



CITY COUNCIL MEETING AGENDA

The City Council of the City of Gun Barrel City, Texas will meet in a Regular Meeting in City Hall Council Chambers, located at 1716 W. Main Street Gun Barrel City, Texas, on Tuesday, June 23, 2026 at 6:30 PM.

- 1. CALL TO ORDER**
- 2. INVOCATION**
- 3. PLEDGE OF ALLEGIANCE**
- 4. ROLL CALL & QUORUM**
- 5. CITIZEN COMMUNICATIONS (Limited to three minutes)**

Pursuant to Texas Government Code section 551.007, members of the public may speak on any topic. Comments are limited to three minutes and no action may be taken by the Council. Any response from a member of the City Council to non-agenda comments is limited to a statement of specific factual information, a recitation of existing policy, or direction to staff for follow-up.

6. CONSENT AGENDA

All matters listed are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately. Consider approving the following reports:

- 6.A May 12, 2026 Special meeting minutes.
- 6.B May 27, 2026 Regular meeting minutes.
- 6.C EDC April 2026 financials.
- 6.D Ordinance No. O-2026-028, amending Chapter 70.
- 6.E Ordinance No. O-2026-029, amending Chapter 71.
- 6.F Ordinance No. O-2026-030, amending Chapter 72.
- 6.G Ordinance No. O-2026-031, amending Chapter 73.

6.H Ordinance No. O-2026-032, amending Chapter 75.

6.I Ordinance No. O-2026-033, amending Chapter 91.

6.J Ordinance No. O-2026-034, amending Chapter 92.

7. NEW BUSINESS

7.A Presentation of quarterly department reports including Fire Department (Colby McBride), Streets and Parks (Mike Howell), and Community Engagement (Brooke Atkinson).

7.B Public hearing to discuss the unsafe structure located at 295 Ben Lacy, Gun Barrel City, Texas. (Mayor)

7.C Consider and take action to determine whether the structure located at 295 Ben Lacy, Gun Barrel City, Texas is considered unsafe. (Building Official)

7.D Consider and take action to adopt Order - 295 Ben Lacy, making findings of fact and ordering the demolition of structures located at 295 Ben Lacy, Gun Barrel City, Texas. (Building Official)

7.E Presentation by City Secretary of certification of insufficiency of the referendum petition for Resolution No. R-2026-007 regarding application for SB224 Catalytic Converter grant received from Petitioners' Committee pursuant to Article VI of the City Charter. (City Secretary)

7.F Presentation by City Secretary of certification of sufficiency of the referendum petition for Ordinance No. O-2026-003 regarding animal control received from Petitioners' Committee pursuant to Article VI of the City Charter. (City Secretary)

7.G Consider and take action to adopt Ordinance No. O-2026-027 repealing Ordinance No. O-2026-003 regarding animal control. (City Secretary)

7.H Consider and take action to adopt Ordinance No. O-2026-025 amending the fiscal year 2025-2026 budget to include a fund balance of \$25,000 and allocate those funds into the Police Department. (April Burns)

7.I Consider and take action to spend up to \$7,100 from the Capital Improvement Fund to remove mini-splits and install a 2.5-ton HVAC unit at the Central Fire Station. (Fire Chief)

7.J Consider and take action to allow the City Manager to execute an agreement for Interim City Manager/EDC Director services with Strategic Government Resources (SGR). (City Manager)

7.K Presentation and discussion on an ordinance related to defining dead trees which

are hazardous to public facilities, including city buildings, sidewalks, easements and street right of way; power lines, light poles, utility appurtenances; or hazardous to surrounding houses and structures or present an immediate danger to residents of the property or adjacent property nuisance. (City Manager)

7.L Presentation and discussion on a proposed Social Media Participation Policy for City Council. (City Manager)

7.M Discussion regarding final draft of ordinances, Chapters 93-97. (City Manager)

8. ECONOMIC DEVELOPMENT

8.A Second reading of Resolution No. R-2026-012 approving a performance agreement by and between the Gun Barrel City Economic Development Corporation and Texas Plumbing Pros, LLC. in an amount not to exceed \$25,000. (EDC)

8.B Consider and take action to adopt Resolution No. R-2026-012 approving a performance agreement by and between the Gun Barrel City Economic Development Corporation and Texas Plumbing Pros, LLC. in an amount not to exceed \$25,000. (EDC)

9. ADJOURNMENT

The City Council reserves the right to adjourn into executive session at any time during the course of this meeting on any item on the agenda as long as it is within one of the permitted categories of the Texas Government Code.

Attest:

Approved:

Janet Dillard, City Secretary

Brian Crull, Mayor

I certify that this Notice of Meeting was posted in a glass-enclosed case in front of City Hall at 1716 West Main Street, Gun Barrel City, Texas, and available for viewing by the public three business days prior to the meeting, as well as at the City's website at www.gunbarrelcity.gov.

Janet Dillard, City Secretary

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary Office at (903) 887-1087 for further information.

STATE OF TEXAS
COUNTY OF HENDERSON
CITY OF GUN BARREL CITY

The City Council of the City of Gun Barrel City, Texas met in a Special Meeting in City Hall Council Chambers, located at 1716 W. Main Street Gun Barrel City, Texas, on Tuesday, May 12, 2026, at 5:00 PM.

1. CALL TO ORDER

City Council member, Jennifer Jacobs, called the meeting to order at 5:00 p.m. Roll was called and a quorum established. Members in attendance included Jennifer Jacobs and Robert Edwards. For the record, Section 67.004 of the Texas Election Code allows for two Council members to constitute a quorum.

2. ROLL CALL & QUORUM

3. CITIZEN COMMUNICATIONS (Limited to three minutes)

There were no citizen comments.

4. NEW BUSINESS

- 4.A Canvass votes for the offices of Council Place 2 (E), Council Place 4 (W), and the position of Mayor (At-large) and declare the results. (City Secretary)

City Secretary Janet Dillard provided stats from the May 2, 2026, general election.

May 2, 2026

Statistics

	TOTAL	Absentee	Early Voting	Election Day
Election Day Precincts Reporting	20 of 20	0	0	20
Precincts Complete	20 of 20	0	0	20
Precincts Partially Reported	0 of 20	0	0	0
Absentee/ Early Precincts Reporting	20 of 20	20	20	0
Registered Voters - Total	4,752			
Ballots Cast - Total	410	30	221	159
Ballots Cast - Blank	2	1	1	0
Voter Turnout - Total	8.63%			

Final numbers for the races were given. Brian Crull won the election with 279 votes, which accounted for 68.55% of the total. Amaris Faith received 128 votes, or 31.45%. Doug Lander won the election with 67 votes, which accounted for 59.29%

of the total votes cast. Chris Bayhi received 46 votes, or 40.71% and Matthew Proper was the sole candidate for place 4 and received 251 votes, which was 100% of the votes cast. Documents certifying the election results for each place were displayed and issued and the meeting adjourned.

5. ADJOURNMENT

The City Council adjourned at 5:06 p.m.

Attest:

Approved:

Janet Dillard, City Secretary

Brian Crull, Mayor

STATE OF TEXAS *

COUNTY OF HENDERSON *

CITY OF GUN BARREL CITY *

The City Council of the City of Gun Barrel City, Texas met in a Regular Meeting in City Hall Council Chambers, located at 1716 W. Main Street Gun Barrel City, Texas, on Wednesday, May 27, 2026, at 6:30 p.m.

1. CALL TO ORDER

Mayor Brian Crull called the meeting to order at 6:30 p.m. and gave the invocation followed by the Pledge of Allegiance.

2. INVOCATION

3. PLEDGE OF ALLEGIANCE

4. ROLL CALL & QUORUM

Roll was called and a quorum established. Members in attendance included Mayor Brian Crull, Mayor Pro-tem April Burns and City Council members Jennifer Jacobs and Robert Edwards. Rita Evans attended remotely with full AV capabilities.

5. CITIZEN COMMUNICATIONS (Limited to three minutes)

Amaris Faith on behalf of Micah Adams read a statement regarding their reasoning for the disannexation petition stating we receive no code enforcement so they no longer want to be subject to enforcement stating it is selective and pointless. Faith continued, stating there is no animal control in this town, only fines. The statement concluded informing Council we will not ask for permission or pay permit fees of any type for fencing as this is a security issue tied to their close proximity to Oak Harbor. Adams asked for disannexation or fencing, structure, livestock variances for our entire zone, mimicking the county's own rules further stating either way it goes, we are creating our own rules and are going to do what we want down there.

Danny Perkins, owner of Main Street Bar and Grill advised we are an entertainment business, we entertain people and that's what a bar does. We have to have people in there and we do a lot of things to bring people in. Perkins shared some of the entertainment machines they have including pool tables and bowling which bring lots of people in. Perkins further shared that not everybody goes to a bar just to sit down and get drunk, they come to socialize, have a good time and be entertained. Perkins advised he has 11 entertainment machines and it is crucial for us to maintain what we are doing. They have never had a problem and have a good clientele and want to remain in Gun Barrel and keep doing business.

Chris Bullard advised his business has about 500 different machines including pool tables and juke boxes and said although he is not against regulation, taking some of this

entertainment away you'll be taking huge amounts of volume/revenue that it takes to survive in the bar business away. Bullard advised he does not deal with the skill game machines, none of his machines deal out money, only entertainment.

6. CONSENT AGENDA

All matters listed are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately. Consider approving the following:

- 6.A April 14, 2026 Special meeting minutes.
- 6.B April 28, 2026 Regular meeting minutes.
- 6.C EDC March 2026 financials.
- 6.D Ordinance No. O-2026-015, amending Chapter 36 (Fire Department).
- 6.E Ordinance No. O-2026-016, amending Chapter 37 (Emergencies).
- 6.F Ordinance No. O-2026-017, amending Chapter 38 (Finance and Taxation).
- 6.G Ordinance No. O-2026-018, amending Chapter 39 (Records Management).
- 6.H Ordinance No. O-2026-019, amending Chapter 40 (Park and Recreation).
- 6.I Ordinance No. O-2026-020, amending Chapter 41 (Water and Wastewater Department).
- 6.J Ordinance No. O-2026-021, amending Chapter 42 (Procurement Policies and Procedures).
- 6.K Ordinance No. O-2026-022, amending Chapter 50 (Utilities Regulations).
- 6.L Ordinance No. O-2026-023, amending Chapter 51 (Solid Waste Management).
- 6.M Ordinance No. O-2026-024, amending Chapter 52 (Sewers).

[10:29] Mayor Brian Crull read all ordinance headers aloud and asked for a motion.

Jennifer Jacobs made a motion to accept the consent agenda as it. April Burns seconded, and all members voted yes to approve. Motion carries.

7. NEW BUSINESS

- 7.A Recognition of outgoing Council members. (Mayor)

Mayor Brian Crull thanked Rita Evans for her many years of service stating she has been a steward of this city for a long time.

- 7.B Judge Grace Wallace, Gun Barrel City Associate Judge, will administer the oaths of office and seat newly elected City Council members and Mayor. (Mayor)

Associate Judge, Grace Wallace swore in newly elected Council members, Doug Lander, Matthew Proper and Brian Crull and all members took their seat at the dais.

- 7.C Consider and take action to elect a Mayor Pro-tem per section 3.05 of the City Charter. (Mayor)

[23:13] Jennifer Jacobs nominated April Burns as Mayor Pro-tem, Robert Edwards seconded, and all members voted yes to approve. Motion carries.

- 7.D Recognition of the Gun Barrel City Beautification Committee as a Gold Star Affiliate honored for exceptional community improvement efforts from Keep Texas Beautiful. (Mayor)

[24:30] Mayor Brian Crull recognized the Beautification Committee for their achievement in receiving the Gold Star affiliate status for exceptional community improvement efforts from Keep Texas Beautiful.

- 7.E Presentation of quarterly department reports including Building and Code (Shannon Wiggins), Police, Dispatch and Animal Control (Keith Stephens) and Court (Grace Wallace).

Quarterly reports for months February, March and April were presented. Key highlights included property and evidence room audit underway in the Police Department and the TCIC/NCIC Warrant Audit completed. A total of \$101,678.36 was collected from the Court department and 445 warrants were resolved.

- 7.F Recognition of Court Clerk, Julie Kelley for receiving her Level 1 certified court clerk certification. (Associate Judge)

[35:32] Mayor Brian Crull presented Julie Kelly with her level one certified court clerk certification.

- 7.G Consider and take action to enter into a publicity and tourism agreement with Texas Bass nation youth to award a \$50,000 sponsorship from the Hotel/Motel tax fund in support of the 2026 Texas Bass Nation youth state championship tournament to be held at Cedar Creek Reservoir and Gun Barrel City in June 2026. (Community Engagement)

[36:53] Nathan Byerly presented his request for approval of a tourism agreement for the Texas Bass Nation Youth division for their annual championship taking place June 10-12, 2026. Key highlights included an estimate of 116 projected teams participating with about \$467,000 in total revenues. Byerly requested \$50,000 in support of tourism promotion, visitor engagement, regional event marketing, and destination branding.

Robert Edwards made a motion to take action to enter into a publicity and tourism agreement with Texas Bass nation youth to award a \$50,000 sponsorship from the Hotel/Motel tax fund in support of the 2026 Texas Bass Nation youth state championship tournament to be held at Cedar Creek Reservoir and Gun Barrel City in June 2026. April Burns seconded, and all members voted yes to approve. Motion carries.

- 7.H Consider and take action to enter into a Publicity and Tourism Agreement with the Lone Star Mower Racing Association (LSMRA) to award a \$4,000 sponsorship from the Hotel/Motel Tax Fund in support of the final LSMRA race to be held in Gun Barrel City in June 2026. (City Manager)

[54:52] City Manager, Dr. Angela Smith advised LSMRA holds races seven (7) times per year in Gun Barrel City. The final race will be held on June 20, 2026. LSMRA is asking for a \$4,000 sponsorship for this event to increase marketing and advertising for the final race of the year. LSMRA is adding vendors and additional food trucks to the event and will close the event with a short fireworks show. LSMRA operates with a volunteer team and does not charge attendees at the races. Over the last two years the races have gone from roughly 50 people in attendance to over 500 at the last race in May. Shari Charo, social media director, has been working to add live streams of each race and is working to expand advertising across Texas to drive additional attendance to the races in Gun Barrel City. The LSMRA event is a qualifying event as it put heads in beds and is a sporting event.

