOARD - This item was tabled until the next regular meeting.

15. DISCUSSION AND UPDATE PERTAINING TO PROGRESS OF RENOVATIONS TO THE FOLLOWING PROPERTIES:

A. 1212 BIG ROCK - MR. STEVE BOX

B. 1342 SHADY LANE - MR. STEVE BOX

C. 657 S. BUFFALO - MS. MARY LOU ALLEN

This item was discussed in conjunction with agenda item #13.

16. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO STREET PROJECTS TO INCLUDE CURRY, CURRY LANE, AND DODSON STREETS - Mr. Mallory informed the Council of Curry and Curry Lane basically being complete except for clean up. The relocation of water and sewer lines on Dodson Street is the next major street related project. Mr. Mallory informed the Council of the need to hire additional help on the relocation, especially the sewer lines. He also stated his intention to meet with the residents on Dodson Street in order to inform them of upcoming steps in the project.

17. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO PARKS - This item was discussed in conjunction with agenda item #7.

18. DISCUSSION PERTAINING TO OLD AND NEW BUSINESS FOR PLACEMENT ON FUTURE AGENDAS - Kenneth Pruitt requested a meeting to be scheduled with the Department of Public Safety, Department of Transportation, Local Public Safety Officials, the City Manager, the First Monday General Manager, and the Mayor with two representatives from the City Council to further discuss the traffic problems and safety hazards primarily at the intersection of Highway 19 and Interstate 20. The meeting to be scheduled during the first week of August. Ronnie Fugate asked that meetings begin with the Chief of the Canton Volunteer Fire Department and other needed officials to begin drafting fire codes for the Council's review and adoption. Bob Alexander questioned responses to the traffic survey. Al Campbell informed him approximately 4,000 survey cards were distributed during the last First Monday to the various parking lots throughout town. At the present, 161 responses have been received. Kenneth Pruitt suggested also distributing one to each First Monday vendor and R.V. renters when renewing their spaces.

    Kenneth Pruitt requested an update be given during the next regular meeting pertaining to the progress of Records Management project.

    Mr. Mallory reminded the Council of a Called Meeting August 1, 1995, to open bids on the $4,000,000 Certificate of Obligation bonds. The Council was in agreement to also conduct a budget workshop during said meeting.

19. ADJOURN - There being no further items for discussion, the meeting adjourned.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary

CALLED CITY COUNCIL MEETING
6:30 P.M., TUESDAY, AUGUST 1, 1995

The Canton City Council met at the above named date and time in the City Hall Council Chambers with Mayor Jack Etheridge presiding. All members were present as follows: Ronnie Fugate, Ron Sanford, John Crow, Kenneth Pruitt, and Bob Alexander.

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Etheridge

2. INVOCATION - Councilman Bob Alexander

3. OPEN BIDS AND CONSIDER AN ORDINANCE AUTHORIZING THE ISSUANCE OF $4,000,000 COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION, SERIES 1995; AND ALL OTHER MATTERS INCIDENTAL AND RELATED THERETO - Mr. Ed Moore of Southwest Securities informed the Council of Moody's Investors Service reconfirming the Baa rating on this bond issue.

   Bids were then opened and publicly read as follows:

Rauscher Pierce Refsnes	without insurance	6.2194%
Coastal Securities Ltd.	without insurance	6.3579%
Principal Financial Securities	without insurance	5.9988%
Dean Witter Reynolds	with insurance	5.9349%

   Following a discussion pertaining to acceptance of the low bid or rejecting all bids and trying again, cutting the issuance to $2,000,000, Kenneth Pruitt made a motion to accept the bid from Dean Witter Reynolds for the sale of the $4,000,000 Combination Tax and Revenue Certificates of Obligation. John Crow seconded and all were in favor.

4. DISCUSS AND CONSIDER BORROWING $300,000 FOR THE PURCHASE OF EQUIPMENT FROM THE BANK OF VAN ZANDT FOR A PERIOD OF FIVE YEARS - City Manager Johnny Mallory informed the Council of the Bank of Van Zandt's interest in financing the equipment recently bid and awarded, offering an interest rate of 5.775% on $300,000. Mr. Mallory explained the proposed amount was increased from $200,000 to include paying off the loan on the fire truck as it is at a slightly higher rate. Councilman Fugate questioned whether $300,000 would be sufficient.

   Bob Alexander made a motion to authorize City Manager Johnny Mallory to borrow approximately $300,000 from the Bank of Van Zandt for the purchase of the needed equipment and payoff of the present note on the fire truck. Ron Sanford seconded and all were in favor.

5. 1995/1996 BUDGET WORKSHOP - Johnny Mallory briefly discussed projected revenues for the upcoming year as well as means of generating $85,000 in the water department. Mr. Mallory explained a proposed rate increase which would lower the minimum usage from 3,000 gallons to 1,500 gallons with the minimum rate remaining at $7.00 and rates of $2.10 per thousand gallons for 1,500 - 10,000 gallons and $2.20 per thousand for each thousand gallons used over 10,000. Mr. Mallory explained some customers would see a 19% increase should these rates be adopted.

   Mr. Mallory also discussed the 25% to 30% increase in sales tax collections, believing the increase would stand true for another year then back off. He stated this was the pattern in other cities where a WalMart Supercenter was constructed.

   Discussion was held pertaining to needed annexations and updating ordinances pertaining to building codes, plumbing codes, fire codes, etc. The need to increase permit fees was also discussed with the Council asking Mr. Mallory to develop a comprehensive fee per user plan with a fee schedule to be presented to the Council for consideration. The Council also asked that an ordinance be drafted prohibiting illegal use of trash dumpsters.

   Mr. Mallory informed the Council of an upcoming request from Laidlaw Waste Systems for an increase of 4 1/2%.

6. ADJOURN - There being no further items for discussion, the meeting adjourned at 8:10 p.m.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary

REGULAR CITY COUNCIL MEETING
6:30 P.M., TUESDAY, AUGUST 15, 1995

The Canton City Council met at the above named date and time in the City Hall Council Chambers with Mayor Etheridge presiding. Those present were Ronnie Fugate, Ron Sanford, John Crow, Kenneth Pruitt, and Bob Alexander.

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Etheridge
2. INVOCATION - Councilman Ronnie Fugate

3. CONSIDERATION TO APPROVE MINUTES - Councilman Kenneth Pruitt made a motion to approve the minutes of the July 18, 1995 meeting as written. Ron Sanford seconded and all were in favor.

4. CONSIDERATION TO APPROVE FINANCIAL STATEMENTS - Following Johnny Mallory's oral review, Bob Alexander made a motion to approve the July 31, 1995 Financial Statements. John Crow seconded and all were in favor.

5. GUEST ITEMS - Representing the Canton Chamber of Commerce, Mr. Richard Hanes gave a follow-up report on the sale of "The Trade" souvenir statues. He indicated that 49 of the 500 statues initially purchased had been sold. He also outlined the marketing efforts taken by the Chamber: (1) the Chamber had set up a booth at First Monday for the sale of the statues but none sold; (2) the Chamber had contacted three organizations in the City to take over the sales project as a fundraiser for their organization and all declined; (3) the Chamber plans to distribute letters to the vendors during the September First Monday weekend asking them to help raise funds for the life-sized monument by buying a statue; and (4) the Chamber asked that every City Councilman buy a statue if they did not already own one. In summation, Mr. Hanes voiced his concern regarding the likelihood of a successful campaign given the outcome of past efforts. He pledged the Chamber's continued support, but urged the Council to reconsider the price or the marketing strategy in order to boost sales.

6. DISCUSS AND CONSIDER POSSIBILITIES TO DEVELOP ACTIVITIES AND/OR A BUILDING FOR THE YOUTH - Mrs. Shirley Hudson expressed the need for the community to provide an alternative safe environment in which local youths could gather and socialize. She asked the Council to consider building a youth center and added that she would help organize local support and fundraising projects. Joy Chaney and Sandy Miller had volunteered to assist her in the project as well. The youth program in Kermit, Texas was cited as one example of a successful, similar project. Mrs. Hudson said that Fred Hudson was very familiar with the Kermit center and would be available to discuss it with anyone interested.

   Kenneth Pruitt informed Mrs. Hudson that the Council had addressed this same issue six months previous and was supportive of any positive initiative on behalf of Canton's youth. However, he recommended that Mrs. Hudson first present her request to the Canton School Board, after which the City Council, School Board and concerned citizens could meet and work on a joint resolution. John Crow expressed the need for a more definitive plan from Mrs. Hudson suggesting that she would be more likely to gain the support of local citizens and organizations if they could visualize the project and work toward realizing a specific "dream."

   All Council members echoed their general support for the project. Bob Alexander asked about the status of the old fire building. Ron Sanford answered that it was leased for two years. Ronnie Fugate said that he would like to see the school provide the facility and Ron Sanford suggested Mrs. Hudson ask C.I.S.D. about the Junior High Gymnasium. Kenneth Pruitt noted the importance of having a facility located "in the traffic loop" so that kids would want to use it. Bob Alexander asked Johnny Mallory if he knew of any federal grants available for this type of project. He did not, but promised to investigate it further.

   The Council appointed Bob Alexander to represent the City Council on a planning committee. John Crow and Kenneth Pruitt also volunteered to serve. The request was made to place the item on the next regular City Council meeting agenda and Mrs. Hudson was invited to return at that time with a formal proposal and a report from the School Board meeting.

7. DISCUSS AND CONSIDER REQUEST FROM LAIDLAW WASTE SYSTEMS, INC. FOR A RATE INCREASE OF 4.5% TO BECOME EFFECTIVE NOVEMBER 1, 1995 - Tony Cain from Laidlaw Waste Systems began his remarks to the City Council by expressing how much Laidlaw appreciated the City of Canton as a customer. He went on to say that last year Laidlaw asked for a 4% increase and was granted 3%. In their June 30 letter this year, Laidlaw asked for an estimated 4.5%

increase. He said Laidlaw had since determined that a 3.5% increase would be necessary to cover rising labor costs, employee benefits, and the cost of providing the quality of service deserved by the City. Mr. Cain added that Canton's waste water treatment sludge was currently hauled off at no charge--an extra benefit customarily paid for by a city. In real terms, 3.5% translates into a 25 to 30 cent increase to the citizens' $7.64 monthly rate. To help offset the increase, Mr. Cain suggested that several thousand dollars could be saved by discontinuing the performance bond. He felt the Council would agree that Laidlaw had proven its commitment to servicing the City of Canton and there was no real threat that Laidlaw would not fulfill its obligation.