Jennifer Jacobs made a motion to enter into a Publicity and Tourism Agreement with the Lone Star Mower Racing Association (LSMRA) to award a \$4,000 sponsorship from the Hotel/Motel Tax Fund in support of the final LSMRA race to be held in Gun Barrel City in June 2026. April Burns seconded, and all members voted yes to approve. Motion carries.

- 7.I Consider and take action to adopt Resolution No. R-2026-011 authorizing the City Manager to close the certificate of deposit account numbers ending in 4821 and 4830 at First State Bank and transfer the proceeds to the city's general fund account to be held for future investment. (City Treasurer)

[1:01:34] Mayor Crull read the resolution header aloud. City Treasurer, Mickie Raney advised these are the final two CDs with First State Bank, by closing these and moving them to general fund, we will move them to Hilltop Securities and the interest rate right now is 3.59%, these were currently holding a .75% with

First State. A question was asked whether another discussion would be had regarding how much money we are moving. Smith confirmed this money is fluid and staff presented numbers at a prior meeting that they were going to keep on track with. It was noted that staff won't move any money that might need to be moved from capital improvement or different places until we're at the end of the budget cycle. Smith advised she can share the numbers that were presented at a prior meeting and this would not come back before Council.

April Burns made a motion to adopt Resolution No. R-2026-011 authorizing the City Manager to close the certificate of deposit account numbers ending in 4821 and 4830 at First State Bank and transfer the proceeds to the city's general fund account to be held for future investment. Robert Edwards seconded, and all members voted yes to approve. Motion carries.

- 7.J Public hearing to receive public input regarding a petition requesting disannexation of the Lakeside Acres subdivision from the corporate limits of Gun Barrel City. (Mayor)

[1:05:40] Mayor Brian Crull opened the public hearing.

Randy Gill of 222 E. Acres was under the impression this item was initiated by the city and stated, you'll be taking away our water, sewer and garbage with city prices. Gill concluded by stating we are one little neighborhood, we can't be costing you that much.

Deitra Moore of 100 Acres Loop stated the city has always stood by me when I've called and has no desire to go back to county stating that's going backwards. Moore encouraged citizens to make a call if they have a problem further stating the city cannot read minds if there are issues.

City Manager, Dr. Angela Smith confirmed these items are related to a petition to be disannexed, not the city requesting to disannex this neighborhood. Being no further comments, the hearing was closed.

- 7.K Consider and take action regarding a petition requesting disannexation of the Lakeside Acres subdivision from the corporate limits of Gun Barrel City. (City Secretary)

[1:10:40] City Secretary, Janet Dillard gave a timeline of events for the submitted petition. A total of 45 original signatures were submitted; staff was able to verify 31 of these. Staff mailed out 100 letters to property owners notifying residents of the request and providing them with an opportunity to provide feedback. Three email correspondences in opposition were received, one phone call and one in person visit opposing the petition request was shared. Dillard confirmed the Council had two options for consideration, denial of the

petition request or directive to proceed with the disannexation which would come back in the form of an ordinance.

A breakdown of calls for service from years 2024 through 2026 were shared noting more calls have been made in 2026 than prior years.

April Burns made a motion to deny the petition requesting the disannexation of the Lakeside Acres subdivision from the corporate limits of Gun Barrel City. Doug Lander seconded and all members voted yes to deny. Motion carries.

- 7.L Public hearing to discuss the unsafe structure located at 250 Overlook Trl., Gun Barrel City, Texas. (Mayor)

Mayor Brian Crull opened the public hearing, being there were no comments the hearing was closed.

- 7.M Consider and take action to determine whether the structure located at 250 Overlook Trail, Gun Barrel City, Texas is considered unsafe. (Building Official)

City Manager, Dr. Angela Smith advised this appeared on last months agenda to which it was tabled. This building is unsafe however the owners have pulled a demolition permit and plan to do the work themselves. This permit would allow them six months to do the work. It was confirmed that if we approve the order and that it is an unsafe structure, in six months if work is not complete it would not need to come back before Council for consideration and the city could proceed with its demo and lien process.

Matthew Proper made a motion to take action to determine the structure located at 250 Overlook Trail, Gun Barrel City, Texas is considered unsafe. Robert Edwards seconded and all members voted yes to approve. Motion carries.

- 7.N Consider and take action to adopt Order - 250 Overlook Trail, making findings of fact and ordering the demolition of structures located at 250 Overlook Trail, Gun Barrel City, Texas. (Building Official)

Mayor Brian Crull read the ordinance header aloud and asked for a motion.

Matthew Proper made a motion to take action to adopt order 250 Overlook Trail making findings of fact and ordering the demolition of structures located at 250 Overlook Trail, Gun Barrel City, Texas. Jennifer Jacobs seconded and all members voted yes to approve. Motion Carries. For the record, six months would be November 26, 2026.

- 7.O Discussion regarding an ordinance of the City Council of the City of Gun Barrel City, Texas, amending the Code of Ordinances of the City of Gun Barrel City by Amending Chapter 111 "Amusements" and replacing Section 111.01 "Coin-Operated Machines". (City Manager)

City Manager, Dr. Angela Smith advised the goal of this item is to come up with an ordinance that is correct for Gun Barrel. Proposed changes included the following:

- Updates definitions related to gaming machines – taking out claw/crane type games.
- Prohibiting amusement redemption machine games from existing outside of a licensed amusement redemption machine game room.
- Restricting an amusement redemption machine game room to only exist as an accessory use at a bar, nightclub, bingo hall or billiard hall.
- Prohibiting non-functional amusement redemption games from existing within a building that is not a licensed amusement redemption machine game room.
- Limits the number of amusement redemption machines to two (2) per licensed amusement redemption machine game room.
- Amends the annual license for amusement redemption machine game rooms as well as an application process, fees, terms, etc.
- Revokes all existing amusement redemption machine permits and amusement redemption machine game room licenses.

Smith provided a new definition: *Amusement redemption machine* means any electronic, electromechanical, or mechanical contrivance, including sweepstakes machines and “eight-liner” machines, designed, made, and adapted solely for bona fide amusement purposes, and that by operation of chance or a combination of skill and chance affords the user, in addition to any right of replay, an opportunity to receive exclusively non-cash merchandise prizes, toys, or novelties, or a representation of value redeemable for those items and is in compliance with Texas Penal Code section 47.01(4)(b)

Amusement redemption machine does not include:

1. A machine that awards the user non-cash merchandise prizes, toys or novelties solely and directly from the machine, including **claw, crane, or similar machines**; or
2. A machine from which the opportunity to receive non-cash merchandise prizes, toys or novelties, or a representation of value redeemable for those items, varies depending on the **user’s ability to throw, roll, flip, toss, hit or drop a ball or other physical objects into the machine or a part thereof, including basketball, golf, bowling or similar machines**. A representation of value means cash paid under authority of sweepstakes contestants as provided by the Texas Business and Commerce Code Section 43, or a gift certificate or gift card that is presented to a merchant in exchange for merchandise.

Discussion was had regarding beefing up the definitions for pool tables, claw machines and other machines that this ordinance wouldn’t necessarily set limitations for but would require permitting for. The limitation for these video

gaming machines was set at eight and Smith confirmed she will send to the attorney for a draft that will come back next month for consideration.

7.P Discussion regarding final draft of ordinances, Chapters 70-92. (City Manager)

City Manager, Dr. Angela Smith confirmed changes presented in chapters 70-92 sharing the following:

TRAFFIC CODE

Chapter 70 –General Provisions – Minor updates to language and designated party

Chapter 71 – Traffic Rules – Minor updates to language; update Commercial vehicle parking.

Chapter 72 – Parking Regulations – delete section about posting signs

Chapter 73 – Traffic Schedules – update language

Chapter 75 – Towing and Wrecker Services Regulations – add ability to remove wreckers that do not respond to calls; update who is responsible for inspecting locations and licenses.

GENERAL REGULATIONS

Chapter 91 – Fire Prevention; Fireworks – clarify enforcement of Fire Code; question related to enforcing smoking in a building near combustible materials

Chapter 92 – Health and Sanitation – update timeline for notices; Question for attorney on Commercial Vacant Structures – it is not currently enforced.

No discussion was had and it was noted that these would move forward to the city attorney and come back at a later meeting for adoption

8. ECONOMIC DEVELOPMENT

- 8.A First reading of Resolution No. R-2026-012 approving a potential performance agreement by and between the Gun Barrel City Economic Development Corporation and Texas Plumbing Pros, LLC for a Small Business Incentive Grant not to exceed \$25,000 to make interior and exterior improvements on a building located at 322 N. Gun Barrel Lane, Gun Barrel City, Texas. (EDC)

Mayor Brian Crull read the resolution header aloud. City Manager, Dr. Angela Smith, stated Texas Plumbing Pros is a locally owned and operated plumbing company based in Gun Barrel City, Texas. They have applied for a Small Business Incentive Grant not to exceed \$25,000 to make both interior and exterior renovations at their primary office location at 322 N. Gun Barrel Lane, Gun Barrel City, Texas. This was approved by the EDC and the total investment was \$98,866 requesting an incentive of \$25,000.

9. EXECUTIVE SESSION

- 9.A Convene into executive session pursuant to Texas Local Government Code section 551.074 — Personnel matters to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the EDC Director position. (Mayor)

The City Council convened into executive session at 8:15 p.m.

- 9.B Reconvene into open session to take any action necessary as a result of the executive session. (Mayor)

The City Council reconvened into open session at 9:11 p.m. and the following motions were made.

April Burns, motion that we accept Charles Houk's resignation from the EDC. Jennifer Jacobs seconded, and all members voted yes to approve. Motion carries.

April Burns made a motion to give direction to the City Manager to find the interim at the agreed terms. Jennifer Jacobs seconded, and all members voted yes to approve. Motion carries.

April Burns made a motion that the City Manager post the job description as previously listed. Robert Edwards seconded, and all members voted yes to approve. Motion carries.

Lastly, Robert Edwards made a motion due to current vacancies, the state law allows us to appoint, motion to appoint April and Jennifer to the EDC open seats. Doug Lander seconded, and all members voted yes to approve. Motion carries.

10. ADJOURNMENT

The City Council adjourned at 9:14 p.m.

Attest:

Approved:

Janet Dillard, City Secretary

Brian Crull, Mayor

Financial Report

April 2026

Prepared for Gun Barrel City Economic Development Corporation

For the June, 2026 Board meeting

By Stephen Halliwell

Gun Barrel City Economic Development Corporation

Bank Balance Report Month End

Account	Balance
Prosperity – Operating	\$47,667.04
Prosperity – Projects	\$392,136.53
Prosperity – Sales Tax Revenue	\$1,479,904.97
TexStar 1890	\$720,837.91

Notes Receivable

Account	April 2026	March 2026
Lakeland Medical Associates	25,246.97	26,588.93
Badge, LLC, Lake Glass & Mirror	8,765.48	10,244.22
Slap-n-Good BBQ	19,752.40	19,752.40
Safari Project – Saucedo Ent	8,066.73	8,602.51
Michael Huskisson/Tip Top	66,327.68	67,299.94
Jacey Hurst – Dreamy Dogs	81,887.86	81,887.86
Gun Barrel Transmission	235,322.21	237,686.56
Mosier's Contracting Inc	75,000	75,000

Notes Payable

Account	April 2026
SSB Pier 334	\$372,796.28

Gun Barrel City Economic Development Corporation

Budget Report

October 1, 2025 – April 30, 2026

Summary:

Total Income: \$458,271.57

Total Expenses: \$211,613.86

Net Income: \$246,657.71

ORDINANCE NO. O-2026-028

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AMENDING CHAPTER 70 (GENERAL PROVISIONS) OF THE GUN BARREL CITY CODE OF ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council for the City of Gun Barrel City, Texas (“City”) has previously passed regulations concerning traffic control and has codified said regulations in Chapter 70 of the Gun Barrel City Code of Ordinances; and

WHEREAS, the City Council finds that amendments to Chapter 70 (General Provisions) are necessary in order to provide further clarity and guidance regarding traffic control.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AS FOLLOWS:

I. AMENDMENTS

- Section 70.03 (Authorized Emergency Vehicles Exempt from Provisions) is amended as follows:

(C) The exemptions herein granted to an authorized emergency vehicle shall apply only when the driver of any the vehicle in motion sounds audible signal as may be reasonably necessary and when the vehicle is equipped with at least one lamp displaying a red light visible under normal atmospheric conditions from a distance of 500 feet to the front of such vehicle, except that an authorized emergency vehicle operated as a police vehicle need not be equipped with or display a red light visible from in front of the vehicle.

- Section 70.16 (Installation of Traffic Devices is renamed Installation of Traffic Devices on City Streets) is amended as follows:

(A) The City Council shall by ordinance direct that the City Manager or designee shall have the duty of erecting or installing upon, over, along, or beside any street or alley signs, signals and markings, or cause the same to be erected, installed or placed in accordance with this subchapter and consistent with the manual. The traffic control devices shall be installed immediately, or as soon as specific device, sign or signal can be procured.

- Section 70.18 (Driver to Obey Traffic Control Devices) is amended as follows:

The driver of any vehicle or motor vehicle shall obey the instructions of any official traffic control device, sign, signal or marking applicable thereto placed in accordance

with this subchapter, unless otherwise directed by a police officer, subject to the exceptions granted the driver of an authorized emergency vehicle permitted by this subchapter. Bicycles being operated on a public roadway shall adhere to the regulations within this Section.

- Section 70.21 (Reward for Information Leading to Arrest and Prosecution of Persons Stealing or Damaging Official Street Name or Traffic Control Signs) is amended as follows:

(B)(2) Such information must be based on personal knowledge, and the informant must be willing and able to testify in court thereto.

(B)(3) The Chief of Police shall make a final determination as to whether the information furnished is such that it will lead to the apprehension, arrest and prosecution of an individual identified as being involved in such an activity.

(B)(5) Such information shall be reduced in writing in affidavit form and signed by the person giving such information and, in order to receive such reward or any prorated part thereof, any such person shall make application therefor with the City Manager or designee.

- Section 70.31 (City May Abate Traffic Obstruction) is amended by adding:

Cross reference(s) – Penalty, see § 70.99

- Section 70.99 (Penalty) is amended by adding Subsection (C) as follows:

(B) In addition to the penalty found within Sections 70.99(A) and (B), the City shall also have the right to seek any additional damages, both at law and equity, as the City may be entitled to.

II. SEVERABILITY

It is hereby declared to be the intention of the City Council for Gun Barrel City, Texas that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable and if any phrase, sentence, clause, paragraph or section of this Ordinance should be declared unconstitutional by the valid judgment of any court of competent jurisdiction, such unconstitutionality/illegality shall not affect any remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance since the same could have been enacted by the City Council without any such unconstitutional/illegal phrase, clause, sentence, paragraph or section.

III. REPEALER

Any and all Ordinances, Resolutions, and/or other Policies of the City of Gun Barrel City, Texas in conflict with the provisions of this Ordinance are hereby repealed to the extent of said

conflict.

**IV.
EFFECTIVE DATE**

This Ordinance shall become effective immediately upon its passage and approval by the Gun Barrel City City Council.

Passed and approved on this _____ day of _____, 2026.

Attest:

Approved:

Janet Dillard, City Secretary

Brian Crull, Mayor

ORDINANCE NO. O-2026-029

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AMENDING CHAPTER 71 (TRAFFIC RULES) OF THE GUN BARREL CITY CODE OF ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council for the City of Gun Barrel City, Texas (“City”) has previously passed regulations concerning traffic rules and has codified said regulations in Chapter 71 of the Gun Barrel City Code of Ordinances; and

WHEREAS, the City Council finds that amendments to Chapter 71 (Traffic Rules) are necessary in order to provide further clarity and guidance concerning such traffic rules.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AS FOLLOWS:

I. AMENDMENTS

- Section 71.16 (Sped Limit) is amended as follows:

(B) Repealed and added to Chapter 73 (Traffic Schedules)
- Section 71.17 (Stop Signs) is amended as follows:

(D) Traffic control signs, signals, devices, and markings previously placed or erected by the City Manager or designee and now in use for the purpose of regulating, warning, or guiding traffic, including stop signs already in place, are affirmed, ratified, and declared to be official traffic control devices, provided that such devices are not inconsistent with the provisions of State law or this Code.
- Section 71.30 (Definitions) is amended as follows:

COMMERCIAL VEHICLE. Any commercial vehicle as defined by Texas Transportation Code.
- Section 71.33 (Parking of Commercial Vehicles Overnight) is amended by adding:

Commercial vehicles shall not be parked and left overnight upon any public or private property (without owner permission) in the City.
- Section 71.36 (Exemptions) is amended as follows:

(C) Vehicles being used to install, repair or maintain any public service or utility such as telephone, electricity, telecommunication, gas, water or sewer line.

- Section 71.99 (Penalty) is amended by adding:

(A) Whenever in this title an act is prohibited or is made or declared to be unlawful or an offense or a misdemeanor, or wherever in this title the doing of any act is required or the failure to do any act is declared to be unlawful, and no specific penalty is otherwise provided in this Code of Ordinances, the violation shall be punished by a fine not exceeding \$500, provided, however, that no penalty shall be greater or less than the penalty provided for the same or a similar offense of the laws of the State.

(B) Each day a violation of this Code or of any ordinance continues shall constitute a separate offense.

(C) In addition to the penalty found within Sections 70.99(A) and (B), the City shall also have the right to seek any additional damages, both at law and equity, as the City may be entitled to.

II. SEVERABILITY

It is hereby declared to be the intention of the City Council for Gun Barrel City, Texas that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable and if any phrase, sentence, clause, paragraph or section of this Ordinance should be declared unconstitutional by the valid judgment of any court of competent jurisdiction, such unconstitutionality/illegality shall not affect any remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance since the same could have been enacted by the City Council without any such unconstitutional/illegal phrase, clause, sentence, paragraph or section.

III. REPEALER

Any and all Ordinances, Resolutions, and/or other Policies of the City of Gun Barrel City, Texas in conflict with the provisions of this Ordinance are hereby repealed to the extent of said conflict.

IV. EFFECTIVE DATE

This Ordinance shall become effective immediately upon its passage and approval by the Gun Barrel City City Council.

Passed and approved on this _____ day of _____, 2026.

Attest:

Janet Dillard, City Secretary

Approved:

Brian Crull, Mayor

ORDINANCE NO. O-2026-030

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AMENDING CHAPTER 72 (PARKING REGULATIONS) OF THE GUN BARREL CITY CODE OF ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council for the City of Gun Barrel City, Texas (“City”) has previously passed regulations concerning parking and has codified said regulations in Chapter 72 of the Gun Barrel City Code of Ordinances; and

WHEREAS, the City Council finds that amendments to Chapter 72 (Parking Regulations) are necessary in order to provide further clarity and guidance concerning parking regulations.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AS FOLLOWS:

I. AMENDMENTS

- Section 72.01 (Parking Prohibited in Certain Areas) is amended as follows:

It shall be unlawful for any person to cause, allow, permit or suffer any vehicle registered in his name or owned or operated by him, or in his possession, or under his control, to be or remain in any space or area in which parking is prohibited as provided in this chapter.

- Section 72.07 (Signs; Failure to Post) is repealed in its entirety.

II. SEVERABILITY

It is hereby declared to be the intention of the City Council for Gun Barrel City, Texas that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable and if any phrase, sentence, clause, paragraph or section of this Ordinance should be declared unconstitutional by the valid judgment of any court of competent jurisdiction, such unconstitutionality/illegality shall not affect any remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance since the same could have been enacted by the City Council without any such unconstitutional/illegal phrase, clause, sentence, paragraph or section.

**III.
REPEALER**

Any and all Ordinances, Resolutions, and/or other Policies of the City of Gun Barrel City, Texas in conflict with the provisions of this Ordinance are hereby repealed to the extent of said conflict.

**IV.
EFFECTIVE DATE**

This Ordinance shall become effective immediately upon its passage and approval by the Gun Barrel City City Council.

Passed and approved on this _____ day of _____, 2026.

Attest:

Approved:

Janet Dillard, City Secretary

Brian Crull, Mayor

ORDINANCE NO. O-2026-031

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AMENDING CHAPTER 73 (TRAFFIC SCHEDULES) OF THE GUN BARREL CITY CODE OF ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council for the City of Gun Barrel City, Texas (“City”) has previously passed regulations concerning traffic schedules and has codified said regulations in Chapter 73 of the Gun Barrel City Code of Ordinances; and

WHEREAS, the City Council finds that amendments to Chapter 73 (Traffic Schedules) are necessary in order to provide further clarity and guidance.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AS FOLLOWS:

I. AMENDMENTS

- (Schedule I. Speed Limits) is amended as follows:

(A) See chart changes as follows:

- Lisa Lane is amended Lisa Layne
- Waldman Street 20 98.008 4-28-98

II. SEVERABILITY

It is hereby declared to be the intention of the City Council for Gun Barrel City, Texas that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable and if any phrase, sentence, clause, paragraph or section of this Ordinance should be declared unconstitutional by the valid judgment of any court of competent jurisdiction, such unconstitutionality/illegality shall not affect any remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance since the same could have been enacted by the City Council without any such unconstitutional/illegal phrase, clause, sentence, paragraph or section.

III. REPEALER

Any and all Ordinances, Resolutions, and/or other Policies of the City of Gun Barrel City, Texas in conflict with the provisions of this Ordinance are hereby repealed to the extent of said

conflict.

**IV.
EFFECTIVE DATE**

This Ordinance shall become effective immediately upon its passage and approval by the Gun Barrel City City Council.

Passed and approved on this _____ day of _____, 2026.

Attest:

Approved:

Janet Dillard, City Secretary

Brian Crull, Mayor

ORDINANCE NO. O-2026-032

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AMENDING CHAPTER 75 (TOWING AND WRECKER SERVICES REGULATIONS) OF THE GUN BARREL CITY CODE OF ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council for the City of Gun Barrel City, Texas (“City”) has previously passed regulations concerning towing and wrecker services regulations and has codified said regulations in Chapter 75 of the Gun Barrel City Code of Ordinances; and

WHEREAS, the City Council finds that amendments to Chapter 75 (Towing and Wrecker Services Regulations) are necessary in order to provide further clarity and guidance.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AS FOLLOWS:

I. AMENDMENTS

- Section 75.02 (Wrecker Rotation List) is amended by adding the following:

Wrecker companies that do not respond will be removed permanently from the rotation list after three incidents of non-response.

- Section 75.06 (Wrecker Selection Form) is amended as follows:

The City Manager or designee shall cause a wrecker selection form to be prepared which shall:

- Section 75.07 (Application for Permit; Fees) is amended as follows:

Every person or concern providing or desiring to provide non-consent towing services within the city and desiring to be placed on the Wrecker Rotation List shall make application in writing, on a form provided for that purpose, to the City Manager or designee. Such application shall contain the name, address, telephone number, the number and types of wrecker equipment operated, and the owner of the business. Every application when filed shall be sworn to by the applicant and accompanied by a fee as provided for in § 28.00 of the Fee Schedule found in Appendix 1 of this Code. The applicant shall file as an attachment to the application the following:

- Section 75.08 (Permit Requirements) is amended as follows:

The City Manager or designee shall issue permits for towing or wrecker companies to be eligible to provide towing at the request of the city, to be placed on the Wrecker Rotation List, and to provide non-consent towing within the city, to all applicants complying with the provisions of this chapter. No such permit shall be issued unless the applicant meets each of the following requirements:

- (D) All storage facilities shall be enclosed by a permanent six foot fence, the gate to which shall be locked at all times; the storage area maintained in such a manner that it does not constitute a health hazard and is screened from the ordinary public view by means of a privacy fence, rapidly growing trees, shrubbery, or other appropriate means, and the said wrecker company shall have capabilities for auxiliary storage inside a locked building which has been approved by the City Manager or designee.

- Section 75.09 (Inspection of Storage Facilities) is amended as follows:

The City Manager or designee shall inspect any storage facilities and enclosures, and his/her approval thereof must be first obtained before same can be used for storing vehicles therein.

- Section 75.11 (License Requirements) is amended as follows:

In addition to a permit authorizing a person to engage in the towing of vehicles without the owner's consent, provide wrecker service for the city, or be on the City Wrecker Rotation List, the City Manager or designee shall also issue a license for each wrecker vehicle owned by the permit holder and authorized to provide such services. No such license shall be issued unless the wrecker meets each of the following requirements:

- Section 75.12 (Issuance of Permit and License) is amended as follows:

Upon determining compliance with the provisions and requirements of this chapter, the City Manager or designee shall issue a permit or license, as applicable, as follows:

- Section 75.13 (Display of Permit and License) is amended as follows:

(B) A license shall be evidenced by a windshield sticker affixed to the wrecker by the City Manager or designee.

- Section 75.15 (Revocation of Permits and Licenses) is amended as follows:

Any of the permits or licenses as defined herein may be revoked and the wrecker may be removed from the Wrecker Rotation List for violation of any provision of this

chapter with seven days written notice and opportunity to appeal to the City Manager or designee. The City Manager or designee's decision shall be final.

- Section 75.17 (Operation Without Permit or License Prohibited) is amended as follows:
 - (A) No person shall tow a vehicle without the consent of the owner or operate a wrecker on the public streets of the city in response to a request for wrecker services from the city, or in response to a notice resulting from being on the Wrecker Rotation List, unless a valid and current inspection permit for such wrecker has been issued for such vehicle by the City Manager or designee.
- Section 75.26 (Audit of Books) is amended as follows:

The City Manager or designee may audit the books of any permit holder to ensure compliance with § 75.25, governing permissible towing charges and fees. Upon request, permit holders shall allow the City Manager or designee access to all documentation demonstrating towing and storage fees charged for non-consent tows.

II. SEVERABILITY

It is hereby declared to be the intention of the City Council for Gun Barrel City, Texas that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable and if any phrase, sentence, clause, paragraph or section of this Ordinance should be declared unconstitutional by the valid judgment of any court of competent jurisdiction, such unconstitutionality/illegality shall not affect any remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance since the same could have been enacted by the City Council without any such unconstitutional/illegal phrase, clause, sentence, paragraph or section.

III. REPEALER

Any and all Ordinances, Resolutions, and/or other Policies of the City of Gun Barrel City, Texas in conflict with the provisions of this Ordinance are hereby repealed to the extent of said conflict.

IV. EFFECTIVE DATE

This Ordinance shall become effective immediately upon its passage and approval by the Gun Barrel City City Council.

Passed and approved on this _____ day of _____, 2026.

Attest:

Janet Dillard, City Secretary

Approved:

Brian Crull, Mayor

ORDINANCE NO. O-2026-033

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AMENDING CHAPTER 91 (FIRE PREVENTION; FIREWORKS) OF THE GUN BARREL CITY CODE OF ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council for the City of Gun Barrel City, Texas (“City”) has previously passed regulations concerning fire prevention and fireworks and has codified said regulations in Chapter 91 of the Gun Barrel City Code of Ordinances; and

WHEREAS, the City Council finds that amendments to Chapter 91 (Fire Prevention; Fireworks) are necessary in order to provide further clarity and guidance concerning fire prevention and fireworks.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AS FOLLOWS:

I. AMENDMENTS

- Section 91.01 (Arson Reward) is amended as follows:

The city hereby offers a reward of up to two-hundred fifty dollars (\$250) to anyone who secures and furnishes information necessary to and which results in the arrest and conviction of any person or persons who commit the crime of arson within the corporate limits of the city. This reward is a standing offer and shall be paid out of the city funds.