After much discussion over the actual quality of the service received from Laidlaw and the volume of garbage service complaints fielded by the City staff and Councilmen, Laidlaw was: (1) commended for removing heavy trucks off Canton routes and for the driving skills of its residential drivers; (2) asked to remind drivers to drive in the middle of the road to minimize the deterioration of street edges; (3) asked to modify its policy and to instruct commercial drivers to pick up the occasional dumpster overflow during its regular stop, and then if they see it reoccurring routinely to request a larger dumpster; (4) asked to instruct collectors to pick up any scattered trash they spill at the time of the regular stop; (5) asked to urge supervisors to be more pro-active, to call upon customers to check on the quality of service, and to be visible in the community; and (6) asked to consider hiring local residents and to advertise job openings in local papers.

Mr. Cain assured the Council that Laidlaw is and will be responsive to any complaint received. He directed anyone with a specific complaint to call 1-800-678-7274. He said they had individual work orders for each customer and had a mechanism in place to audit the number of trash pick-ups each should be and is receiving per week. He also said that supervisors ride with trash collectors on a routine basis and employees receive extensive training on job performance and company policies. Mr. Cain accepted the Council's suggestions but warned that drivers could not give extra service at the average stop, but would try to pick up the occasional heavy load.

Ron Sanford made a motion to grant a 3% rate increase to Laidlaw Waste Systems, Inc. effective November 1, 1995, and to leave the matter of the performance bond renewal at Johnny Mallory's discretion. John Crow seconded the motion. The motion was passed with Councilmen Ron Sanford, John Crow, Kenneth Pruitt and Bob Alexander in favor. Councilman Ronnie Fugate opposed.

8. DISCUSS AND CONSIDER ADOPTING AN ORDINANCE SETTING THE RATES FOR GTE STREET RENTAL -- Mr. Loma Allen attended the Council meeting to lobby for the passing of a new rate ordinance proposed by GTE. First, after applauding GTE's local philanthropic endeavors, Bob Alexander asked Mr. Allen to contribute to the establishment of a youth center in Canton. Mr. Allen responded positively and said he felt sure GTE would participate.

Turning to matters related to the ordinance, Bob Alexander then asked Mr. Allen about the possible provision of the latest advanced customer services and a commitment to continually upgrade the current system with the latest technology. Mr. Allen explained that the software for the additional services Mr. Alexander was referring to would not be available for Canton's type DCO switch for another six months to two years. He pointed out that many other new services were available and being used by local residents.

Johnny Mallory introduced City Attorney Richard Davis who advised the City Council not to sign the new ordinance in its current form at this time. He had several concerns that first needed to be addressed with GTE, those being (1) he did not see any advantage to be gained by the City, (2) he understood there to be the possibility of disputes about previous rate payments to the City precluding the signing of a mutual release clause, (3) he felt the definition of growth upon which future rates were set was too vague and worried that it may lend itself to future disputes, (4) he felt GTE

with an experienced professional staff would have an unfair advantage in future dispute resolutions if the agreement called for such resolutions to be settled without the aid of legal counsel.

Bob Alexander asked Mr. Allen if GTE would consider modifying the agreement slightly to reduce Richard Davis' concerns. Mr. Allen said that the mutual release clause was a non-negotiable, fundamental element of the contract, but many other areas could be modified to meet specific requirements from individual cities. Mr. Allen and Mr. Davis affirmed that they would meet to work out a suitable contract. Bob Alexander asked that the agreement include the continued prohibition from burying cable within the City limits.

In a discussion about current telephone company rate dispute cases, Johnny Mallory informed the Council that most disputes were over the definition of what constitutes local revenues upon which the rates were based. When asked about the similar Bell case settlement, Mr. Allen said that in the end the cities all signed the agreement initially asked for and that they actually received no more money than if they had signed it in the first place.

Bob Alexander made a motion to postpone the agenda item until the next regular meeting while Mr. Allen and Mr. Davis worked out a mutually agreeable ordinance. John Crow seconded and all were in favor.

9. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO PARKS TO INCLUDE POSSIBLE DESIGNATION OF AREA FOR FIREWORKS ON DESIGNATED DATES -- Ronnie Fugate reported that he had heard from Miss Tarver who was pleased with the progress on the parks and encouraged the City to keep up the good work. Kenneth Pruitt indicated he had talked to the Chamber of Commerce representatives who wanted to co-sponsor a July 4th fireworks show with the City. The Chamber had already raised $500 and was willing to organize the event and raise additional funds. After a brief discussion proposing the Mill Creek Reservoir dam for the display, Kenneth Pruitt made the motion for the City to co-sponsor a July 4, 1996 fireworks show with the Chamber of Commerce in the amount of $500. Bob Alexander seconded and all were in favor.

   The City Council also agreed to establish a designated area during specific times for citizens to discharge personal fireworks during legal fireworks holidays. It was suggested that a fire truck be on stand-by at the location during the designated time. Kenneth Pruitt asked the staff to find out the dates for the legal sale of fireworks and to work with Ronnie Fugate to prepare an amended ordinance including a designated time and area for the legal discharge of personal fireworks at Mill Creek Reservoir, possibly the turn-around area. The ordinance will be proposed at the next regular meeting.

10. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO FUTURE PLANS FOR THE WATER TOWER LOCATED DOWNTOWN -- Johnny Mallory reported that he had received several calls from Canton citizens wanting to save the tower. The recommendation he received from a contractor was to shroud, strip and repaint the tower at an estimated cost of $80,000 to $100,000. Mr. Mallory felt he could find a way to restore the tower for a lot less since it did not need to hold water. The councilmen agreed they would like to preserve the tower as a landmark if it could be done more cost effectively. Mr. Mallory was instructed to check with the TNRCC about the project.

11. DISCUSS AND CONSIDER APPROVING EXPENDITURE OF $500 OF MATCHING FUNDS FOR ECONOMIC DEVELOPMENT ADMINISTRATION 301(b) PLANNING GRANT -- Bob Alexander made a motion to approve the expenditure of $500 matching funds for the economic development administration 301(b) planning grant. Kenneth Pruitt seconded and all were in favor.

12. DISCUSS AND CONSIDER APPOINTMENT OF ONE MEMBER TO SERVE ON THE CANTON INDUSTRIAL DEVELOPMENT BOARD -- Kenneth Pruitt made the motion to appoint Marla. Price, a local attorney with an extensive background in

real estate, to the Industrial Development Board. Bob Alexander seconded and the motion passed with Councilmen Kenneth Pruitt, Bob Alexander, Ronnie Fugate and Ron Sanford in favor. Mr. John Crow opposed.

13. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO FIRST MONDAY ADVERTISING -- Al Campbell summarized the recent developments in recruiting an advertising agency to represent First Monday Trade Days. In his summary, he indicated that of the 32 ad agencies who received a questionnaire from the City, 15 had responded. Mr. Campbell was impressed with the creative and innovative materials he received. Many of the agencies had clearly visited First Monday on their own in preparation for their response. Mr. Campbell told the Council that the materials had been sent to the City's hired consultant, Lee Rushlow, and he and the staff would be selecting 3 to 5 finalists to invite to the next First Monday and follow with presentations to the advertising alliance after their visit. City councilmen were also invited to look over the materials and responses. Mr. Campbell promised to keep the Council informed as the project progressed.

14. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO THE CIVIC CENTER SIGN -- Mr. Campbell told the Council that he and Councilmen Pruitt and Alexander had met with Kent Lucas from ADCORP about the purchase of a marquees with a lighted message board for the Canton Civic Center entrance at Hwy. 64. The proposed marquees design was presented to the Council with a request to pursue its purchase through ADCORP, a company that had produced and installed many of the signs for civic centers in East Texas. The estimated cost was $35,000 which could be fully funded by local sponsors recruited by ADCORP on behalf of the City. The sign included sponsor panels for its underwriters. Al Campbell indicated that Billy Jack Deen was very receptive to giving a land easement for the placement of the sign, and the City could recognize Mr. Deen for his contribution on the base of the sign. The possibility of selling advertising space on the message board was discussed, as well as the purchase of additional message boards for use on the roadways leading into Canton. Bob Alexander made a motion to pursue the purchase of the Canton Civic Center marquees from ADCORP, assuming that ADCORP could secure the sponsors. Ronnie Fugate seconded the motion and all were in favor.

15. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO THE DEVELOPMENT OF A PUBLIC FUNDS INVESTMENT POLICY--Johnny Mallory informed the Council that the legislature had passed House Bill 2459, Public Funds Investment Act into effect September 1, 1995. He further reported that Richard Davis had received the literature and was asked to draft an investment policy by the end of August. The policy and trained personnel were required to be in place by the end of 1995.

16. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO JUNK VEHICLES, LOTS, AND STRUCTURES TO INCLUDE PROGRESS UPDATES ON THE FOLLOWING RENOVATIONS:

    A. 1212 BIG ROCK - MR. STEVE BOX
    B. 1342 SHADY LANE - MR. STEVE BOX
    C. 657 S. BUFFALO - MS. MARY LOU ALLEN

Mr. Mallory reported that letters had been sent to homeowners in violation of the junk vehicle ordinance on Debbie Street and that Mr. Harrell at 1327 Debbie Street, was present at the meeting if the councilmen had any questions for him. Mr. Harrell addressed the Council and said that of the two vehicles currently in violation, one had antique tags which exempted it from the required inspection, and he was currently trying to register the other vehicle as an antique. The Council determined that any vehicle, antique or not, without current inspection and registration was in violation of the City ordinance. After discussing possible solutions, Mr. Harrell agreed to tarp one vehicle and place it under the carport, and to find another off-site location for the second vehicle. Another solution recommended by Councilman Pruitt was for Mr.

Harrell to build a privacy fence around his yard. Mr. Harrell agreed to comply and the Council thanked Mr. Harrell for his cooperation.

Mr. Mallory reported that the property at 1317 Debbie Street had been notified that the appliances in the yard were in violation of the City ordinance. The owners were out of town and the daughter signed for the letter. She notified her parents who indicated they would resolve the problem upon their return to Canton in one to two weeks.

He further reported that Pete Lucas had checked the property at 1212 Big Rock and that it was 98% complete; there was no evident change on the property at 1342 Shady Lane; and little progress had been made at 657 S. Buffalo other than the yard had been mowed, some debris had been removed and the front of the house had been painted. The Council strongly urged property owners to comply by the September 19, 1995 deadline.

17. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO STREET PROJECTS -- The Council learned that the City would begin work on the sewer line on Dodson Street within two weeks; that College Street had been primed and would be sealed in the next ten days; and that Curry required one more seal coat overlay which would not be scheduled until next summer. When asked about Nichols Street, Pete Lucas indicated that the City had cleaned up the drainage. He said the City needed to take up the existing rock and prime and seal the street; however, he had another street he hoped to start before working on Nichols.

Councilman Pruitt asked when the City would have a plan for the street improvements funded by the $4,000,000 bond issuance. Johnny Mallory answered that he would like to have a Streets Committee meeting in October to work out the plan. He said he had met with Velvin & Weeks engineers. Together they recommended the City start with Big Rock and Woodland, and, in fact, the engineering work was already underway in preparation for the approval to proceed on the two streets. Mr. Mallory estimated that the plan for street improvements would take two to three years to complete. Actual road work would not be scheduled to begin until after May 1996. In the mean time, the City could proceed with engineering, bid advertisements and water and sewer work.

18. DISCUSSION PERTAINING TO OLD AND NEW BUSINESS FOR PLACEMENT ON FUTURE AGENDAS -- Johnny Mallory asked for a meeting August 22, 1995, at 6:30 p.m. to conduct a budget workshop and consider the renewal of the City's agreement with the Canton Chamber of Commerce. Bob Alexander added that it may be necessary to put an Industrial Development Board item on that agenda as well. He asked that the City check with Al Campbell before preparing the agenda.

Johnny Mallory said the Council needed to consider proposals for the adoption of the most current Southern Standard Building Codes, electrical code, and plumbing code requiring plumbers and electricians be bonded. Mr. Mallory was asked to include a fee for building permits and to prepare a master list of all permits and fee schedules.

19. ADJOURN -- There being no further business to discuss, the meeting adjourned with the motion made by Bob Alexander, seconded by Kenneth Pruitt, and unanimously approved.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary

CALLED MEETING
6:30 P.M., TUESDAY, AUGUST 22, 1995

The Canton City Council met at the above named date and time in the City Hall Council Chambers with Mayor Etheridge presiding. All members were present as follows: Ronnie Fugate, Ron Sanford, John Crow, Kenneth Pruitt, and Bob Alexander.

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Jack Etheridge

2. INVOCATION - Councilman Bob Alexander

3. DISCUSS AND CONSIDER ADOPTION OF AN INVESTMENT POLICY - Tabled as the proposed policy is not yet completed.

4. DISCUSSION WITH WILD WILLIE ON PROPOSAL TO ANNEX APPROXIMATELY 20 ACRES LOCATED OFF WEST HIGHWAY 64 - City Manager Johnny Mallory informed the Council of his discussions with "Wild Willie" concerning affects of annexation on both parties. Mr. Mallory requested "Willie" meet with the Council to pose any questions and clarify the affects of annexation. He also reminded the Council that properties annexed into the city limits are automatically zoned agriculture and "Willie" would need assurance that the zoning could be changed to First Monday Business and "Willie" had questioned what codes the City would enforce.

   "Willie" addressed the Council stating he was not present to make any proposals and did not need annexation. He informed the Council water service is a need and that sewer service was not. "Willie" expressed concerns with the City's controlling factors should the property be annexed and the possible delays in obtaining building permits. "Willie" expressed his understanding that water has been granted to persons outside the city limits and stated that would be his request rather than annexation.

   Mr. Mallory informed the Council of Mr. Bruce Davis', the sixty (60) acre property owner's, desire to annex forty acres, excluding the twenty (20) acres leased to "Wild Willie." Mr. Mallory expressed concerns regarding fire protection and the type of construction on "Willie's" mountain. He reminded the Council a six inch (6") water line will be assessable upon completion and did not see a problem with the zoning needs. He then asked if the Council was interested in negotiating to annex the entire sixty acres or proceed with the forty acres. Mr. Mallory expressed his desire to not pursue forcible annexation as he would like annexation to be good for all parties.

   Councilman John Crow informed "Willie" the Council did not desire to tell him how to run his business however, they do need it to be safe and would also like to see a good working relationship between the two. "Willie" informed the Council he would request water on the property however, did not feel comfortable with petitioning annexation. He stated annexation would be a burden to him at this time and might be better in eight to twelve months, "without bureaucracy, you can build and do alot of things." "Willie" further informed the Council that he presently has city water at the trailer park on Highway 64 and asked if he could connect the twenty acres to the existing line. Mr. Mallory stated his understanding of the City's policy is that the Council would be required to approve any extensions from previously granted taps outside the city limits.

   Councilman Bob Alexander reminded all parties that annexations are petitioned by property owners, not tenants and that he was also not interested in a forcible annexation. He added that if "Willie" did not want to be a part of the city, the city should honor his wish, however, not provide city services such as water, sewer, fire protection, etc. He stressed his opinion of those wishing not to be a part of the city, not request city services.

   "Willie" asked if water would be available as it had been for other citizens outside the city limits. Councilman Fugate asked him to apply for a water tap and it would be considered by the Council.

5. DISCUSS AND CONSIDER AN AGREEMENT WITH THE CANTON CHAMBER OF COMMERCE PERTAINING TO THE 1995-1996 BUDGET FOR HOTEL/MOTEL TAX - Chamber of Commerce Manager Joe Collins informed the Council of his meeting with Mr. Mallory to review the present agreement between the two parties. Mr. Collins highlighted some verbiage in the agreement which conflicted with the manner the agreement has been met by both parties. Johnny Mallory concurred the conflicts and suggested the agreement be revised should the City choose to renew the contract. Bob Alexander asked that the Chamber provide audited statements itemizing tourism funds with a financial statement copied to the City Council each month. John Crow and Jack Etheridge both expressed a desire to see the contract continued. John Crow made a motion to rewrite the agreement, present it at the next regular Council meeting, with the Chamber providing financial statements at the next Called meeting. Ronnie Fugate seconded and all were in favor.

6. DISCUSS AND CONSIDER ENTERING INTO AN ENGINEERING SERVICE AGREEMENT WITH VELVIN & WEEKS CONSULTING ENGINEERS FOR STREET PAVING AND DRAINAGE IMPROVEMENTS - Johnny Mallory reviewed the agreement with the Council and informed them it was the same as past agreements with Velvin & Weeks on water, sewer, and street projects. This agreement would be for the upcoming $4,000,000 street repair and improvement project. Bob Alexander made a motion to accept Mr. Mallory's recommendation and enter into the agreement. Kenneth Pruitt seconded and all were in favor.

7. BUDGET WORKSHOP - Mrs. Sarah Norman presented a letter from The Van Zandt County Library Board and The Friends of the Library, Inc., requesting $25,000 be budgeted each year to the library in order to insure the maintenance and repairs to the property now and in the future. The letter also suggested means of expenditure authorizations depending on the amount. Councilman Ron Sanford asked Mrs. Norman if the groups were planning to ask other cities in the County to participate. Mrs. Norman felt they eventually would be asked, however, was hoping Canton would lead the way. The Council thanked Mrs. Norman and stated the request would be considered throughout the budget process.

   A closed or executive session will follow pursuant to TEX. REV. CIV. STAT. ANN. ART. 6252.17 Section 2(f).

8. EXECUTIVE SESSION - The Council retired to executive session at 7:58 p.m. for discussion pertaining to First Monday, City, and Industrial property matters.

9. RECONVENE TO OPEN SESSION TO TAKE ANY ACTION REQUIRED PURSUANT TO DISCUSSION IN EXECUTIVE SESSION - The Council reconvened at 10:00 p.m. unanimously agreeing to deny selling property located at the Old City Lake at this time.

10. ADJOURN - With no other action required, the meeting adjourned.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary

CALLED MEETING
6:30 P.M., TUESDAY, AUGUST 29, 1995

The City Council met at the above named date and time in the City Hall Council Chambers with Mayor Jack Etheridge presiding. All members were present as follows: Ronnie Fugate, Ron Sanford, John Crow, Kenneth Pruitt, and Bob Alexander.

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Jack Etheridge

2. INVOCATION - Councilman Bob Alexander

3. DISCUSS AND CONSIDER PREPAID PHONE CARD PROPOSAL FROM STAR DECK MARKETING - Ms. Martha Richardson of InstaCall discussed a promotion that would feature Canton phone cards with information booths at two or three locations around the Civic Center to explain the uses of the cards. The cards could be recharged with the City receiving a percentage of the purchase. Ms. Richardson explained her company would help start the pilot then work into a City/Vendor Management with the City receiving 15% of the initial sales and 10% of all recharges. The Council was interested and asked Mr. Campbell to work on a proposal for the City.

4. BUDGET WORKSHOP - The Council held a brief budget workshop discussing improvements needed at the entry and parking lot at the Old City Lake Park, and remaining funds in the 1994/1995 budget for the Fire Department to purchase a slide-in unit with the truck to be purchased in the 1995/1996 budget year. Said vehicle will be utilized on the First Monday Park and the size will offer more mobility through the grounds.

   A closed or executive session will follow pursuant to TEX. REV. CIV. STAT. ANN. ART. 6252.17 Section 2(f)

5. EXECUTIVE SESSION - DISCUSSION PERTAINING TO PROPERTY MATTERS - The Council retired to executive session at 8:10 p.m. for discussion pertaining to Industrial Property.

6. RECONVENE TO OPEN SESSION TO TAKE ANY ACTION REQUIRED PURSUANT TO DISCUSSION IN EXECUTIVE SESSION - The Council reconvened at 9:26 p.m. with no action taken pursuant to discussion in executive session.

7. ADJOURN - There being no further items for discussion, the meeting adjourned.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary

CALLED MEETING
6:30 P.M., TUESDAY, SEPTEMBER 5, 1995

The Canton City Council met at the above named date and time in the City Hall Council Chambers. Mayor Jack Etheridge presided and all members were present as follows: Ronnie Fugate, Ron Sanford, John Crow, Kenneth Pruitt, and Bob Alexander.

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Etheridge
2. INVOCATION - Councilman Ronnie Fugate
3. DISCUSS AND CONSIDER REQUEST FROM CANTON PTO FOR THE USE OF THE CIVIC CENTER - This item was deleted as no one was present to make the request.
4. BUDGET WORKSHOP - The Council conducted a brief budget workshop with Al Campbell and Michelle Wilson reviewing primary expenditures. Mr. Campbell explained his First Monday revenue figures were conservative and would possibly generate additional funds. Following discussion pertaining to the Library's request for maintenance funds to be budgeted, the Council was in agreement to add a line item for Library Maintenance to be budgeted at $10,000. It was agreed that the expenditure policies and authorities would be determined at a later date.
5. ADJOURN - There being no further agenda items, the meeting adjourned at 7:30 p.m.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary

REGULAR CITY COUNCIL MEETING
6:30 P.M., TUESDAY, SEPTEMBER 19, 1995

The Canton City Council met at the above named date and time in the City Hall Council Chambers with Mayor Jack Etheridge presiding. All members were present as follows: Ronnie Fugate, Ron Sanford, John Crow, Kenneth Pruitt, and Bob Alexander.