- Section 91.02 (Discharge of Fireworks in City Prohibited; Exception) is amended as follows:

(C) The discharge of fireworks for display by a competent operator approved by the City Manager or designee shall be exempt from this section, provided that such displays shall be of such character and so located, discharged or fired as in the opinion of the Fire Marshal after proper investigation, so as not to be hazardous to property or endanger any person. Permits for such display of fireworks shall be in accordance with section 17.04 of the Standard Fire Code.

- Section 91.03 (Collection of Fees and Cost Recovery) is amended as follows:

(A)(1) shall public	The City Manager or designee of the department rendering the services collect all fees for fire prevention and protection services and for other safety in emergency services. Such fees may include income from
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equipment, materials, maintenance and overhead expenses and costs of whatever nature, which all constitutes full reimbursement to the department for such services actually rendered and have hereinafter authorized.

- Section 91.16 (Enforcement) is amended as follows:

(A) The Fire Chief, Fire Marshal or Fire Inspector shall enforce the approved Fire Code.

(B) This Subsection is repealed in its entirety.

II. SEVERABILITY

It is hereby declared to be the intention of the City Council for Gun Barrel City, Texas that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable and if any phrase, sentence, clause, paragraph or section of this Ordinance should be declared unconstitutional by the valid judgment of any court of competent jurisdiction, such unconstitutionality/illegality shall not affect any remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance since the same could have been enacted by the City Council without any such unconstitutional/illegal phrase, clause, sentence, paragraph or section.

III. REPEALER

Any and all Ordinances, Resolutions, and/or other Policies of the City of Gun Barrel City, Texas in conflict with the provisions of this Ordinance are hereby repealed to the extent of said conflict.

IV. EFFECTIVE DATE

This Ordinance shall become effective immediately upon its passage and approval by the Gun Barrel City City Council.

Passed and approved on this _____ day of _____, 2026.

Attest:

Approved:

Janet Dillard, City Secretary

Brian Crull, Mayor

ORDINANCE NO. O-2026-034

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AMENDING CHAPTER 92 (HEALTH AND SANITATION) OF THE GUN BARREL CITY CODE OF ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council for the City of Gun Barrel City, Texas (“City”) has previously passed regulations concerning health and sanitation and has codified said regulations in Chapter 92 of the Gun Barrel City Code of Ordinances; and

WHEREAS, the City Council finds that amendments to Chapter 92 (Health and Sanitation) are necessary in order to provide further clarity and guidance concerning health and sanitation.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AS FOLLOWS:

I. AMENDMENTS

- Section 92.01 (City Health Authority) is amended as follows:

(A) Appointment. There is hereby created the office of a Health Authority of the city who shall be appointed by the City Council. The Health Authority, after appointment, shall take and subscribe to the official oath, and shall file a copy of such oath and a copy of his appointment with the State Board of Health.

- Section 92.17 (Accumulations of Carrion, Filth or Unwholesome Matter Prohibited) is amended as follows:

It shall be unlawful for any person, firm or corporation who shall own or occupy any house, building or other structure or who owns or occupies any lot or lots or yard or other property in the city to permit, allow, create or continue any carrion, filth or other impure or un-wholesome matters to accumulate or remain.

Cross reference(s) – Health and Safety Code Chapter 342.003, Penalty, see §92.99

- Section 92.18 (Dumping of Refuse, Garbage, and the Like on Any Property Prohibited; Burning Restricted) is amended as follows:

It shall be unlawful for any person, firm or corporation to dump, throw, deposit or leave any refuse, garbage, rubbish, trash, leaves, grass clippings, limbs, dead trees or tree trunks or junk on

any street, right-of-way or easement, public property or private property within the city, whether or not the same or the property upon which it is dumped, deposited or left belongs to the person, firm or corporation dumping, depositing or leaving it, and it shall be unlawful for any such person or entity who is not a public employee in the course and scope of their public employment to burn any such refuse, garbage, rubbish, trash, leaves, limbs, dead trees, tree trunks or junk on any street, right-of-way or easement or public property within the city.

- Section 92.20 (Notice to Property Owner to Remedy or Remove Condition) is amended as follows:

(A) Wherever any condition which violates the provisions set out in this subchapter is found to exist on any premises within the city or is being created, the city, in addition to and without regard to any punishment by fine, may notify the owner of such premises, in writing, to correct, remedy or remove the condition within thirty (30) days after such notice. Such notice shall be given by letter addressed to such owner at the address as recorded in the appraisal district records.

(B) If such owner's address is unknown, such notice shall be given by:

- (1) Posting the notice on or near the front door of each building on the property to which the violation relates; or
- (2) Posting the notice on a placard attached to a stake driven into the ground on the property if the property contains no buildings.

(C) In the notice of violation, the city may inform the owner by certified mail, return receipt requested, that if the owner commits another violation of the same kind or nature that poses a danger to the public health and safety on or before the first anniversary of the date of the initial notice, the city without further notice may either correct the violation at the owner's expense and assess the expense against the property, or file a formal complaint with the Municipal Court. If a violation covered by a notice under this division occurs within the one-year period, and the city has not been informed in writing by the owner or an ownership change, then the City without notice may take any action permitted by §91.21 and assess its expenses as provided in §91.21.

At the discretion of the Code Enforcement Officer, two additional extensions can be granted to remediate the condition provided the property owner is making progress on the remediation.

If the violation is not remediated within thirty (30) days of such notice, a citation will be issued for the violation. A citation will then be issued each day until the issue is remediated.

- Sections 92.21 (Abatement by City; Lien Against Property is retitled Failure to Comply; Abatement by City; Lien Against Property) is amended as follows:

- (A) In the event the owner of any lot, lots, yard or other property upon which a condition described in this subchapter exists fails to correct, remedy or remove such condition within thirty (30) days after notice to do so is given in accordance with this subchapter, the city may do such work or make such improvements as are necessary to correct, remedy or remove such condition, or cause the same to be done, and pay therefor and charge the expenses incurred thereby to the owner of such lot, lots, yard or other property. Such expenses shall be assessed against the lot, lots, yard or other property upon which the work was done or the improvements made. The doing of such work by the city shall not relieve any person, firm or corporation from prosecution for violation of any provision of this subchapter.
- (B) Whenever any work is done or improvements are made by the city pursuant to the provisions of this subchapter, the City Secretary shall file a statement of expenses incurred thereby with the County Clerk of Henderson County, Texas. The lien statement must state the name of the owner, if known, and the legal description of the property. Such statement shall give the amount of such expenses, the date or dates on which the work was done or the improvements were made, and a description of the lot, lots, yard or other property upon which the work was done or the improvements made. After this statement is so filed, the city shall have a privileged lien on the lot, lots, yard or other property upon which the work was done or improvements made to secure the expenses thereof. The lien attaches upon the filing of the lien statement with the County Clerk. Such liens shall be second only to tax liens and liens for street improvements, and the amount thereof shall bear interest at the rate of 10% per annum from the date such statement was filed with the County Clerk. For any such expenditure and interest, suit may be instituted, and recovery and foreclosure of the lien may be had in the name of the city and the statement of expenses made and filed in accordance with division (A) of this section or a certified copy thereof, shall be prima facie proof of the amount expended for such work or improvements.

- Section 92.36 (Definitions) is amended as follows:

DIRECTOR shall mean the director of the department designated by the City Manager or designee to enforce and administer this subchapter or the director's authorized representative.

- Section 92.50 (Definitions) is amended as follows:

CITY MANAGER. The chief administrative officer of the city.

CITY STAFF. The officers, employees and agents of the city assigned and designated from time to time by the City Manager or designee and/or Council to review, comment and/or report on issues regarding the regulations found within this subchapter.

- Section 92.52 (Registration Fees and Exemptions) is amended as follows:

- (A) A vacant structure property owner shall tender an annual registration fee as provided for in the Fee Schedule found in Appendix 1 of this Code, for all structures regulated by this subchapter. Subsequent annual registration fees shall be due in the same amount on the anniversary date of the original registration fee being tendered.

II. SEVERABILITY

It is hereby declared to be the intention of the City Council for Gun Barrel City, Texas that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable and if any phrase, sentence, clause, paragraph or section of this Ordinance should be declared unconstitutional by the valid judgment of any court of competent jurisdiction, such unconstitutionality/illegality shall not affect any remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance since the same could have been enacted by the City Council without any such unconstitutional/illegal phrase, clause, sentence, paragraph or section.

III. REPEALER

Any and all Ordinances, Resolutions, and/or other Policies of the City of Gun Barrel City, Texas in conflict with the provisions of this Ordinance are hereby repealed to the extent of said conflict.

IV. EFFECTIVE DATE

This Ordinance shall become effective immediately upon its passage and approval by the Gun Barrel City City Council.

Passed and approved on this _____ day of _____, 2026.

Attest:

Approved:

Janet Dillard, City Secretary

Brian Crull, Mayor



Item Cover Page

CITY COUNCIL AGENDA ITEM REPORT

DATE: 6/23/26

AGENDA SECTION: New Business

ITEM TYPE: Public Hearing, determination & Order adoption

SUBMITTING INFORMATION

DEPARTMENT: Building

REQUESTED BY: S.Wiggins

POSTED AGENDA ITEM WORDING

Public hearing to discuss the unsafe structure located at 295 Ben Lacy Gun Barrel City, Texas. (Mayor)

Consider and take action to determine whether the structure located at 295 Ben Lacy, Gun Barrel City, Texas is considered unsafe.
(Building Official)

Consider and take action to adopt Order - 295 Ben Lacy, making findings of fact and ordering the demolition of structures located at 295 Ben Lacy, Gun Barrel City, Texas. (Building Official)

SUMMARY

295 Ben Lacy has been declared an unsafe, unsecured structure. All notifications have been made and Code Enforcement has been in communication with the property owner. The property owner has stated she is no longer able to care for the property and will not contest the demolition order. The demolition will be conducted by an outside contractor at an estimated cost of \$9,700.

FINANCIAL INFORMATION

BUDGETED ITEM: yes

AMOUNT BUDGETED: 0

AMOUNT REQUESTED: 9700.00

ACCOUNT NUMBER: N/A

RECOMMENDED ACTION

Approval.

ATTACHMENTS

Certified letter

Photos

Order – 295 Ben Lacy



1716 WEST MAIN STREET GUN BARREL CITY, TEXAS 75156

Notice of UNSAFE/DANGEROUS STRUCTURE AND PUBLIC HEARING

June 12, 2026

ID #: 26-000093

WILMA CANTWELL
301 Ben Lacy
Gun Barrel City, Tx 75156

**Re: Violation of Gun Barrel City Code of Ordinances
Ord. 402, Section 151.04, UNSAFE STRUCTURE NOTICE OF UNSAFE BUILDING AND
PUBLIC HEARING.**

**Offense location at 295 Ben Lacy, AB 483 B MEDRO SUR SIESTA, SHORES #2 BLK G
LTS M, N, 2 & 3**

Dear: Wilma Cantwell

As the owner/trustee of the property that lies within the city limits of Gun Barrel City, Texas, identified as, **295 Ben Lacy, AB 483 B MEDRO SUR SIESTA, SHORES #2 BLK G LTS M, N, 2 & 3** please be advised that said property is in violation of the Gun Barrel City Code of Ordinances to wit: **Ordinance # 402, Section 151.04, It shall be unlawful for any person to permit to allow or continue any structure to become an unsafe/substandard building per the Unsafe Building Act, being either dilapidated, substandard, unsecured or unfit for human habitation.**

An inspection of the above referenced property was made on March 27, 2026 and again on, **April 6, 2026** and found to remain in violation of city code. All attempts to contact you have gone ignored and the property has since been POSTED UNSAFE. In accordance with Ordinance 402, section 151.04 you are being notified that a **PUBLIC HEARING** will be held before the City Council of the City of Gun Barrel City, TX on June 23, 2026 **at 6:30 p.m. at Gun Barrel City Hall** in regards to the condition of your property. You will be required to submit at the hearing, proof of the scope of work that is required in order to bring the property and its structures in to compliance.

The structure must be secured to prohibit access by animals, vagrants and children at play. Repairs must be completed in compliance with adopted Building Codes to a condition fit for human habitation. Or, the building/s/structure/s must be demolished and all debris removed to a legal landfill. Failure to comply may result in action by the city to alleviate the violation. Such action on the part of the city will result in assessing the cost of any remedial action to you and a lien will be placed against the property in question.

The City of Gun Barrel seeks your assistance in helping to keep our community a clean, attractive city, which is free of health and fire hazards and thanks you in advance for your cooperation. Should you have any questions or concerns you may reach me at 903-887-1087.

Sincerely,
Shannon Wiggins
Building Official



AN ORDER MAKING FINDINGS OF FACT; FINDING CERTAIN BUILDINGS AND STRUCTURES WITHIN THE CITY LIMITS TO BE DILAPIDATED, SUBSTANDARD AND UNFIT FOR HUMAN HABITATION; AND A HAZARD TO THE PUBLIC HEALTH, SAFETY, AND WELFARE OF THE CITY'S RESIDENTS; ORDERING THE BUILDINGS AND STRUCTURES BE ABATED; AND ORDERING THE DEMOLITION THEREOF.

Whereas, on June 23, 2026, at 6:30 p.m. CST, a public hearing was scheduled and held in City Hall, 1716 W. Main Street, Gun Barrel City, Texas 75156, to determine if the buildings and other structures ("the Structures") on the property identified as **295 Ben Lacy, AB 483 B Medro Sur. Siesta Shores #2 BLK G LTS M, N, 2 & 3** Gun Barrel City, Tx. 75156, within the Gun Barrel City City limits are dilapidated, substandard, or unfit for human habitation, constitutes a hazard to the public health, safety, and welfare of the City's residents, and if such structures should be declared unsafe buildings; and

Whereas, this action concerning the Structures is being taken in accordance with the City of Gun Barrel City's Code of Ordinances, specifically Chapter 151, Section 151.02 (Standard Unsafe Building Abatement Code); and Section 214.001 et. Seq., Texas Local Government Code (Authority Regarding Substandard Building); and

Whereas, the City of Gun Barrel City has complied with Chapter 151 of the City's Code of Ordinances but has not been successful in dealing with owners of the Structures; and

Whereas, proper and lawful written notice of the hearing of June 23, 2026, at 6:30 p.m. CST was duly given to the owner of the Structures; and

Whereas, the legal description of the property which is the subject of this hearing is identified as **295 Ben Lacy, AB 483 B Medro Sur. Siesta Shores #2 BLK G LTS M, N, 2 & 3** Gun Barrel City, Tx. 75156, within the Gun Barrel City City limits, according to the plat of said subdivision of the plat records of Henderson County, Texas; and

Whereas, the City Council of Gun Barrel City, Texas hereby finds that proper notice of this hearing was sent by certified mail to the owner and persons with interests in the above described property; that in accordance with Chapter 151 of the City's Code of Ordinances the City duly and properly conducted the required investigation and administratively determined that the Structures as described above constitute a hazard to the public health, safety, and welfare of the City's residents, were dilapidated, substandard, or unfit for human habitation and should, therefore, be declared unsafe and the owner required to repair, vacate, or demolish the building within 30 days from the issuance of such order unless the owner or a person with an interest in the building establishes at the hearing that the work cannot reasonably be performed within 30 days, in which instance the City Council shall specify a reasonable time for the completion of the work.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GUN BARREL CITY, TEXAS:

Section 1. The City Council finds all of the above recitals to be true and correct and incorporates the same in the Ordinance as findings of fact.

Section 2. The City Council hereby declares that in accordance with Chapter 151, Section 151.05(B) (1) of the City's Code of Ordinances, The City Council hereby declares the following:

(a) Each and every structure and building located at **295 Ben Lacy, AB 483 B Medro Sur. Siesta Shores #2 BLK G LTS M, N, 2 & 3** within the Gun Barrel City City limits, according to the plat of said subdivision of the plat records of Henderson County, Texas.

(b) The structures and buildings located on the property described in section (a) of this Ordinance to be dilapidated, substandard and unfit for human habitation and a hazard to the public health, safety and welfare of the City's residents. See Exhibit "A" attached hereto and attached to this ordinance.

(c) Requiring the owner and persons having an interest in the building to repair, vacate, or demolish the building within 30 days from the issuance of such order, unless the owner or a person with an interest in the building establishes at the hearing that the work cannot reasonably be performed within 30 days, in which instance the City Council shall specify a reasonable time for the completion of the work.

(d) Containing a statement that the city will cause to be vacated, secured, removed or demolished the dangerous building and evict the occupants of the building if the ordered action is not taken within the time specified by the City Council.

Section 3. The City Council hereby declares that in accordance with Chapter 151, Section 151.05(B) (2) of the City's Code of Ordinances and Section 214.001, Texas Local Government Code, the owners of said structures and other properties shall be served with a written copy of this Ordinance by certified mail, and after the expiration of thirty (30) days or the allocated time agreed upon by the City Council from the date of order the City may enter into a contract with a demolition company to demolish the subject structures and properties.

Duly Passed and Approved by the City Council of the City of Gun Barrel City, Texas, on the _____ day of _____, _____

Approved:

Brian Crull, Mayor

Attest:

Janet Dillard, City Secretary



Item Cover Page

CITY COUNCIL AGENDA ITEM REPORT

DATE: June 23, 2026
AGENDA SECTION: New Business
ITEM TYPE: Presentation

SUBMITTING INFORMATION

DEPARTMENT: City Secretary
REQUESTED BY: Janet Dillard

POSTED AGENDA ITEM WORDING

Presentation by City Secretary of certification of insufficiency of the referendum petition for Resolution No. R-2026-007 regarding application for SB224 Catalytic Converter grant received from Petitioners' Committee pursuant to Article VI of the City Charter.

SUMMARY

The Petitioners' Committee submitted a petition under Article VI of the City Charter to force a referendum on Resolution No. R-2026-007.

After verifying the validity of the voter registration numbers against the most recent Henderson County Voter Registrar's listing for Gun Barrel City, I hereby certify the insufficiency of the petition with 177 valid voter identification numbers and corresponding names.

A minimum of 200 valid signatures were required to move forward with the next stage of this process. Because the final count stands at 177, the petition has fallen short of the mandatory legal threshold. As the filing deadline has now passed, no further signatures or supplements can be accepted. This concludes the official review process, and the petition cannot advance.

City Council is not required to take a vote to nullify the petition. The certification serves as official notice that the referendum fails, and Resolution No. R-2026-007 remains in full effect as originally passed. Council may formally accept the certification and place the results on record if they choose.

ATTACHMENTS

Certification of insufficiency
Petition signatures



1716 West Main Street
Gun Barrel City, TX 75156
903-887-1087
903-887-6666 Fax

STATE OF TEXAS
COUNTY OF HENDERSON
CITY OF GUN BARREL CITY

*
*
*

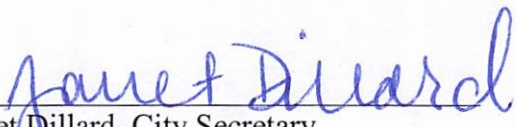
CERTIFICATION

I, Janet Dillard, being the City Secretary of the City of Gun Barrel City, Texas, do hereby certify that the attached are true and correct copies of the referendum petition for Resolution No. R-2026-007 received on June 5, 2026, from the Petitioners' Committee pursuant to Article VI of the City Charter.

After verifying the validity of the voter registration numbers against the most recent Henderson County Voter Registrar's listing for Gun Barrel City, I, hereby certify the insufficiency of the petition with 177 valid voter identification numbers and corresponding names. I cannot validate signatures.

A minimum of 200 valid signatures were required to move forward with the next stage of this process. Because the final count stands at 177, the petition has fallen short of the mandatory legal threshold. As the filing deadline has now passed, no further signatures or supplements can be accepted. This concludes the official review process, and the petition cannot advance.

WITNESS MY HAND AND OFFICIAL SEAL of the City of Gun Barrel City, Texas, this 15th day of June, 2026.



Janet Dillard, City Secretary
Gun Barrel City, Texas



On March 24, 2026, the Gun Barrel City Council voted unanimously to pass RESOLUTION # R-2026-007. The caption of RESOLUTION # R-2026-007 reads: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GUN BARREL CITY, TEXAS DIRECTING STAFF TO FILE ALL NECESSARY APPLICATIONS AND SUPPORTING MATERIALS IN APPLICATION FOR A FISCAL YEAR 2027 SB224 CATALYTIC CONVERTER GRANT; ACKNOWLEDGING THE TERMS AND CONDITIONS OF THE GRANT; DIRECTING STAFF TO ENSURE A TIMELY APPLICATION IS MADE BY THE ESTABLISHED DEADLINE OF MAY 08, 2026, AND REPORT BACK ANY RESULTS WHEN AVAILABLE; PROVIDING FOR FINDINGS OF FACT AND PROVIDING FOR AN EFFECTIVE DATE."

By signing this petition, I confirm my opposition to RESOLUTION # R-2026-007. My signature confirms my demand for the REPEAL of RESOLUTION # R-2026-007. I am a qualified voter of Gun Barrel City, Texas.

Date	Signature	Print Name	Street # and Name	DOB	VOID
5-6-26	[Signature]	Linda Whitworth	321 Valleyview St. GBC	1-19-26	
5-6-26	[Signature]	Sherilyn Kelly	109 Brett Dr GBC	10-27-53	
5-6-26	[Signature]	Doreen Anderson	15113 B. G. Dr GBC	12-27-58	
5-6-26	[Signature]	LISA TERRY	147 12 OAKS CIR	12-26-61	
5-6-26	[Signature]	Joey Poyntt	127 Island Park Dr GBC	10-26-63	
5-6-26	[Signature]	Joe A. Poyntt	127 Island Park Dr GBC	10-26-63	
5-7-26	[Signature]	GARY R DAVIS	420 Forest Ln	10-3-68	
5-7-26	[Signature]	McLennan Davis	420 Forest Ln GBC	1-3-69	
5-7-26	[Signature]	Sherry A. King	127 Pine Bloom Blvd	9-22-48	
5-7-26	[Signature]	Andree Gyard	147 Pine Bloom Dr	12-29-57	
5-7-26	[Signature]	ma Hest	101 Remington Cir	09/11/84	
May 7, 2026	[Signature]	John Burson	101 Remington Cir	04-11-91	
5-8-26	[Signature]	J. Paul McCallum	105 Galt Dr	05/30/63	
5-8-26	[Signature]	Gina Phillips	126 Box Rd	12/12/71	
5-8-26	[Signature]	Yvonne Kirkwood	112 Arbolado Blvd. GBC	5-8-2026	
5-8-26	[Signature]	PAUL WOLF	246 Downing Ln GBC	3-14-60	
5-8-26	[Signature]	Evaretha Wolfe	246 Downing Ln. GBC	9-18-58	
5-8-26	[Signature]	Amanda Phillips	240 Downing Ln GBC	7-5-77	
5-8-26	[Signature]	Amanda Phillips	2477 Downing St GBC	10-28-79	
5-11-26	[Signature]	Pam O'Brien	211 Hickory Creek Dr	3-15-1948	

I, Amaris Faith (Amaris Faith) Affirm that all the signatures were affixed in my presence. I believe them to be genuine signatures of the persons whose names they purport to be, and each signer had an opportunity before signing to read the full text of the ordinance sought to be repealed. I've collected signatures on this form. 24

RECEIVED
MAY 6 2026
A.D

RECEIVED
JUN 5 2026
By JEL

On March 24, 2026, the Gun Barrel City Council voted unanimously to pass RESOLUTION # R-2026-007. The caption of RESOLUTION # R-2026-007 reads: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GUN BARREL CITY, TEXAS DIRECTING STAFF TO FILE ALL NECESSARY APPLICATIONS AND SUPPORTING MATERIALS IN APPLICATION FOR A FISCAL YEAR 2027 SB224 CATALYTIC CONVERTER GRANT; ACKNOWLEDGING THE TERMS AND CONDITIONS OF THE GRANT; DIRECTING STAFF TO ENSURE A TIMELY APPLICATION IS MADE BY THE ESTABLISHED DEADLINE OF MAY 08, 2026, AND REPORT BACK ANY RESULTS WHEN AVAILABLE; PROVIDING FOR FINDINGS OF FACT AND PROVIDING FOR AN EFFECTIVE DATE."

By signing this petition, I confirm my opposition to RESOLUTION # R-2026-007. My signature confirms my demand for the REPEAL of RESOLUTION # R-2026-007. I am a qualified voter of Gun Barrel City, Texas.

Date	Signature	Print Name	Street # and Name	DOB	VUID
5-9-26	Lawrence Sandlin	LAWRENCE SANDLIN	213 Hickory Creek Cir, GBC	4-20-1943	
5-9-26	Renee Sandlin	Renee Sandlin	213 Hickory Creek Cir, GBC	4-8-1953	
5-9-26	Catherine Hamilton	Catherine Hamilton	204 Whispering Pt GBC	12-1-1962	
5-9-26	Deborah Petersen	Deborah Petersen	211 Masthead Rd GBC	7-18-1968	
5-9-26	Jennifer Sandlin	Jennifer Sandlin	208 Hickory Creek Cir GBC	4-22-1975	
5-9-26	Renee Bresser	Renee Bresser	105 Gale Dr	3-13-64	
5-9-26	James N. Reed	James N. Reed	156 Atalado Blvd.	12-15-71	
5-9-26	Suzann Brown	Suzann Brown	244 Whispering Trl. GBC	5/6/1964	
5-9-26	Tammy Ray Blew	Tammy Ray Blew	244 Whispering Trl. GBC	3-26-59	
5-9-26	Scott D. Hill	Scott D. Hill	244 Vallen View St. GBC	8/30/62	
5-10-26	Carl Linn	Carl Linn	110 Whispering Pt	8/2/72	
5-10-26	Angie Linn	Angie Linn	110 Whispering Pt.	12-9-74	
5-10-26	Wimberly Mills	Wimberly Mills	109 Chico Ct	3-18-74	
5-10-26	Bobby Mills	Bobby Mills	109 Chico Ct.	12-30-1963	
5-10-26	DONNA BENELL	DONNA BENELL	157 Willowwood Dr	5-19-47	
5-10-26	Steve Williams	Steve Williams	121 Shilohwater	10-28-72	
5-10-26	Jennifer Williams	Jennifer Williams	121 Shilohwater	8-20-74	
5-10-26	Brian M. Willis	Brian M. Willis	126 Redondo Dr.	7/14/1962	
5-10-26	Barbara Mitchell	Barbara Mitchell	126 Redondo Dr	2-26-62	
5-10-26	Connie Martinez	Connie Martinez	115 Shalwood	6-7-27-63	

I, Connie Martinez (Amaris Faith) Affirm that all the signatures were affixed in my presence, I believe them to be genuine signatures of the persons whose names they purport to be, and each signer had an opportunity before signing to read the full text of the ordinance sought to be reconsidered. I've collected signatures on this form. 26

RECEIVED

MAY 6 2026

JUN 5 2026

By ged

On March 24, 2026, the Gun Barrel City Council voted unanimously to pass RESOLUTION # R-2026-007. The caption of RESOLUTION # R-2026-007 reads: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GUN BARREL CITY, TEXAS DIRECTING STAFF TO FILE ALL NECESSARY APPLICATIONS AND SUPPORTING MATERIALS IN APPLICATION FOR A FISCAL YEAR 2027 SB224 CATALYTIC CONVERTER GRANT; ACKNOWLEDGING THE TERMS AND CONDITIONS OF THE GRANT; DIRECTING STAFF TO ENSURE A TIMELY APPLICATION IS MADE BY THE ESTABLISHED DEADLINE OF MAY 08, 2026, AND REPORT BACK ANY RESULTS WHEN AVAILABLE; PROVIDING FOR FINDINGS OF FACT AND PROVIDING FOR AN EFFECTIVE DATE."

By signing this petition, I confirm my opposition to RESOLUTION # R-2026-007. My signature confirms my demand for the REPEAL of RESOLUTION # R-2026-007. I am a qualified voter of Gun Barrel City, Texas.