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Etheridge
2. INVOCATION - Councilman Bob Alexander
3. CONSIDERATION TO APPROVE MINUTES - Kenneth Pruitt made a motion to approve the minutes of the August 15, 1995 Regular Meeting as written. John Crow seconded and all were in favor.
4. CONSIDERATION TO APPROVE FINANCIAL STATEMENTS - Following an oral review by City Manager Johnny Mallory, Bob Alexander made a motion to approve the August 31, 1995 Financial Statements. Kenneth Pruitt seconded and all were in favor.
5. GUEST ITEMS - None
6. PUBLIC HEARING ON PROPOSED 1995/1996 BUDGET - Mayor Etheridge opened the public hearing. Mr. Mallory stated the proposed budget included conservative projections on both revenues and expenditures with an increase in the water revenue. Mayor Etheridge opened the floor to questions or comments concerning the budget with none being brought before the Council. The public hearing was then closed.

7. CONSIDERATION TO ADOPT THE 1995/1996 BUDGET - Bob Alexander made a motion to adopt the proposed budget for the fiscal year beginning October 1, 1995 and ending September 30, 1996. Ron Sanford seconded the motion and all were in favor.

8. DISCUSS AND CONSIDER POSSIBILITIES TO DEVELOP ACTIVITIES AND/OR A BUILDING FOR THE YOUTH - Bob Alexander informed the Council the interested parties have had a few organization meetings and are presently applying for incorporation, non-profit status. The group would like the City Council to go on record that the City will provide some level of financial support. Following discussion and the unknown cost factors at the present time, the Council was in agreement to assist, however uncertain at to what degree until more information is available.

9. DISCUSS AND CONSIDER PROPOSAL FROM STAR DECK MARKETING PERTAINING TO PRE-PAID TELEPHONE CARDS - First Monday General Manager Al Campbell reviewed the proposed Three-Month Introductory Promotion from Star Deck. Said promotion would include Star Deck selling and marketing the cards on First Monday for a period of three to four months. The City would have approximately 30,000 cards in circulation by the end of December, receiving a commission on the card recharges. Mr. Campbell recommended this package to include 5,000 Christmas cards. John Crow made a motion to approve Mr. Campbell's recommendation. Kenneth Pruitt seconded and all were in favor.

10. DISCUSS AND CONSIDER THE FOLLOWING REQUESTS FOR WATER TAPS OUTSIDE THE CITY LIMITS:

DUSTIN MARTINEK	EAST HIGHWAY 64	(1)	2"
JASON ADAMS	VZ 2205 (MILL CREEK RD)	(1)	3/4"
B. R. BASS	VZ 2206	(1)	3/4"

Mr. Mallory informed the Council there would be no problems supplying water to the locations on VZ 2205 and VZ 2206 however, the six inch line has not been completed on Highway 64 and he could not recommend approving the Highway 64 request until the project was completed which should not be too much longer. He also stated he would be meeting with Mr. Davis, the Highway 64 location property owner the following week.

Bob Alexander made a motion to approve the requests from Mr. Jason Adams and Mr. B. R. Bass and to deny the request from Mr. Martinek at this time. Ron Sanford seconded and all were in favor.

11. DISCUSS AND CONSIDER ENTERING INTO A SERVICE AGREEMENT WITH THE CANTON CHAMBER OF COMMERCE PERTAINING FUNDS DERIVED FROM HOTEL/MOTEL TAX - The Council reviewed the proposed service agreement and Mr. Mallory informed them the agreement had been revised to comply with the present operating procedures. John Crow made a motion to enter into the agreement. Kenneth Pruitt seconded and all were in favor.

12. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO THE ADOPTION OF A PUBLIC FUNDS INVESTMENT POLICY - This item was tabled and will be considered during the September 21, 1995 Called Meeting.

13. DISCUSS AND CONSIDER POLICY PERTAINING TO THE USE OF THE CANTON FIRING RANGE BY PERSONS AND/OR GROUPS OTHER THAN LAW ENFORCEMENT AGENCIES - Mr. Mallory informed the Council of requests received from individuals to use the firing range for firearm classes. Mr. Mallory and Police Chief Ron Carroll had concerns in allowing this as the range is not set up for public use with special consideration to meeting ADA requirements, liability demands, etc. Mr. Mallory recommended the Council set a policy that the range shall be used

only by law enforcement agencies. Ronnie Fugate so moved, seconded by Ron Sanford and all were in favor.

14. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO JUNK VEHICLES, LOTS, AND STRUCTURES TO INCLUDE PROGRESS UPDATES ON THE FOLLOWING RENOVATIONS:

    A. 1212 BIG ROCK - MR. STEVE BOX
    B. 1342 SHADY LANE - MR. STEVE BOX
    C. 657 S. BUFFALO - MS. MARY LOU ALLEN

    Mr. Mallory informed the Council the Board of Adjustment would be meeting on Thursday, September 21st to review the status of the properties. The Big Rock location is complete and the Shady Lane location is near completion, outside being complete with some work to be done on the inside. Mr. Mallory stated his concerns with the foundation at the Buffalo location and was informed the property owner would not consent to a walk-thru inspection. Mrs. McCarty asked what steps were taken during inspections and expressed concerns of the shed in the back yard at the Big Rock location. Mr. Lucas explained the inspection procedures and promised to inspect the shed.

15. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO STREET PROJECTS - Mr. Mallory informed the Council that the water and sewer lines are being relaid on Dodson Street and that the project will consist of the same steps taken on Curry and Curry Lane. He will be meeting with the residents of Dodson Street on Monday at 6:00 p.m. to inform them of the upcoming construction plans.

    Mr. Mallory also informed the Council that engineering studies are being done on Big Rock and Woodland, both of which will need complete reconstruction. He asked that the street committee meet sometime within the next 30 days to discuss street priorities.

16. DISCUSSION PERTAINING TO OLD AND NEW BUSINESS FOR PLACEMENT ON FUTURE AGENDAS - Ronnie Fugate asked that the Fireworks Ordinance amendment be considered during the October or November Regular Meeting and that an ordinance be considered pertaining to the number of units allowed per water/sewer taps.

    A closed or executive session will follow pursuant to TEX. REV. CIV. STAT. ANN. ART. 6252.17 Sections 2(f) and 2(g).

17. EXECUTIVE SESSION - The Council retired to executive session at 7:43 p.m. for discussion of the following:

    A. DISCUSSION PERTAINING TO PROPERTY MATTERS
    B. DISCUSSION PERTAINING TO PERSONNEL MATTERS

18. RECONVENE TO OPEN SESSION TO TAKE ANY ACTION REQUIRED PURSUANT TO DISCUSSION IN EXECUTIVE SESSION - The Council reconvened to open session at 8:10 p.m. with no action being taken pursuant to discussion in executive session.

19. ADJOURN - There being no further items for discussion, the meeting adjourned at 8:11 p.m.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary

CALLED MEETING
6:30 P.M., THURSDAY, SEPTEMBER 21, 1995

The Canton City Council met at the above named date and time in the City Hall Council Chambers with Mayor Jack Etheridge presiding. All members were present as follows: Ronnie Fugate, Ron Sanford, John Crow, Kenneth Pruitt, and Bob Alexander.

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Etheridge

2. INVOCATION - Councilman John Crow

3. DISCUSS AND CONSIDER BIDS RECEIVED FOR THE PURCHASE OF THREE (3) POLICE VEHICLES - The bids received for the vehicles were as follows:

Canton Motors, Inc.	Crown Victorias	$19,394.00 each
Arendale Ford Sales, Inc.	Crown Victorias	$17,846.00 each

Following discussion and possible need of extended warranty, the Council asked to table this item until which time additional information could be obtained.

4. CONSIDER ADOPTION OF ORDINANCE LEVYING TAXES FOR 1995-1996 FISCAL YEAR - Kenneth Pruitt made a motion to adopt the following captioned ordinance levying a tax rate of $0.00 per $100 valuation.

AN ORDINANCE LEVYING TAXES FOR ALL TAXABLE PROPERTY IN THE CITY OF CANTON, TEXAS FOR THE ENSUING FISCAL YEAR COMMENCING ON THE FIRST DAY OF OCTOBER, 1995, AND ENDING THE 30TH DAY OF SEPTEMBER, 1996.

John Crow seconded and all were in favor.

5. DISCUSS AND CONSIDER ADOPTION OF PUBLIC FUNDS INVESTMENT POLICY - Kenneth Pruitt made a motion seconded by John Crow to adopt the proposed City of Canton Investment Policy deleting Section II-B. All were in favor.

6. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO DOWNTOWN WATER TOWER - Mr. Mallory reviewed a proposal from Pittsburg Tank & Tower Co., Inc. Should the tank be used in the water distribution system, OSHA codes would need to be met and the cost would be $49,686.00. However, for $19,250.00 they would clean and paint the interior and exterior, including a basic logo design. Mr. Mallory explained OSHA codes would not be necessary to meet as the tower would not be used to store water for water distribution.

The Council discussed the previous requests from citizens wishing to keep the water tower and John Crow made a motion that the City be responsible for no more than one-half the cost of $19,250.00, upon the receipt of the other half from private contributions/fund raisers, etc., with construction not beginning until the half is raised. Bob Alexander seconded and all were in favor.

7. ADJOURN - There being no other agenda items, the meeting adjourned at 6:55 p.m.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary

REGULAR MEETING
6:30 P.M., TUESDAY, OCTOBER 17, 1995

The Canton City Council met at the above named date and time in the City Hall Council Chambers with Mayor Etheridge presiding. All members were present as follows: Ronnie Fugate, Ron Sanford, John Crow, Kenneth Pruitt, and Bob Alexander.

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Jack Etheridge

2. INVOCATION - Councilman Ronnie Fugate

3. CONSIDERATION TO APPROVE MINUTES - Kenneth Pruitt made a motion to approve the minutes as written. Ron Sanford seconded and all were in favor.

4. CONSIDERATION TO APPROVE FINANCIAL STATEMENTS - Following Johnny Mallory's oral review, Bob Alexander made a motion to approve the September 30, 1995 Financial Statements. Kenneth Pruitt seconded and all were in favor.

5. GUEST ITEMS - Mayor Etheridge and Police Chief Ron Carroll presented retiring Police Officer Gene Wilhite with plaques from the City and Police Department in appreciation of his dedicated service.

   Mr. Steve Sweetman of Real Deal Outlet addressed the Council with concerns of signs placed on Interstate 20 during First Monday Weekend directing traffic to exits other than Highway 19, hindering his business located on Highway 19. Mr. Sweetman expressed his understanding that safety must be the first concern, however, felt the redirection created bottlenecking on Highways 64 and 17. He also expressed concerns regarding the method of constructing the new bridge in future plans. Councilman Pruitt stated the number of accidents on Highway 19 at Interstate 20 had dropped from 160 to 0 since the placement of the traffic lights and re-striping. He and Mr. Mallory deliberated on the State's plans and present traffic studies and invited Mr. Sweetman to attend the next meeting with local officials and the State pertaining to traffic control and safety.

   Mr. Howard Buck and his son informed the Council the new street work done on the "hill" of the First Monday Park has not helped to entice shoppers to the "older area." Mr. Buck offered some suggestions such as placing unreserved vendors in the area. Councilman Alexander assured Mr. Buck the First Monday Committee is presently in some negotiations which should enhance the area, and that if the negotiations fell through, other options would be considered.

6. DISCUSS AND CONSIDER REQUEST FROM THE CANTON SOFTBALL LEAGUE TO NAME THE FIELD AT THE CITY LAKE PARK - Councilman John Crow explained the Fire Department Softball League would like to name the large lighted field at the Old City Park in memory of Ron Anderson, the fireman who recently died in an automobile accident. Ronnie Fugate made a motion to name the field Anderson Field. John Crow seconded and all were in favor.

7. DISCUSS AND CONSIDER REQUEST FROM MR. BONNY SUMNER TO CHANGE THE ZONING FROM BUSINESS TO FIRST MONDAY BUSINESS 2 ON PROPERTY LOCATED ON HIGHWAYS 64 AND 19 - Johnny Mallory informed the Council of the Planning & Zoning Committee's recommendation to change the zoning to First Monday Business 1 on the requested property. Mr. Sumner was present and stated the First Monday Business 1 was satisfactory with him. Ron Sanford made a motion to change the zoning from Business to First Monday Business 1 on Mr. Sumner's property north on Highway 19 from the intersection at Highway 64 and east on Highway 64 from the same intersection. Ronnie Fugate seconded and all were in favor.

8. DISCUSS AND CONSIDER REQUEST FROM MR. & MRS. CHARLES DUKE TO CHANGE THE ZONING FROM RESIDENTIAL TO BUSINESS 1 AT 901 S. HIGHWAY 19 - Mr. Mallory reviewed the aforementioned request, and stated the

request is located in the strip along Highway 19 which has a standing recommendation from the Planning & Zoning Committee to change the zoning to Business 1. Councilman Fugate expressed concern from one property owner on Pacific on commercial traffic. Mr. Mallory explained an ordinance is recorded pertaining to weight limits on residential streets and primary access to the property is off Highway 19. Bob Alexander made a motion to approve the zoning request and Ron Sanford seconded. All were in favor and Ronnie Fugate asked that the property owner be made aware of the weight limits and also to place a sign pertaining to such on Pacific Street.

9. DISCUSS AND CONSIDER AN ORDINANCE PASSED MARCH 16, 1982 PERTAINING TO PUBLIC AMUSEMENT AND THE POSSIBILITY OF AMENDING SUCH - Johnny Mallory brought to the Council's attention an ordinance on the city books pertaining to permits, inspections, etc. for businesses housing any type of coin vending game machines, coin operated pool tables, etc. Mr. Mallory explained there are businesses presently falling under this ordinance which have not been required to obtain permits. He also asked the Council's direction in either enforcement of the ordinance or amending the ordinance. Ronnie Fugate moved to table this item and have the staff review and present needed and/or proposed amendments. Bob Alexander seconded and all were in favor. Bob Alexander also suggested a permit fee of $10.00 for those businesses with less than three coin operated games.

10. DISCUSS AND CONSIDER ACCEPTING A PETITION FOR ANNEXATION OF 2 ACRES LOCATED ON THE NORTHEAST CORNER OF INTERSTATE 20 AND HIGHWAY 19 - MR. CHARLES FEATHERSTON - Mr. Mallory explained the property is located just north of the Texaco on Highway 19. Bob Alexander made a motion to accept the petition and begin annexation proceedings. Ronnie Fugate seconded and all were in favor.

11. DISCUSS AND CONSIDER AMENDING ORDINANCE #93-12 PERTAINING TO WATER RATES AND THE ASSESSMENT OF AN AMBULANCE SERVICE FEE - Mr. Mallory presented a proposed ordinance amending water rates by decreasing the minimum from 3,000 gallons to 1,500 gallons, charging $2.10 per thousand for usage of 1,501 to 10,000 gallons, and $2.20 per thousand for usage or 10,000 gallons. The ordinance also included the ambulance fee presently charged to customers on city water. Ron Sanford made a motion to adopt the ordinance. Kenneth Pruitt seconded. Those in favor were Ron Sanford, Kenneth Pruitt, and John Crow. Those opposed were Ronnie Fugate and Bob Alexander. Motion carried.

12. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO THE POLICY OF INTERSECTION SOLICITATIONS - Police Chief Ron Carroll asked the Council to consider prohibiting any solicitations at all intersections within the city, expressing concern of safety. Chief Carroll stated the Highway Department had previously recommended the same. Bob Alexander asked the staff to prepare a written recommendation/policy for the next Council meeting, and that the Council members contact the staff with their input. The remaining Council members agreed.

13. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO FIRST MONDAY PARKING AND RIGHT OF WAY USAGE - Councilman Alexander expressed concern with vendors setting up canopies, tents, etc. on the right-of-ways, with primary concern being on Highway 64 and Highway 19. He expressed a need to control such inside the city limits in hopes of also discouraging the right-of-way use outside the city limits. The Council was in agreement to enforce the existing ordinance.

14. DISCUSS AND CONSIDER A POSSIBLE EMPLOYEE HEALTH & WELLNESS PROGRAM - Councilman Alexander suggested the City look into a Health & Wellness program offered by Mother Frances Hospital and to consider paying up to a given amount for employees wishing to participate in a program to quit smoking on a

one time basis. The Council asked Julie Jackson to contact Mother Frances Hospital and obtain information on the program and cost.

15. DISCUSS AND CONSIDER PASSING A RESOLUTION REQUESTING THE STATE OF TEXAS TO QUIT-CLAIM INTEREST AND RELEASE SURPLUS RIGHT OF WAY ON STATE HIGHWAY 243 - Mr. Mallory explained the surplus right-of-way is located along Highway 19 in the Pizza Hut/Sonic area. When questioned, Mr. Mallory confirmed the property in question did not extend North across the entrance to the shopping center. Kenneth Pruitt made a motion to approve the resolution. John Crow seconded and all were in favor.

16. DISCUSS AND CONSIDER PASSING A RESOLUTION AUTHORIZING THE CITY'S PARTICIPATION WITH OTHER GTE CITIES IN AN EFFORT TO DRAFT AND NEGOTIATE A MUNICIPAL FRANCHISE ORDINANCE - Mr. Mallory explained the GTE/Contel Cities Steering Committee formed in a coalition to draft a new GTE Franchise Ordinance and by joining forces, the group would have more negotiation power with GTE. Mr. Mallory recommended the City do so at a cost of $150.00. Bob Alexander made a motion to approve the expenditure and the resolution authorizing the city's participation. Ronnie Fugate seconded and all were in favor. Mayor Etheridge appointed Bob Alexander to serve on the committee as Canton's authorized representative.

17. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO STREET PROJECTS - Mr. Mallory updated the Council as to the status of improvements on Dodson Street and a meeting was scheduled for October 28, 1995, at 9:00 a.m. for the Street Committee to review and consider upcoming projects.

18. DISCUSSION PERTAINING TO OLD AND NEW BUSINESS FOR PLACEMENT ON FUTURE AGENDAS - Kenneth Pruitt asked for an update on everything the City has asked legal counsel to review, draft, amend, etc. Johnny Mallory informed the Council of the need for a work session in the near future concerning building, electrical, fire, and plumbing codes. The staff also informed the Council the proposed Firework Ordinance amendment would be ready for consideration during the November meeting.

A closed or executive session will follow pursuant to TEX. REV. CIV. STAT. ANN. ART. 6252.17 Sections 2(f) and 2(g).

19. EXECUTIVE SESSION - The Council retired to executive session at 8:02 p.m. for discussion on the following:

    A. DISCUSSION PERTAINING TO LEASE PROPERTY MATTERS
    B. DISCUSSION PERTAINING TO PERSONNEL MATTERS

20. RECONVENE TO OPEN SESSION TO TAKE ANY ACTION REQUIRED PURSUANT TO DISCUSSION IN EXECUTIVE SESSION - The Council reconvened at 8:30 p.m. Bob Alexander made a motion to authorize the City Manager to execute a lease with the radio station on 2.36 acres of land in the Industrial Park as opposed to the previous lease of 1.50 acres. Ronnie Fugate seconded and all were in favor.

21. ADJOURN - There being no further items for discussion, the meeting adjourned at 8:35 p.m.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary

CALLED MEETING
5:30 P.M., THURSDAY, OCTOBER 26, 1995

The Canton City Council met at the above named date and time in the City Hall Council Chambers with Mayor Etheridge presiding. All members were present as follows: Ronnie Fugate, Ron Sanford, John Crow, Kenneth Pruitt, and Bob Alexander.

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Pro-tem Kenneth Pruitt
2. INVOCATION - Councilman Ronnie Fugate
3. CONSIDERATION TO RESCHEDULE THE NOVEMBER REGULAR CITY COUNCIL MEETING FROM NOVEMBER 21, 1995 TO NOVEMBER 28, 1995 - Ronnie Fugate made a motion to hold the November regular meeting on November 28, 1995. John Crow seconded and all were in favor.

   A closed or executive session will follow pursuant to TEX. REV. CIV. STAT. ANN. ART. 6252.17 Section 2(f).
4. EXECUTIVE SESSION - The Council retired to executive session for discussion with the Canton Industrial Development Board pertaining to the Industrial Property and proposed contracts.
5. RECONVENE TO OPEN SESSION TO TAKE ANY ACTION REQUIRED PURSUANT TO DISCUSSION IN EXECUTIVE SESSION - The Council reconvened at 5:50 p.m. Councilman Alexander made a motion to have a document drafted and signed stating that should the deed restrictions on the industrial property be challenged prior to their removal, the City will indemnify the purchaser for the amount of the title policy if the policy did not cover the challenge. John Crow seconded and all were in favor.
6. ADJOURN - There being no further items for discussion, the meeting adjourned at 6:00 p.m.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary

CALLED MEETING
6:30 P.M., THURSDAY, NOVEMBER 2, 1995

The Canton City Council met at the above named date and time in the City Hall Council Chambers with Mayor Jack Etheridge presiding. Members present were Ronnie Fugate, Ron Sanford, Kenneth Pruitt, and Bob Alexander. John Crow was absent.