Date	Signature	Print Name	Street # and Name	DOB	VOID
5/10/26		ELADIO MARTINEZ	1156 SHADOWWOOD ST.	6/18/63	
5/10/26		TYLER HICKS	203 MAPLE VALLEY ST	09/18/2099	
5/11/26		Doreen Tenny	14712 OAKS CIR	8/23/65	
5/11/26		Jacquelyn Grayson	106 Guadalupe Dr.	9/16/80	
5/11/26		Brandon Grayson	106 Guadalupe Dr.	05/27/90	
5/11/26		John Rowley	106 Guadalupe Dr.	12-10-07	
5-11-26		Gloria Hinojosa	126 Pine Bloom Blvd	5-7-2022	
5-11-26		Mafu Manuel	126 Pine Bloom Blvd	3-5-1922	
5-2-26		Oleta Andrews	128 Rudder Rd	10-13-66	
5-2-26		IRA Hudson	2413 Trailwinds	1-26-61	
5-12-26		Rhoda Parker	2596 Acres	6-17-68	
5-12-26		ANN COLEMAN	150 ARBOLEADO BLVD	12-19-1944	
5-12-26		Cory Hatcher	340 BAY CT.	3-29-74	
5-12-26		MARK HYMA	129 BERTFORDS BLVD	02-01-1964	
5-12-26		JAMES YAGER	417 Masthead Rd	8-17-1963	
5-12-26		Yagum Shawaye Yagoff	417 Masthead Rd	8-29-1955	
5-12-26		Gloria Kikhard	130 BEN LACY DR	2-7-62	
5-12-26		Leany Sallings	128 Jeffrey Circle	10-01-61	
5-2-26		Cindy Sallings	108 Jeffery Circle	11-13-60	

I, Doreen Tenny, affirm that all the signatures were affixed in my presence. I believe them to be genuine signatures of the persons whose names they purport to be, and each signer had an opportunity before signing to read the full text of the ordinance sought to be reconsidered. I've collected signatures on this form.

RECEIVED

JUN 5 2026

By JH Page 3 of 19

On March 24, 2026, the Gun Barrel City Council voted unanimously to pass RESOLUTION # R-2026-007. The caption of RESOLUTION # R-2026-007 reads: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GUN BARREL CITY, TEXAS DIRECTING STAFF TO FILE ALL NECESSARY APPLICATIONS AND SUPPORTING MATERIALS IN APPLICATION FOR A FISCAL YEAR 2027 SB224 CATALYTIC CONVERTER GRANT; ACKNOWLEDGING THE TERMS AND CONDITIONS OF THE GRANT; DIRECTING STAFF TO ENSURE A TIMELY APPLICATION IS MADE BY THE ESTABLISHED DEADLINE OF MAY 08, 2026, AND REPORT BACK ANY RESULTS WHEN AVAILABLE; PROVIDING FOR FINDINGS OF FACT AND PROVIDING FOR AN EFFECTIVE DATE."

By signing this petition, I confirm my opposition to RESOLUTION # R-2026-007. My signature confirms my demand for the REPEAL of RESOLUTION # R-2026-007. I am a qualified voter of Gun Barrel City, Texas.

Date	Signature	Print Name	Street # and Name	DOB	VUID
5-9-26	Betty A. Schwerin	Betty A. Schwerin	110 Meadow Heights	5-4-43	
5-9-26	George Schwerin	George Schwerin	110 Meadow Heights	11-28-44	
5-13-26	Glenn Wiley	Glenn Wiley	214 Masthead Rd	05-25-47	
5-13-26	Yubal E. Baeta	Yubal E. Baeta	230 Skiff Dr	GB 2-24-83	
5-28-26	Yick Green	Yick Green	175 Big Chief Dr	GB TX 2-1-73	
5-28-26	Paul Turner	Paul Turner	180 B.G. Chisum	GB TX 3-16-1957	
5-28-26	Karen Tipton	Karen Tipton	104 Redondo Dr	GB TX 11-13-62	
5-28-26	James Presting	James Presting	124 Redondo Dr	GB TX 10-4-46	
5-28-26	Shannon Clark	Shannon Clark	120 Redondo Dr	GB TX 10-5-77	
5-28-26	LR Presting	LR Presting	124 Redondo	GB TX 01-11-49	
5-28-26	Steve Fehmel	Steve Fehmel	150 Sunset Dr	GB TX 8-22-55	
5-28-26	Joshua Lopez	Joshua Lopez	111 Redondo Dr	GB TX 4-22-91	
5-28-26	Kelsey Lopez	Kelsey Lopez	111 Redondo Dr	GB TX 5-25-92	
5-28-26	Brandi Lopez	Brandi Lopez	142 Oaks Cir	GB TX 3-8-87	
5-28-26	Jenni Wells	Jenni Wells	129 Oaks Cir	GB TX 12-31-89	
5-28-26	Christina Balan	Christina Balan	130 Twelve Oaks Cir	9-23-78	
5-28-26	Juan Galvan	Juan Galvan	130 Twelve Oaks Cir	3-18-82	
5-28-26	Alexis Johnson	Alexis Johnson	108 Twelve Oaks Cir	09-21-1999	
5-28-26	Doug Pooler	Doug Pooler	109 Tres Lagos Blvd	11-9-55	
5-28-26	Michael Danny	Michael Danny	107 Tres Lagos Blvd	09-06-2006	

I, Amara Fa. Fa. Fa. Affirm that all the signatures were affixed in my presence. I believe them to be genuine signatures of the persons whose names they purport to be, and each signer had an opportunity before signing to read the full text of the ordinance sought to be reconsidered. I've collected 24 signatures on this form.

RECEIVED
MAY 6 2026
21

RECEIVED
JUN 5 2026
By gpl

On March 24, 2026, the Gun Barrel City Council voted unanimously to pass RESOLUTION # R-2026-007. The caption of RESOLUTION # R-2026-007 reads: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GUN BARREL CITY, TEXAS DIRECTING STAFF TO FILE ALL NECESSARY APPLICATIONS AND SUPPORTING MATERIALS IN APPLICATION FOR A FISCAL YEAR 2027 SB224 CATALYTIC CONVERTER GRANT; ACKNOWLEDGING THE TERMS AND CONDITIONS OF THE GRANT; DIRECTING STAFF TO ENSURE A TIMELY APPLICATION IS MADE BY THE ESTABLISHED DEADLINE OF MAY 08, 2026, AND REPORT BACK ANY RESULTS WHEN AVAILABLE; PROVIDING FOR FINDINGS OF FACT AND PROVIDING FOR AN EFFECTIVE DATE."

By signing this petition, I confirm my opposition to RESOLUTION # R-2026-007. My signature confirms my demand for the REPEAL of RESOLUTION # R-2026-007. I am a qualified voter of Gun Barrel City, Texas.

Date	Signature	Print Name	Street # and Name	DOB	VUID
5-9-26	Gary 2 Bleiler	GARY BLEILER	259 E. ACERAS RD.	3-19-51	
5-9-26	Tiff Adams	Tiffany Adams	259 E. ACERAS RD.	5-8-89	
5/19/26	Billie Jo Espinoza	Billie Jo Espinoza	110 Raintree Dr	5/19/10/26/2	
5/20/26	Mica Adams	Mica Adams	259 E. ACERAS RD.	5/12/87	

CELEBRATE
JUN 5 2026

genuine signatures of the persons
reconsidered. I've collected 4

MAY 6 2026

5

By

Page 5 of 19

On March 24, 2026, the Gun Barrel City Council voted unanimously to pass RESOLUTION # R-2026-007. The caption of RESOLUTION # R-2026-007 reads: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GUN BARREL CITY, TEXAS DIRECTING STAFF TO FILE ALL NECESSARY APPLICATIONS AND SUPPORTING MATERIALS IN APPLICATION FOR A FISCAL YEAR 2027 SB224 CATALYTIC CONVERTER GRANT; ACKNOWLEDGING THE TERMS AND CONDITIONS OF THE GRANT; DIRECTING STAFF TO ENSURE A TIMELY APPLICATION IS MADE BY THE ESTABLISHED DEADLINE OF MAY 08, 2026, AND REPORT BACK ANY RESULTS WHEN AVAILABLE; PROVIDING FOR FINDINGS OF FACT AND PROVIDING FOR AN EFFECTIVE DATE."

By signing this petition, I confirm my opposition to RESOLUTION # R-2026-007. My signature confirms my demand for the REPEAL of RESOLUTION # R-2026-007. I am a qualified voter of Gun Barrel City, Texas.

Date	Signature	Print Name	Street # and Name	DOB	VUID
5-12-24	Noel Salisbury	NOEL SALISBURY	108 Sunny meadow st	8-23-82	
5-12-26	Pamela Bayle	Pamela Bayle	102 Sunny meadow st	1-8-82	
5-12-26	Christopher Bayle	Christopher Bayle	109 Sunny meadow st	6-19-88	
5-12-26	Joe Hanson	Joe Hanson	102 Sunny meadow st	5-20-2003	
5-13-26	Barbara L. Strack	Barbara L. Strack	104 Senny meadow st	5-16-1946	
5-13-26	Kelly Romero	Kelly Romero	422 Sailboat Ln 75156	01-28-1976	
5-13-26	Erin Stevens	Erin Stevens	422 Sailboat Ln 75156	05-10-1979	
5-13-26	Douglas Wayland	Douglas Wayland	422 Sailboat Ln 75156	4-28-66	
5-14-26	Amanda Diaz	Amanda Diaz	420 Sailboat Ln 75156	5-27-98	
5-14-26	Andrea Adams	Andrea Adams	182 Southlake Dr 75156	8-2-84	

I, Christopher Bayle (Christopher Bayle) Affirm that all the signatures were affixed in my presence. I believe them to be genuine signatures of the persons whose names they purport to be, and each signer had an opportunity before signing to read the full text of the ordinance sought to be reconsidered. I've collected 10 signatures on this form.

JUN 5 2026

fu

MAY 6 2026

On March 24, 2026, the Gun Barrel City Council voted unanimously to pass RESOLUTION # R-2026-007. The caption of RESOLUTION # R-2026-007 reads: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GUN BARREL CITY, TEXAS DIRECTING STAFF TO FILE ALL NECESSARY APPLICATIONS AND SUPPORTING MATERIALS IN APPLICATION FOR A FISCAL YEAR 2027 SB224 CATALYTIC CONVERTER GRANT; ACKNOWLEDGING THE TERMS AND CONDITIONS OF THE GRANT; DIRECTING STAFF TO ENSURE A TIMELY APPLICATION IS MADE BY THE ESTABLISHED DEADLINE OF MAY 08, 2026, AND REPORT BACK ANY RESULTS WHEN AVAILABLE; PROVIDING FOR FINDINGS OF FACT AND PROVIDING FOR AN EFFECTIVE DATE."

By signing this petition, I confirm my opposition to RESOLUTION # R-2026-007. My signature confirms my demand for the REPEAL of RESOLUTION # R-2026-007. I am a qualified voter of Gun Barrel City, Texas.

Date	Signature	Print Name	Street # and Name	DOB	VOID
5/12/26	<i>[Signature]</i>	Amanda L. Gant	105 STAN WOODS CIR	5-10-52	
5/12/26	<i>[Signature]</i>	MARTIN L. GANT	105 STAN WOODS	11-12-53	
5-12-26	<i>[Signature]</i>	WANDA RODRIGUEZ	336 Pleasureland	3-2-10-43	
5-14-26	<i>[Signature]</i>	Jessica West	104 Stephens Dr	5-4-72	
5-14-26	<i>[Signature]</i>	Terry Decker	111 Cypress Dr	2/10/67	
5-14-26	<i>[Signature]</i>	MARTIN K. Williams	349 Pleasureland Rd.	9-3-63	
5-13-26	<i>[Signature]</i>	Debbie Carroll	102 Sowards Cir	3-22-1950	
5/13/26	<i>[Signature]</i>	Jim Sadler	101 Sowards Cir	8-3-66	
5-13-26	<i>[Signature]</i>	Ladice Sowards	106 Sowards Cir	12-16-40	
5/13/26	<i>[Signature]</i>	DANNY WILSON	147 GRISSON DR	3/30/60	
5/13/26	<i>[Signature]</i>	W. Brantley	147 GRISSON DR	10/16/62	
5/14/26	<i>[Signature]</i>	Allison Grant	431 Legendary Lane	6-4-1996	
5-16-26	<i>[Signature]</i>	Wayne Guerin	320 W. Main St.	12-6-1958	
5-16-26	<i>[Signature]</i>	JANICE McEVOY	158 PALISADE DRIVE	1-25-59	
5-16-26	<i>[Signature]</i>	Gina Requena	135 Butler Trl	8-2-82	
5-16-26	<i>[Signature]</i>	Soldina Williams	135 Butler Trl	12-3-54	
5-18-26	<i>[Signature]</i>	Charles Bean McElm	165 Big Chief	2-21-72	
5/18/26	<i>[Signature]</i>	Kimberly McCollom	165 Big Chief Dr	8/10/71	
5/18/26	<i>[Signature]</i>	Zeke Flowers	168 Memorial Dr	6/24/03	
5/18/26	<i>[Signature]</i>	BRAD FLOWERS	168 Memorial Dr.	10-6-1970	

I, Amanda Faith, affirm that all the signatures were affixed in my presence and believe them to be genuine signatures of the persons whose names they purport to be, and each signer had an opportunity before signing to read the full text of the ordinance sought to be reconsidered. I've collected 29 signatures on this form.

RECEIVED
MAY 6 2026

By [Signature]
JUN 5 2026

On March 24, 2026, the Gun Barrel City Council voted unanimously to pass RESOLUTION # R-2026-007. The caption of RESOLUTION # R-2026-007 reads: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GUN BARREL CITY, TEXAS DIRECTING STAFF TO FILE ALL NECESSARY APPLICATIONS AND SUPPORTING MATERIALS IN APPLICATION FOR A FISCAL YEAR 2027 SB224 CATALYTIC CONVERTER GRANT; ACKNOWLEDGING THE TERMS AND CONDITIONS OF THE GRANT; DIRECTING STAFF TO ENSURE A TIMELY APPLICATION IS MADE BY THE ESTABLISHED DEADLINE OF MAY 08, 2026, AND REPORT BACK ANY RESULTS WHEN AVAILABLE; PROVIDING FOR FINDINGS OF FACT AND PROVIDING FOR AN EFFECTIVE DATE."