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Etheridge
2. INVOCATION - Councilman Bob Alexander

   A closed or executive session will follow pursuant to TEX. REV. CIV. STAT. ANN. ART. 6252.17 Section 2(g).
3. EXECUTIVE SESSION - The Council retired to executive session to meet with a citizen pertaining to personnel matters.
4. RECONVENE TO OPEN SESSION TO TAKE ANY ACTION REQUIRED PURSUANT TO DISCUSSION IN EXECUTIVE SESSION - The Council reconvened at 8:00 p.m. with no action taken pursuant to discussion in executive session.

5. CONSIDER ACCEPTING PETITIONS FOR ANNEXATION OF APPROXIMATELY 40 ACRES ALONG EAST HIGHWAY 64 - Mr. Mallory presented a petition for annexation from Mr. Bruce Davis and explained the petition excluded the 20 acres Mr. Davis leases to "Wild Willie." Ronnie Fugate made a motion to accept the petition and begin annexation proceedings. Bob Alexander seconded and all were in favor.

6. CONSIDER REQUEST FOR USE OF THE CIVIC CENTER FOLLOWING THE DECEMBER 9, 1995 CHRISTMAS PARADE - The Council reviewed a written request from the Christmas Parade Co-Chairpersons, John and Donna Thompson. Said request being for the use of the Civic Center following the parade. Ronnie Fugate made a motion, seconded by Kenneth Pruitt to co-sponsor the activities by allowing use of the center. All were in favor.

7. CONSIDER APPROVING A THIRTY FOOT ELECTRIC UTILITY EASEMENT TO NEW ERA COOP NEAR FM 2909 - Mr. Mallory explained the easement New Era Coop is requesting runs is on Mill Creek Reservoir property along the back side on VZ 2909 to service one customer at this time. Councilman Alexander stated he was not opposed to giving the easement however, felt the need of a street franchise agreement as with other utility companies. He stated the agreement could be for a nominal fee such as a percentage of receipts which would be nominal at this time with only one customer. Bob Alexander then made a motion to grant the easement upon City Manager Johnny Mallory negotiating a franchise agreement with New Era Coop. Ronnie Fugate seconded and all were in favor with the exception of Kenneth Pruitt who abstained. Motion carried.

8. ADJOURN - There being no other agenda items, the meeting adjourned at 8:15 p.m.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary

REGULAR MEETING
6:30 P.M., TUESDAY, NOVEMBER 28, 1995

The Canton City Council met at the above named date and time in the City Hall Council Chambers with Mayor Pro tem Kenneth Pruitt presiding. Members present were Ronnie Fugate, Ron Sanford, John Crow, and Bob Alexander. Mayor Jack Etheridge was absent.

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Pro tem Kenneth Pruitt

2. INVOCATION - Councilman Ronnie Fugate

3. CONSIDERATION TO APPROVE MINUTES - Bob Alexander made a motion to approve the following minutes as written: August 22, 1995 Called Meeting, August 29, 1995 Called Meeting, September 5, 1995 Called Meeting, September 21, 1995 Called Meeting, October 17, 1995 Regular Meeting, October 26, 1995 Called Meeting and November 2, 1995 Called Meeting. Ron Sanford seconded and all were in favor.

4. CONSIDERATION TO APPROVE FINANCIAL STATEMENTS - Following Johnny Mallory's oral review, John Crow made a motion to accept the October 31, 1995 Financial Statements. Bob Alexander seconded and all were in favor.

5. GUEST ITEMS - Dale Hester, representing the Rotary Club, expressed their appreciation for the City's support in the flag program.

   Mr. Brewer informed the Council he owns the property housed by Country Nurses on the south side of the square and related access problems due to congested parking on the square. Mr. Brewer explained the needs of this business to get in and out quickly with medical supplies and requested assistance with their parking needs. The Council discussed temporary signs for First Monday weekends, a designated loading zone, parking meters, more stringent enforcement of the two hour parking, etc. It was agreed to place this item on the December 19th Regular Meeting agenda.

6. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO FIRST MONDAY RULES AND REGULATIONS - MR. CLIFFORD FRANTZ - Kenneth Pruitt informed Mr. Frantz he had spoken with Mr. Waller, who Mr. Frantz had complaints about, and would like to have the First Monday Committee meet with both parties to resolve the problems. Mr. Frantz stated there was no way of working it out with Mr. Waller and discussed again Mr. Waller blocking water and electrical access on the First Monday grounds. Mr. Frantz further stated it was the City's responsibility to provide the water and electric utilities and if they could not, he shouldn't be charged for said utilities. Mayor Pro tem Pruitt again asked Mr. Frantz to meet with the Committee and Mr. Waller. Mr. Frantz said he would if the City could assure him the sub-leasing would be stopped, vehicles would stop parking on his lot(s), and the utilities would be available. Mr. Frantz briefly discussed other complaints about Mr. Waller such as setting up his own tent early and sub leasing with City employee knowledge. Kenneth Pruitt informed Mr. Frantz he had visited Mr. Waller's lots without notice on more than one occasion and did not spot any violations. Councilman Bob Alexander also assured Mr. Frantz as a Committee member, he would be happy to meet at the vendors convenience. Mr. Frantz ended by stating, "If you don't get this worked out, not meaning it as a threat, I'll take it to an attorney."

7. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO JUNK VEHICLES, STRUCTURES, LOTS, ETC. - MR. RONALD MINTZ - Mr. Mintz informed the Council he has lived on Highway 243 for twenty years and feels the existing ordinance pertaining to junk vehicles is extreme. Mr. Mintz stated he felt the Council should enforce the ordinance from one end of town to the other if they are going to enforce it at all. Mr. Mintz discussed vehicles parked on the curb on Forrest and undeveloped lots on Towles. Following discussion, the Council instructed Mr. Mallory to notify the property owner to clean up the lots on Towles 150 feet deep, the depth of the plotted lots.

8. DISCUSS AND CONSIDER REQUEST FROM MR. GARY GUTIERREZ TO CHANGE THE ZONING FROM RESIDENTIAL 1 TO BUSINESS 2 ON PROPERTY LOCATED AT 951 W. DALLAS - Mr. Mallory explained this agenda item should have read change to Business 1 rather than Business 2. The Planning and Zoning Committee met earlier this same day and recommended the zoning be changed to Business 1. Ron Sanford made a motion to approve the change. Bob Alexander seconded and all were in favor.

9. PUBLIC HEARING ON CONTEMPLATED ANNEXATION OF TWO (2) ACRES OFF THE NORTHEAST CORNER OF HIGHWAY 19 AND INTERSTATE 20 - MR. CHARLES FEATHERSTON - Mayor Pro tem Kenneth Pruitt opened the public hearing. No one was present to speak in favor or against the contemplated annexation. The public hearing was then closed. The second public hearing will be held November 30, 1995, at 6:30 during a Called meeting.

10. PUBLIC HEARING ON CONTEMPLATED ANNEXATION OF APPROXIMATELY FORTY (40) ACRES ALONG EAST HIGHWAY 64 - MR. BRUCE DAVIS - Mayor Pro tem Kenneth Pruitt opened the public hearing. No one was present to speak in favor or against the contemplated annexation. The public hearing was then closed. The second public hearing will be held November 30, 1995, at 6:30 during a Called meeting.

11. DISCUSS AND CONSIDER AMENDING OR RESCINDING AN ORDINANCE PASSED MARCH 16, 1982 PERTAINING TO PUBLIC AMUSEMENT FACILITIES - Johnny Mallory informed the Council, after reviewing the existing ordinance several times, he feels the original intent and need no longer exists and suggested the Council rescind the ordinance. Mr. Mallory also stated the ordinance has been on the books with no enforcement over the past several years and could affect many of the businesses should it be enforced as written. Following a brief discussion of other regulating means through zoning, John Crow made a motion to rescind the City Ordinance passed, approved, and adopted on the 16th day of March, 1982, pertaining to public amusement facilities. Bob Alexander seconded and all were in favor.

12. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO THE POLICY OF INTERSECTION SOLICITATIONS - Mr. Mallory informed the Council a written policy prohibiting intersection solicitations would only be needed if the Council intended to allow it in some places or under certain circumstances. Should the Council wish not to allow such solicitations, only a motion and action would be required as it would be recorded in the minutes. Bob Alexander made a motion to prohibit intersection solicitations and to allow local or locally sponsored non-profit organizations to solicit at the east gate, main gate, and 859 entrance of the First Monday grounds. Motion to include prior approval from the City Manager and First Monday General Manager. Ron Sanford seconded. Following discussion, Councilman Alexander withdrew his motion.

    Councilman Alexander then made a motion to prohibit all intersection solicitations. Ronnie Fugate seconded and all were in favor.

13. DISCUSS AND CONSIDER AN ORDINANCE AMENDING ORDINANCE #93-03 PERTAINING TO THE DISCHARGE OF FIREWORKS - Mr. Mallory reviewed the proposed ordinance which would allow the discharge of fireworks on designated dates at a designated area. Ronnie Fugate made a motion to adopt the following captioned ordinance:

    AN ORDINANCE AMENDING ORDINANCE 93-03 PASSED BY THE CANTON CITY COUNCIL ON MARCH 16, 1993, BY PROVIDING FOR THE DISCHARGE OF FIREWORKS IN A DESIGNATED AREA ON DESIGNATED DATES; REPEALING ALL ORDINANCES OR SECTIONS IN CONFLICT THEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

    Ron Sanford seconded and all were in favor.

14. DISCUSS AND CONSIDER APPROVING AN ORDINANCE GRANTING NEW ERA ELECTRIC COOPERATIVE, INC. AN ELECTRIC LIGHT, HEAT, AND POWER FRANCHISE - Mr. Mallory reviewed the proposed franchise ordinance as discussed in a previous meeting. The franchise fee shall be 2% of gross or $100.00 per year, the greater of which. Bob Alexander made a motion, seconded by Ronnie Fugate, to adopt the franchise ordinance. All were in favor.