By signing this petition, I confirm my opposition to RESOLUTION # R-2026-007. My signature confirms my demand for the REPEAL of RESOLUTION # R-2026-007. I am a qualified voter of Gun Barrel City, Texas.

Date	Signature	Print Name	Street # and Name	DOB	VUID
5-14-26	Allison Grant	Allison Grant	431 Legendary Lane	6-4-1996	
5-14-26	Devon Putman	Devon Putman	317 Port Of	4-22-81	
5/18/26	Jose Mendez	Jose Mendez	150 Stephens Dr.	4-7-98	
5/18/26	Anna Cappelhaide	Anna Cappelhaide	150 Stephens Dr.	6-21-84	
5/20/26	Lauren Dixon	Lauren Dixon	112 Autumn Wood Trl	6-30-92	
5/20/26	Jordan Blaine	Jordan Blaine	151 Holiday Dr	6-2-97	
5/20/26	Melissa Kennedy	Melissa Kennedy	104 Arbolado Blvd GBC	5-11-65	
5/20/26	Jean Bowers	Jean Bowers	109 Brook Valley St	3/27/55-20165	
5/20/26	Nadara Roegan	Nadara Roegan	228 Folic Rd	6-17-59	
5/20/26	Elizabeth Rust	Elizabeth Rust	103 Arbolado Blvd	12-28-77	
5/15/26	Keylin Roegan	Keylin Roegan	228 Folic Rd	6-8-20	
5/25/26	Linda Shoemaker	Linda Shoemaker	118 Inwood Circle	7-4-71	
5/25/26	James Shoemaker	James Shoemaker	118 Inwood Circle	09/30/67	
5-25-26	Dallas Higgins	Dallas Higgins	105 Victor Lane	6/7/94	
5-25-26	Skyler Snadlock	Skyler Snadlock	105 Victor Lane	11/22/78	
5-25-26	Antonio Alon	Antonio Alon	303 Hoover Rd	04/30/1962	
5-26-26	Jennifer Barnard	Jennifer Barnard	327 Valleyview St	06-02-87	
5-26-26	Kathleen Cochran	KATHLEEN COCHRAN	580 Welch Lane	06-14-54	
5-26-26	Julia Preston	Julia Preston	580 Welch Lane	09-22-81	
5-26	Stella Lavea	Stella Lavea	151 Fairhill Ln	5-6-73	

I, Amac's, affirm that all the signatures were affixed in my presence, I believe them to be genuine signatures of the persons, whose names they purport to be, and each signer had an opportunity before signing to read the full text of the ordinance sought to be reconsidered. I've collected 30 signatures on this form.

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On March 24, 2026, the Gun Barrel City Council voted unanimously to pass RESOLUTION # R-2026-007. The caption of RESOLUTION # R-2026-007 reads: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GUN BARREL CITY, TEXAS DIRECTING STAFF TO FILE ALL NECESSARY APPLICATIONS AND SUPPORTING MATERIALS IN APPLICATION FOR A FISCAL YEAR 2027 SB224 CATALYTIC CONVERTER GRANT; ACKNOWLEDGING THE TERMS AND CONDITIONS OF THE GRANT; DIRECTING STAFF TO ENSURE A TIMELY APPLICATION IS MADE BY THE ESTABLISHED DEADLINE OF MAY 08, 2026, AND REPORT BACK ANY RESULTS WHEN AVAILABLE; PROVIDING FOR FINDINGS OF FACT AND PROVIDING FOR AN EFFECTIVE DATE."

By signing this petition, I confirm my opposition to RESOLUTION # R-2026-007. My signature confirms my demand for the REPEAL of RESOLUTION # R-2026-007. I am a qualified voter of Gun Barrel City, Texas.

Date	Signature	Print Name	Street # and Name	DOB	VOID
5/18/26	George A Horst	George A. Horst	201 Seabreeze Dr, 75156	08/19/67	
5/18/26	Barbara A. Bowers	BARBARA A. BOWERS	201 Sea Breeze	5/21/48	
5-26-26	Patricia Baumgartner	Patricia Baumgartner	116 Bayview St GBC 75156	9/25/52	
5-26-26	Don Baumgartner	Don Baumgartner	116 Bayview GBC 75156	3/14/52	
5-26-26	John Miller	John Miller	535 Harbor Point Rd	6-9-72	
5-26-26	Gerald Cook	Gerald Cook	115 Pine Bluff Blvd	10-15-40	
5-26-26	Geraldine Cook	Geraldine Cook	115 Pine Bluff Blvd.	02-23-49	
5-26-26	Dan Falls	DAN FALLS	104 TWELVE DAKS CIR	09-12-69	
5-27-26	Lori Browning	Lori Browning	1000 Bluestone Cr #111	11-10-70	
5-27-26	Sarah Barber LVA	Sarah Barber LVA	147 Big Chief Dr GBC	11-20-80	
5-27-26	Michael Myers	Michael Myers	152 Arbolado Blvd GBC	12-7-69	
5-27-26	Ann Coleman	Ann Coleman	150 Arbolado Blvd GBC	12-19-1944	
5-28-26	Michelle Bradley	Michelle Bradley	1107 Plantation Dr.	11-27-1968	
5-28-26	Linda Goidin	Linda Goidin	106 Plantation Dr	9-21-55	
5-28-26	Kristal Green	Kristal Green	113 Plantation Dr.	08/19/85	
5-28-26	Kimberly Clark Bradley	Kimberly Clark Bradley	110 Plantation Dr.	06/10/1974	
5-28-26	Douglas Bradley	Douglas Bradley	110 Plantation Dr	08/30/1987	
5-28-26	Judy Gilliland	Judy Gilliland	114 Plantation Dr	05/11/1964	
5-28-26	Deborah Wilmoth	Deborah Wilmoth	109 Gale Dr. GBC	11-16-56	
5-28-26	Michelle Wilmoth	MICHELLE WILMOTH	109 GALE DR. GBC	01/12/65	

I, Annmarie Faint, affirm that all the signatures were affixed in my presence. I believe them to be genuine signatures of the persons whose names they purport to be, and each signer had an opportunity before signing to read the full text of the ordinance sought to be reconsidered. I've collected signatures on this form. 24

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Page 9 of 19

On March 24, 2026, the Gun Barrel City Council voted unanimously to pass RESOLUTION # R-2026-007. The caption of RESOLUTION # R-2026-007 reads: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GUN BARREL CITY, TEXAS DIRECTING STAFF TO FILE ALL NECESSARY APPLICATIONS AND SUPPORTING MATERIALS IN APPLICATION FOR A FISCAL YEAR 2027 SB224 CATALYTIC CONVERTER GRANT; ACKNOWLEDGING THE TERMS AND CONDITIONS OF THE GRANT; DIRECTING STAFF TO ENSURE A TIMELY APPLICATION IS MADE BY THE ESTABLISHED DEADLINE OF MAY 08, 2026, AND REPORT BACK ANY RESULTS WHEN AVAILABLE; PROVIDING FOR FINDINGS OF FACT AND PROVIDING FOR AN EFFECTIVE DATE."

By signing this petition, I confirm my opposition to RESOLUTION # R-2026-007. My signature confirms my demand for the REPEAL of RESOLUTION # R-2026-007. I am a qualified voter of Gun Barrel City, Texas.

Date	Signature	Print Name	Street # and Name	DOB	VOID
5/29/26	<i>[Signature]</i>	Charles Nathan Payne	111 Tres Lagos Blvd	2/9/1992	
5/29/26	<i>[Signature]</i>	JOE BREZEL	117 Tres Lagos Blvd	9/26/1969	
5/29/26	<i>[Signature]</i>	Kimberly Brezel	117 Tres Lagos Blvd	02-01-1974	
5/29/26	<i>[Signature]</i>	OC STANLEY	115 Tres Lagos Blvd	9-29-57	
5/29/26	<i>[Signature]</i>	<i>[Signature]</i>	137 Tres Lagos Blvd	8-20-59	
5/29/26	<i>[Signature]</i>	Edwin Lucy	145 Tres Lagos Blvd	12-02-1972	
5/29/26	<i>[Signature]</i>	JEFF HARTLEY	144 Tres Lagos Blvd	7/2/49	
5/29/26	<i>[Signature]</i>	Wanda Gorman	152 Tres Lagos Blvd	09-10-1974	
5/29/26	<i>[Signature]</i>	TERRY GORMAN	152 Tres Lagos Blvd	03-13-1950	
5/29/26	<i>[Signature]</i>	ROBERT SPILKON	110 Tres Lagos Blvd	9-11-1961	
5/29/26	<i>[Signature]</i>	Zachary Spilkon	104 Grande Lane	12/18/1996	
5/29/26	<i>[Signature]</i>	Diane Lewis	114 Grande Ln	7-17-63	
5/30/26	<i>[Signature]</i>	Sonni Colwell	114 meadow lake dr	06/22/99	
5/30/26	<i>[Signature]</i>	Josha Colwell	114 meadow lake dr	02/03/89	
5/30/26	<i>[Signature]</i>	Ralf Soto	220 meadow lake dr	07/15/64	
5/30/26	<i>[Signature]</i>	Christine Cordova	220 Loan Bay Dr	06/19/87	
5/30/26	<i>[Signature]</i>	Shellie Soto	106 Grande Ln	12/6/77	
5/30/26	<i>[Signature]</i>	James Linen	606 E Merrill St	07/16/196	
5/30/26	<i>[Signature]</i>	Blake Morris	627 Harbor Point Rd	9-8-1994	

I, *[Signature]* (Amaris Faith) Affirm that all the signatures were affixed in my presence, I believe them to be genuine signatures of the persons whose names they purport to be, and each signer had an opportunity before signing to read the full text of the ordinance sought to be reconsidered. I've collected signatures on this form.

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By *[Signature]*
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On March 24, 2026, the Gun Barrel City Council voted unanimously to pass RESOLUTION # R-2026-007. The caption of RESOLUTION # R-2026-007 reads: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GUN BARREL CITY, TEXAS DIRECTING STAFF TO FILE ALL NECESSARY APPLICATIONS AND SUPPORTING MATERIALS IN APPLICATION FOR A FISCAL YEAR 2027 SB224 CATALYTIC CONVERTER GRANT; ACKNOWLEDGING THE TERMS AND CONDITIONS OF THE GRANT; DIRECTING STAFF TO ENSURE A TIMELY APPLICATION IS MADE BY THE ESTABLISHED DEADLINE OF MAY 08, 2026, AND REPORT BACK ANY RESULTS WHEN AVAILABLE; PROVIDING FOR FINDINGS OF FACT AND PROVIDING FOR AN EFFECTIVE DATE."

By signing this petition, I confirm my opposition to RESOLUTION # R-2026-007. My signature confirms my demand for the REPEAL of RESOLUTION # R-2026-007. I am a qualified voter of Gun Barrel City, Texas.

Date	Signature	Print Name	Street # and Name	DOB	VUID
5/3/26	<i>[Signature]</i>	KATH OBERFELD	931 KARLBERG RD	03/15/62	
6-1-26	<i>[Signature]</i>	Gail Y. Overton	136 Blubird Loop	9-18-58	
6-3-26	<i>[Signature]</i>	KW Sallings	128 Jeffrey	9-13-1964	
6-3-26	<i>[Signature]</i>	Patricia Raasch	101 Whispering Pt GBC	6-9-50	
6/3/26	<i>[Signature]</i>	Alexis L. Cunningham	331 Whispering Trl GBC	12/29/94	
6-3-26	<i>[Signature]</i>	Elizabeth Overton	323 Wilding Sp Gm	7-4-19	
6-3-26	<i>[Signature]</i>	Gary Sturdevant	335 Overlook Trl GBC	8-24-70	
6-3-26	<i>[Signature]</i>	Amanda Sturdevant	335 Overlook Trl GBC	7-10-79	
6-3-26	<i>[Signature]</i>	Matthew Housc	316 Backlash Dr	7-14-96	
6-4-26	<i>[Signature]</i>	Liz Kost	118 Camino Robles	1-2-63	
6-4-26	<i>[Signature]</i>	David Kost	118 Camino Robles	1-19-55	
6-4-26	<i>[Signature]</i>	Viggle Shatley	248 W ACES GBS	1-26-88	
6-4-26	<i>[Signature]</i>	Phil Chapman	410 Admiral Dr	5-31-52	
6/4/26	<i>[Signature]</i>	TANIS CHAPMAN	410 Admiral Dr	12/06/51	
6/4/26	<i>[Signature]</i>	Robert Stone	543 Banding Way	7/10/59	
6/4/26	<i>[Signature]</i>	Bethany Daugh	239 Savant Dr	5/10/85	
6/4/26	<i>[Signature]</i>	Lori Underwood	209 Hollyhock GBC TX 75156	10/16/59	
6/4/26	<i>[Signature]</i>	Bobby Jones	209 Hollyhock GBC TX 75156	11/27/51	
6/4/26	<i>[Signature]</i>	Billie Payne	213 Hollyhock GBC TX 75156	3/28/21	

I, Quinn Foster (Quinn's Faith) Affirm that all the signatures were affixed in my presence, I believe them to be genuine signatures of the persons whose names they purport to be, and each signer had an opportunity before signing to read the full text of the ordinance sought to be reconsidered. I've collected signatures on this form.

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On March 24, 2026, the Gun Barrel City Council voted unanimously to pass RESOLUTION # R-2026-007. The caption of RESOLUTION # R-2026-007 reads: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GUN BARREL CITY, TEXAS DIRECTING STAFF TO FILE ALL NECESSARY APPLICATIONS AND SUPPORTING MATERIALS IN APPLICATION FOR A FISCAL YEAR 2027 SB224 CATALYTIC CONVERTER GRANT; ACKNOWLEDGING THE TERMS AND CONDITIONS OF THE GRANT; DIRECTING STAFF TO ENSURE A TIMELY APPLICATION IS MADE BY THE ESTABLISHED DEADLINE OF MAY 08, 2026, AND REPORT BACK ANY RESULTS WHEN AVAILABLE; PROVIDING FOR FINDINGS OF FACT AND PROVIDING FOR AN EFFECTIVE DATE."