15. DISCUSS AND CONSIDER BIDS RECEIVED FOR THE PURCHASE OF THREE (3) POLICE VEHICLES - Mr. Mallory reminded the Council of bids opened in September, 1995, for the three vehicles, with action being postponed at that time. The bids received were as follows:

CANTON MOTORS	$19,394.00 each
ARENDALE FORD SALES, INC.	$17,846.00 each

    Ron Sanford made a motion to accept the low bid of $17,846.00 from Arendale Ford Sales, Inc. John Crow seconded. Those in favor were Ron Sanford, John Crow, and Ronnie Fugate. Bob Alexander opposed asking notation be made that his opposition was toward the vender and not the Police Department purchasing new vehicles. Motion carried.

16. DISCUSS AND CONSIDER BIDS RECEIVED FOR THE PURCHASE OF A ONE (1) TON TRUCK - Mr. Mallory explained the specifications on the truck were done

so for the Fire Department however, after bids were received, the Fire Department felt a need to revise the specifications and re-bid. Bob Alexander made a motion to reject all bids and re-bid with new specs. Ronnie Fugate seconded and all were in favor with the exception of John Crow who abstained.

17. DISCUSS AND CONSIDER RETAINING SERVICES FOR THE 1994-1995 AUDIT - Bob Alexander made a motion to retain the services of Hart, Hester, & Company, P.C. for the 1994-1995 audit. John Crow seconded and all were in favor.

18. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO STREET PROJECTS - Mr. Mallory gave a brief update on the status of Dodson, Forrest, and Industrial Drive improvements. Public Works Director Pete Lucas informed the Council signs would be placed on the west end of Tyler Street designating a 6 ton weight limit.. Mr. Lucas and Mr. Mallory informed the Council weights in excess of the 6 tons would destroy the improvements recently made on that section of the street. They also informed the Council of visiting with Mr. Lewis on the use of his wash bay at the Chevrolet dealership rather than allowing his employees to wash vehicles near and on the street as the constant amount of water standing and running on the street also causes extreme damage. A brief discussion was also held pertaining to immediate plans for Towles Street and the need of the Street Committee to again meet.

19. DISCUSSION PERTAINING TO OLD AND NEW BUSINESS FOR PLACEMENT ON FUTURE AGENDAS - Bob Alexander asked that a policy be drafted allowing local organizations, upon approval, to solicit at the east gate, main gate, and 859 entrance to the First Monday Park. The Council requested updates on the junk vehicles, lots, structures, etc. and the "Save the Water Tower" project. Mr. Mallory explained after the first of the new year, he would be able to dedicate needed time on the submission of fire, building, electric, and plumbing codes.

20. ADJOURN - There being no further items for consideration, the meeting adjourned at 8:05 p.m.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary

CALLED MEETING
6:30 P.M., THURSDAY, NOVEMBER 30, 1995

The Canton City Council met at the above named date and time in the City Hall Council Chambers with Mayor Pro tem Kenneth Pruitt presiding. Those present were Ronnie Fugate, Ron Sanford, and Bob Alexander. Mayor Jack Etheridge and Councilman John Crow were absent.

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Pro tem Kenneth Pruitt

2. INVOCATION - Councilman Ronnie Fugate

3. PUBLIC HEARING ON CONTEMPLATED ANNEXATION OF TWO (2) ACRES OFF THE NORTHEAST CORNER OF HIGHWAY 19 AND INTERSTATE 20 - MR. CHARLES FEATHERSTON - Mayor Pro tem Pruitt opened the second public hearing on the contemplated annexation. No one was present to speak in favor or against the contemplated annexation. The public hearing was then closed with final action to be considered during the December 19, 1995 Regular Meeting.

4. PUBLIC HEARING ON CONTEMPLATED ANNEXATION OF APPROXIMATELY FORTY (40) ACRES ALONG EAST HIGHWAY 64 - MR. BRUCE DAVIS - Mayor Pro tem Pruitt opened the second public hearing on the contemplated annexation. No one was present to speak in favor or against the contemplated annexation. The public hearing was then closed with final action to be considered during the December 19, 1995 Regular Meeting.

5. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO A PROPOSED YOUTH CENTER -Mrs. Shirley Hudson, President of the Canton Youth Foundation, presented plans for a proposed 98,000 square foot building to be located at the Old Canton City Park. Mrs. Hudson estimated it would cost $200,000 to build the youth center, which would include a room for video games, two study/music rooms, open conversation areas, ping-pong, pool and air hockey games, a large-screen tv, stage, kitchen, director's office and two restrooms.

   Mrs. Hudson stated that with a donation of $50,000 from the City of Canton, the remainder of the building cost could be financed on a ten year note at an interest rate of approximately 6 1/4% with the City's backing. Mrs. Hudson believed the income from video games and other events could support the note payment and operations, provided the City would donate the youth center director's salary.

   The Council expressed their support of a youth center and appreciation to the Canton Youth Foundation for their efforts in preparing the proposal. The Council also expressed concern regarding negative responses they have received and their need in hearing from citizens in favor of a youth center. The Council asked that this item be placed on the December 19, 1995 Regular Meeting agenda and to encourage the Canton citizens to attend. They also agreed they would be more comfortable committing the funds and efforts if the Foundation could raise $25,000 in pledges by the December 19th meeting to demonstrate the community's interest in building a local youth center.

6. ADJOURN - There being no further items for discussion, the meeting adjourned.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary

CALLED MEETING
6:30 P.M., THURSDAY, DECEMBER 14, 1995

The Canton City Council met at the above named date and time in the City Hall Council Chambers with Mayor Jack Etheridge presiding. All members were present as follows: Ronnie Fugate, Ron Sanford, John Crow, Kenneth Pruitt, and Bob Alexander.

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Jack Etheridge

2. INVOCATION - Councilman John Crow

3. DISCUSS AND CONSIDER BIDS RECEIVED FOR INDUSTRIAL DRIVE STREET IMPROVEMENTS - City Manager Johnny Mallory reviewed the following three bids with the Council:

Simon Traylor & Sons - Jacksonville, TX	$48,892.00
Reynolds & Kay - Tyler, TX	$37,848.80
All-Tex Paving, Inc. - Dallas, TX	$47,795.50

Bob Alexander made a motion to accept the bid from Reynolds & Kay in the amount of $37,848.80. Kenneth Pruitt seconded and all were in favor.

4. DISCUSS AND CONSIDER BIDS RECEIVED ON A ONE TON PICK UP FOR THE FIRE DEPARTMENT - Councilman Ron Sanford reviewed the three bids received as follows:

	Lewis Chevrolet	Steakley Chevrolet	Canton Motors
'96 Cab & Chassis per specs	$22,790.00	$22,880.00	$25,522.00
4x4 Diesel/Manual Trans.	$21,989.00	$21,998.00	$24,697.00
4x4 Gas/Automatic Trans.	$20,825.00	$20,902.00	$22,332.00
4x4 Gas/Manual Trans.	$20,159.00	$20,257.00	$21,507.00
2x4 Diesel/Manual Trans.	$20,190.00	$20,210.00	$20,597.00
2x4 Diesel/Automatic Trans.	$21,040.00	$21,130.00	$21,422.00
2x4 Gas/Manual Trans.	$18,220.00	$18,305.00	$17,407.00
2x4 Gas/Automatic Trans.	$19,090.00	$19,160.00	$18,232.00

Councilman Sanford recommended the City purchase a two-wheel drive, gas engine, with automatic transmission for the Fire Department. Kenneth Pruitt made a motion to accept the bid from Canton Motors in the amount of $18,232.00. Bob Alexander seconded and all were in favor.

5. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO THE "RAP" PROGRAM - The Chief Juvenile Probation Officer, Mr. Bobby Colacino, presented an informative report pertaining to the Rehabilitative and Adjustment Program (RAP) his office is developing for the increasing juvenile delinquent conduct throughout Van Zandt County. He commended the Council on their support of a youth center and discussed programs to deter delinquent conduct from the community's youth. His office is presently working on a strategic plan to begin programs designed for first offenders, parenting, inter-mediate sanction, juvenile justice education, and drug and alcohol abuse. Mr. Colacino informed the Council of the difficulties in retaining delinquent youths as facilities are contracted outside Van Zandt County. He asked the Council's support in a plan to provide a multi-service facility within Van Zandt County, which would be funded by the State and grants. Mr. Colacino stressed he was not asking for funds, only the Council's support. He also presented a Cooperative Agreement for Community Service Restitution between the Community Service Restitution Program of the Van Zandt County Juvenile Probation Department and the City of Canton. Said agreement would allow his office to provide and supervise juveniles for community service projects through the City.

The Council discussed the progress Mr. Colacino's office has made and the amount of loss throughout the county when repeat offenders are immediately placed back on the street and commit crimes of stealing, vandalizing, etc. Kenneth Pruitt made a motion to enter into the Community Service Restitution Program and to provide needed support in the Juvenile Probation Department's efforts toward attaining or building a facility. Ronnie Fugate seconded and all were in favor.

6. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO APPROVAL OF FM RD. 859 PARKING LOT PARTICIPANTS FOR 1996 - The Council reviewed the initial list of 1996 participants as well as the guidelines. Bob Alexander made a motion to approve the list and add the Canton Youth Foundation in conjunction with the Parks Committee. Kenneth Pruitt seconded and all were in favor.

7. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO OBTAINING A DRUG DOG FOR THE POLICE DEPARTMENT - Police Chief Ron Carroll informed the Council of correspondence with a Dog Training Academy in Leander, Texas. The Chief discussed a sale the academy has until December 20, 1995, in which a drug dog could be purchased for $3,000 which would include two weeks of training for the officer to be in charge of the dog. A dual-purpose (narcotic and tracking) dog can be purchased for $3,500., including the training. Chief Carroll requested the

Council consider purchasing a dual purpose dog and discussed the benefits of such an animal. He also discussed other factors to consider in maintaining a successful program, including selection of an officer to be trained and in charge of the animal, building a facility for the animal at the officer's residence, and health maintenance. Bob Alexander made a motion to purchase a narcotic and tracking dog. Ron Sanford seconded and all were in favor.

An executive session followed pursuant to TEX. REV. CIV. STAT. ANN. ART. 6252.17 Section 2(f).

8. EXECUTIVE SESSION FOR DISCUSSION PERTAINING TO PROPERTY MATTERS

9. RECONVENE TO OPEN SESSION TO TAKE ANY ACTION REQUIRED PURSUANT TO DISCUSSION IN EXECUTIVE SESSION - The Council reconvened at 8:50 p.m. with no action taken pursuant to discussion in executive session.

10. ADJOURN - There being no further items for discussion, the meeting adjourned.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary

NOTICE OF REGULAR MEETING
6:30 P.M., TUESDAY, DECEMBER 19, 1995

The Canton City Council met at the above named date and time in the City Hall Council Chambers with Mayor Jack Etheridge presiding. Members present were Ron Sanford, John Crow, Kenneth Pruitt, and Bob Alexander. Ronnie Fugate was absent.

Discussion and action were as follows:

1. MAYOR'S WELCOME - Mayor Jack Etheridge

2. INVOCATION - Councilman Bob Alexander

3. CONSIDERATION TO APPROVE MINUTES - Kenneth Pruitt made a motion to approve the minutes of the November 28, 1995 Regular Meeting, November 30, 1995 Called Meeting and the December 14, 1995 Called Meeting as written. Ron Sanford seconded and all were in favor.

4. CONSIDERATION TO APPROVE FINANCIAL STATEMENTS - Following an oral review by City Manager Johnny Mallory, Kenneth Pruitt made a motion to approve the November 30, 1995 Financial Statements. Ron Sanford seconded and all were in favor.

5. GUEST ITEMS - Mr. Steve Sweetman of Real Deal Outlet addressed the Council concerning the signs on Interstate 20 directing traffic to alternate routes other than Highway 19 on First Monday weekends. He asked if the Council had requested the Department of Transportation to place the signs. Councilman John Crow stated the Council had asked for assistance due to complaints and the increasing number of accidents at Interstate 20 and Highway 19. The Department of Transportation came up with different avenues of assistance, one being the signs.

   Mr. Sweetman stated the wording does not give anyone an option and should possible state "Canton - Next 3 exits". He then asked who profits from parking lots when the traffic is diverted to Highway 64. Councilman Crow assured Mr. Sweetman the City's

parking lot off FM Rd. 859 was not a consideration in the traffic flow and if so, the city would have taken the lot away from the civic organizations which work the lot and receive a part of the revenue. Councilman Crow also stated he would not be opposed to asking the State to change the wording on the signs.

Mr. Sweetman then asked who would take credit pertaining to the enforcement of right-of-way usage. Councilman Alexander informed Mr. Sweetman he had been urging enforcement of the right-of-way usage ordinance for several months and that it was not a personal attack on him. Councilman Alexander explained the enforcement included safety factors as well as fairness and an equitable situation . Mr. Sweetman stated the line is now marked which was uncertain in the past and it was only measured along Highway 19 from Highway 64 to Interstate 20. He was then reassured by the Council that enforcement and measurement was being conducted on all State highways through Canton. Mr. Sweetman was then given a report of parking lot revenue comparing the present year to the previous as he had requested.

Mr. Joe Melia, a food concession vendor on the First Monday grounds, questioned whether a food court was being planned for development in the T-Section. Councilman Pruitt stated the Council had not been informed of anything definite from the property owners.

6. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO A PROPOSED CANTON YOUTH CENTER - Mrs. Shirley Hudson addressed the Council thanking them for the interest and support they have expressed in the youth center. Mrs. Hudson reported that since the committee's request for the City to contribute $50,000, co-sign the construction loan and budget the salary of a youth director and the City's challenge of the committee to obtain $25,000 in pledges, the committee had received 57 pledges totaling $26,141.40. Mrs. Hudson was pleased to report the committee had met and exceeded the challenge.

The Council turned the floor over to City Manager Johnny Mallory. Mr. Mallory informed them of his concerns with the availability of the $50,000 and the actual funds from the pledges being easily assessable upon construction. Mr. Mallory also expressed concerns regarding future expenses of the city as there is dire need of a new city hall/police department.

Councilman Ron Sanford expressed his admiration of what the committee is trying to accomplish however expressed concern with starting out so big. He extended an offer from the Volunteer Fire Department to allow the use of the Old VFW building located on Cherry Creek Road, rent free. Councilman Sanford stated the building could be a start for the youth center and improvements could be made less expensively, therefore no one would be out a tremendous amount of money should the youth center not be a success. Mrs. Hudson stated the committee was not interested in the building, she felt it was a poor location, and it would surely fail if started there. Mr. Hudson stated he feels the community is interested and believes the youth of Canton are worth $250,000, if needed.

Councilman Kenneth Pruitt expressed concern with the intended location being at the Old City Lake Park. He asked if an alternative site could be considered as he feels the center needs to be highly visible. Councilman Bob Alexander stated that he had always supported the city employees 100% however, if it came down to a youth center or a city hall, he would have to choose the youth center. Councilman John Crow stated he was all for a youth center and didn't feel any of the Councilmen were really opposed, except some were uncomfortable with the location. He also explained the city's need in looking into legal aspects of such a venture. Mrs. Hudson also told the Council the committee had not yet explored grants and other funding. Mr. Mallory stressed to the committee members and audience that he was not opposed to a youth center, however, his job is to consider and explore the best financial interest of the city as a whole.

Councilman Crow made a motion to carry this item to the January agenda allowing the City Manager, City Council, and Youth Center Committee to investigate alternate

sites. Kenneth Pruitt seconded. Those in favor were Ron Sanford, John Crow and Kenneth Pruitt. Bob Alexander opposed. The motion carried.

Mayor Etheridge called a 5 to 10 minute recess to allow audience members wishing to exit the time to do so.

7. DISCUSS AND CONSIDER ALL MATTER PERTAINING TO THE PARKING OF VEHICLES AROUND THE COURTHOUSE SQUARE - Discussion was held again pertaining to recent requests for loading zones around the square and complaints pertaining to violations of the two hour parking. Mr. Mallory explained that two spaces on each side of the square would be required for loading zones on each side and then discussed means of enforcement. He also informed the Council that he had checked into parking meters as previously requested by the Council and that each meter would cost approximately $200. Councilman Alexander stated the meters could more easily and efficiently be monitored by the police department and suggested $0.25 per 15 minute increments.

   Mrs. Betsy McCarty addressed the Council stating she operates a business on the square and has not had any parking problems except on First Monday weekends. Following more discussion, Councilman Alexander suggested requesting the newspaper to publish an article that the Council is considering parking meters and placing the item on the January agenda. Councilman Pruitt also suggested letters be mailed to the downtown merchants requesting their input. The Council was in favor and this issue will be placed on the January agenda.

8. DISCUSS AND CONSIDER REQUEST FOR THE USE OF THE CIVIC CENTER FOR A BENEFIT TO HELP THE MOORE FAMILIES - Mr. Earl Post of the Road to Hope Ministry, explained that Road to Hope with assistance from WalMart, is planning a fund raiser for the Moore family who recently lost everything they had in a house fire which also took the lives of two of their children. He stated no definite plans are made as they are wanting a very successful event, therefore, giving a lot of thought to the type of event and time. Mr. Post informed the Council the funds would be used to assist the Moore family and deposited into a recently established Relief Fund for assistance to other victims of disaster as needed in the future. Mr. Post explained some thoughts have been to have either an auction or a carnival with possibly charging $1.00 entrance fee. He explained their need of having an indoor facility such as the civic center to provide a more successful event in case of bad weather.

   Councilman Pruitt suggested he contact the Ministerial Alliance as the combined efforts of all would ensure a greater success. Mr. Post asked if the Ministerial Alliance not be interested in co-sponsoring, if the Council would still consider co-sponsoring with the Road to Hope Ministry. Kenneth Pruitt made a motion to table the item to provide Mr. Post the time to meet with the Ministerial Alliance and/or come back with a more definite plan to be considered during the January meeting. Ron Sanford seconded and all were in favor.

9. DISCUSS AND CONSIDER A SOLICITATIONS POLICY FOR THE FIRST MONDAY GROUNDS - First Monday General Manager Al Campbell reviewed a proposed policy explaining a lot would be designated at three gate locations on the First Monday park for solicitations by non-profit service organizations based in the City of Canton and dedicated for a specific project. The policy outlined application and approval procedures. Kenneth Pruitt made a motion seconded by Ron Sanford to approve the policy as written. All were in favor.

10. CONSIDER ADOPTING AN ORDINANCE ANNEXING TWO (2) ACRES OFF THE NORTHEAST CORNER OF HIGHWAY 19 AND INTERSTATE 20 - MR. CHARLES FEATHERSTON - Bob Alexander made a motion to adopt the ordinance annexing the aforestated property. Kenneth Pruitt seconded and all were in favor.

11. CONSIDER ADOPTING AN ORDINANCE ANNEXING APPROXIMATELY FORTY (40) ACRES ALONG EAST HIGHWAY 64 - MR. BRUCE DAVIS - Ron

Sanford made a motion to adopt the ordinance annexing the aforestated property. Kenneth Pruitt seconded and all were in favor.

12. DISCUSS AND CONSIDER BIDS RECEIVED FOR THE PURCHASE OF A ONE-TON PICK UP TO BE USED IN THE STREET DEPARTMENT - Johnny Mallory informed the Council of the three bids received which were as follows:

LEWIS CHEVROLET, Canton	$20,000.00
CANTON MOTORS, Canton	$20,058.00
WHITES TYLER FORD, Tyler	$18,943.75

The Council discussed the cost of taking vehicles out of town for service and the possible number of times this would be required. John Crow made a motion to accept the bid from Lewis Chevrolet for $20,000. Kenneth Pruitt seconded and all were in favor.

13. DISCUSS AND CONSIDER ENTERING INTO AN AGREEMENT WITH HALFF ASSOCIATES, INC. TO PROVIDE A BASE MAP OF CANTON WITH ZONING AND LAND USE INFORMATION - Mr. Mallory explained Halff Associates, Inc. would build a land use map for zoning, utilities, etc. Mr. Mallory stated the City does not have any mapping on computer at this time and the advantages of such with the capabilities of making changes to the map as they occur. John Crow made a motion to retain this service from Halff Associates, Inc. Kenneth Pruitt seconded. Following discussion, a vote was called and all were in favor. Motion carried.

14. DISCUSS AND CONSIDER ALL MATTERS PERTAINING TO STREET PROJECTS - Mr. Mallory gave an update regarding the construction on Forrest and Dodson streets. He also asked that a meeting be scheduled for the street committee to review the preliminary plans for Big Rock and the width of the street must be determined. The street committee agreed to meet the following Saturday morning at 9:00.

15. DISCUSSION PERTAINING TO OLD AND NEW BUSINESS FOR PLACEMENT ON FUTURE AGENDAS - There were no additional items at the present time.

16. ADJOURN - There being no further items for discussion, the meeting adjourned at 8:30 p.m.

Jack Etheridge, Mayor

ATTEST:

Michelle Wilson, City Secretary