By signing this petition, I confirm my opposition to RESOLUTION # R-2026-007. My signature confirms my demand for the REPEAL of RESOLUTION # R-2026-007. I am a qualified voter of Gun Barrel City, Texas.

[illegible]

I, _____) Affirm that all the signatures were affixed in my presence, I believe them to be genuine signatures of the persons whose names they purport to be, and each signer had an opportunity before signing to read the full text of the ordinance sought to be reconsidered. I've collected signatures on this form.

REC'D MAY 6 2026

On March 24, 2026, the Gun Barrel City Council voted unanimously to pass RESOLUTION # R-2026-007. The caption of RESOLUTION # R-2026-007 reads: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GUN BARREL CITY, TEXAS DIRECTING STAFF TO FILE ALL NECESSARY APPLICATIONS AND SUPPORTING MATERIALS IN APPLICATION FOR A FISCAL YEAR 2027 SB224 CATALYTIC CONVERTER GRANT; ACKNOWLEDGING THE TERMS AND CONDITIONS OF THE GRANT; DIRECTING STAFF TO ENSURE A TIMELY APPLICATION IS MADE BY THE ESTABLISHED DEADLINE OF MAY 08, 2026, AND REPORT BACK ANY RESULTS WHEN AVAILABLE; PROVIDING FOR FINDINGS OF FACT AND PROVIDING FOR AN EFFECTIVE DATE."

By signing this petition, I confirm my opposition to RESOLUTION # R-2026-007. My signature confirms my demand for the REPEAL of RESOLUTION # R-2026-007. I am a qualified voter of Gun Barrel City, Texas.

Date	Signature	Print Name	Street # and Name	DOB	VUID
6/3/26	Wesley J. Haller	Wesley J. Haller	10701 FM 607N Brownsboro	10/25/1993	
6/3/26	PARACENT NEWMAN	PARACENT NEWMAN	2407 WILLIAMS ST MABANK	10/26/1956	
6/3/26	SCOTT E KEELAND	SCOTT E KEELAND	2407 WILLIAM ST MABANK	03/25/1949	
6/3/26	Buck Bradshaw	Buck Bradshaw	1391 12 OAKS CIR	7/14/1988	
6/3/26	Ricardo Fuentes	Ricardo Fuentes	1301 12 OAKS CIR	10/14/2007	
6/3/26	Wesley Parrish	Wesley Parrish	115 TACA TRACE DR.	2/4/1964	
6/3/26	FRANK W. Whiteside	FRANK W. Whiteside	126 Willowood Dr.	9/22/1955	
6/3/26	Seaneey Bokes	Seaneey Bokes	134 Pine Bloom	4/5/78	
6-4-26	Walter King	WALTER KING	122 Pine Bloom	11/3/-45	
6-4-26	Chylene Myke	Chylene Myke	52 Abilado Blvd	2-28-97	
6-4-26	Rudell Fernandez	Rudell Fernandez	112 Rudder Rd	10/23/1981	
6-4-26	Jeremy Betz	Jeremy Betz	114 Rudder Rd	10-13-1979	
6-4-26	Saman Betz	Saman Betz	114 Rudder Rd	5-16-1985	
6-4-26	Jim Alford	Jim Alford	120 Rudder Rd	8-24-47	
6-4-26	DEBRA FRIED	DEBRA FRIED	120 Rudder Rd	9-14-58	
6-4-26	LINDA BROCKER	LINDA BROCKER	232 SEACREST DR.	12-1-50	
6-4-26	Carol Smith Sr	Carol Smith Sr	122 Lisa Laine	12-16-77	
6-4-26	Mallory Hammons	Mallory Hammons	15383 CR 4011 Mabank TX	11-22-04	

I, Ramiris Faid (Ramiris Faid) Affirm that all the signatures were affixed in my presence. I believe them to be genuine signatures of the persons whose names they purport to be, and each signer had an opportunity before signing to read the full text of the ordinance sought to be reconsidered. I've collected signatures on this form.

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Item Cover Page

CITY COUNCIL AGENDA ITEM REPORT

DATE: June 23, 2026

AGENDA SECTION: New Business

ITEM TYPE: Presentation & Ordinance Consideration

SUBMITTING INFORMATION

DEPARTMENT: City Secretary

REQUESTED BY: Janet Dillard

POSTED AGENDA ITEM WORDING

- Presentation by City Secretary of certification of sufficiency of the referendum petition for Ordinance No. O-2026-003 regarding animal control received from Petitioners' Committee pursuant to Article VI of the City Charter.
- Consider and take action to adopt Ordinance No. O-2026-027 repealing Ordinance No. O-2026-003 regarding animal control.

SUMMARY

The Petitioners' Committee submitted a petition under Article VI of the City Charter to force a referendum on Ordinance No. O-2026-003. Following a review of the petition, the City Secretary has officially certified the sufficiency of the petition with 207 valid voter identification numbers and corresponding names.

Upon receiving the certification, the City Council is required to reconsider the challenged legislation. The Council must take action to either repeal Ordinance No. O-2026-003 entirely or call for a special election.

Options for Council Action:

- Adopt Ordinance No. O-2026-027 (Repeals the contested animal control ordinance).
- Reject Ordinance No. O-2026-027 and place ballot measure on the next available uniform

election date. (Requires the ordinance to be placed on a future municipal election ballot for voters to decide).

ATTACHMENTS

Certification of sufficiency
Ordinance No. O-2026-027
Petition signatures



1716 West Main Street
Gun Barrel City, TX 75156
903-887-1087
903-887-6666 Fax

STATE OF TEXAS
COUNTY OF HENDERSON
CITY OF GUN BARREL CITY

*
*
*

CERTIFICATION

I, Janet Dillard, being the City Secretary of the City of Gun Barrel City, Texas, do hereby certify that the attached are true and correct copies of the referendum petition for Ordinance No. O-2026-003 received on June 5, 2026, from the Petitioners' Committee pursuant to Article VI of the City Charter.

After verifying the validity of the voter registration numbers against the most recent Henderson County Voter Registrar's listing for Gun Barrel City, I, hereby certify the sufficiency of the petition with 207 valid voter identification numbers and corresponding names. I cannot validate signatures.

WITNESS MY HAND AND OFFICIAL SEAL of the City of Gun Barrel City, Texas, this 15th day of June 2026.



Janet Dillard, City Secretary
Gun Barrel City, Texas



ORDINANCE NO. O-2026-027

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS REPEALING ORDINANCE NO. 0-2026-003; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on April 28, 2026, the City Council for the City of Gun Barrel City, Texas (“City”) passed Ordinance No. 0-2026-003 providing regulations concerning animal control and amending Chapter 90 (Animal Control) of the Gun Barrel City Code of Ordinances; and

WHEREAS, the City Council now desires to repeal Ordinance No. 0-2026-003 by the passage of this Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AS FOLLOWS:

I. REPEALER

Ordinance No. 0-2026-003 passed by the City Council for the City of Gun Barrel City, Texas on April 28, 2026, is hereby repealed in its entirety.

II. SEVERABILITY

It is hereby declared to be the intention of the City Council for Gun Barrel City, Texas that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable and if any phrase, sentence, clause, paragraph or section of this Ordinance should be declared unconstitutional by the valid judgment of any court of competent jurisdiction, such unconstitutionality/illegality shall not affect any remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance since the same could have been enacted by the City Council without any such unconstitutional/illegal phrase, clause, sentence, paragraph or section.

III. EFFECTIVE DATE

This Ordinance shall become effective immediately upon its passage by the City Council for the City of Gun Barrel City, Texas.

Passed and approved on this _____ day of June _____.

Attest:

Approved:

Janet Dillard, City Secretary

Brian Crull, Mayor

On April 28, 2026, the Gun Barrel City Council voted 3 to 1 to pass ORDINANCE # O-2026-003. The caption of ORDINANCE # O-2026-003 reads: "AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AMENDING CHAPTER 90 (ANIMAL CONTROL) AND APPENDIX 1 (FEE SCHEDULE) OF THE GUN BARREL CITY CODE OF ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE."

By signing this petition, I confirm my opposition to Ordinance # O-2026-003. My signature confirms my demand for the REPEAL of ORDINANCE # O-2026-003. I am a qualified voter of Gun Barrel City, Texas.

Date	Signature	Print Name	Street # and Name	DOB	VOID
5-6-26	Linda Whitworth	Linda Whitworth	321 Valley View St. GBC	1-19-66	
5-6-26	Sherilyn Kelly	Sherilyn Kelly	109 Brett Dr GBC	10-27-53	
5-16-26	Donna Hagstrom	Donna Hagstrom	1411 B. 3rd St GBC	12/07/53	
5/6/26	Lisa Terry	LISA TERRY	147 12 Oaks Cir	12/26/61	
5/6/26	Amaris Faith	Amaris Faith	155 Pine Bloom	9-10-1957	
5/6/26	Joyce Pasitt	Joyce Pasitt	127 Island Park Dr GBC	10-26-1963	
5/6/26	De A Pasitt	De A Pasitt	127 Island Park Dr GBC	7-26-1966	
5-6-26	Sheree Huddleston	Sheree Huddleston	110 Deer Landing Jct	12-19-1955	
5-6-26	Donna Huddleston	Donna Huddleston	110 Deer Landing Jct	07-30-1959	
5-7-26	Cheryl Davis	Cheryl Davis	430 Forest Ln	12-3-1968	
5-7-26	Melanie Davis	Melanie Davis	430 Forest Ln GBC	1-30-67	
5/9/26	Sherry A King	Sherry A King	122 Olive Blaine Blvd Jct	9-27-48	
5/9/26	Adrey Egward	Adrey Egward	147 Pine Bloom Dr	12/27/57	
5/7/26	Malka Dunn	Malka Dunn	121 Remington Cir	09/11/84	
5/7/26	Alga E Dunn	Alga E Dunn	101 Remington Cir	04-11-91	
5-8-26	John Gaddis	John Gaddis	146 Oak Haven Dr	9-1-60	
5/8/26	John Burson	John Burson	105 Gale Dr	5/30/1963	
5-8-26	Paul McCullough	PAUL MCCULLOUGH	124 Box Rd	10/12/44	
5-8-26	Riga Phillips	Riga Phillips	112 Alabado Blvd. GBC	5-8-2006	
5-8-26	Donna Kirkwood	Donna Kirkwood	246 Loving Ln GBC	3-14-66	

I, Amaris Faith (Amaris Faith) Affirm that all the signatures were affixed in my presence, I believe them to be genuine signatures of the persons/whose names they purport to be, and each signer had an opportunity before signing to read the full text of the ordinance sought to be reconsidered. I've collected 24 signatures on this form.

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On April 28, 2026, the Gun Barrel City Council voted 3 to 1 to pass ORDINANCE # O-2026-003. The caption of ORDINANCE # O-2026-003 reads: "AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AMENDING CHAPTER 90 (ANIMAL CONTROL) AND APPENDIX 1 (FEE SCHEDULE) OF THE GUN BARREL CITY CODE OF ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE."

By signing this petition, I confirm my opposition to Ordinance # O-2026-003. My signature confirms my demand for the REPEAL of ORDINANCE # O-2026-003. I am a qualified voter of Gun Barrel City, Texas.

Date	Signature	Print Name	Street # and Name	DOB	VUID
5-9-26	Gary 2 Bleiler	GARY BLEILER	259 E. ACRES RD.	3-19-51	
5-9-26	Tiffany Adams	Tiffany Adams	259 E. ACRES RD.	5-8-89	
5/19/26	Michelle Adams	Michelle Adams	259 E. ACRES RD.	5-12-83	
5/19/26	Billie Jo Espinoza	Billie Jo Espinoza	110 Raintree Dr ABC	10-26-62	

I, Tony Adams (Tony Adams) Affirm that all the signatures were affixed in my presence, I believe them to be genuine signatures of the persons whose names they purport to be, and each signer had an opportunity before signing to read the full text of the ordinance sought to be reconsidered. I've collected signatures on this form.

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By signing this petition, I confirm my opposition to Ordinance # O-2026-003. My signature confirms my demand for the REPEAL of ORDINANCE # O-2026-003. I am a qualified voter of Gun Barrel City, Texas.

Date	Signature	Print Name	Street # and Name	DOB	VOID
5-9-26	Betty A. Schwerin	Betty A. Schwerin	110 Meadow Heath GBC 5-443		
5-9-26	George W. Schwerin	George W. Schwerin	110 Meadow Heath GBC 11-28-44		
5-13-26	Glenn Willey	Glenn Willey	114 Meadowhead Rd GBC 5-25-47		
5-13-26	Kyle E. Baker	Kyle E. Baker	230 Skiff Dr GBC 2-24-83		
5-28-26	Deborah Wilmoth	Deborah Wilmoth	109 Gale Dr GBC TX 75156 11-16-86		
5-28-26	Michelle Wilmoth	Michelle Wilmoth	109 Gale Dr GBC 75156 11-16-86		
5-28-26	Vicky Green	Vicky Green	175 Big Chief Dr GBC TX 2-1-73		
5-28-26	Raul Townsend	Raul Townsend	180 Big Chief GBC TX 3-16-1957		
5-28-26	Karen Tipton	Karen Tipton	104 Redondo Dr GBC TX 11-13-62		
5-28-26	LR Prestidge	LR Prestidge	124 Redondo GBC TX 01-11-49		
5-28-26	J. Prestidge	J. Prestidge	124 Redondo GBC TX 10-4-44		
5-28-26	SHANNON CLARK	SHANNON CLARK	120 Redondo Dr GBC TX 10-5-77		
5-28-26	Steve Fennel	Steve Fennel	150 Sunset Dr GBC TX 8/22/53		
5-28-26	Kelsey Lopez	Kelsey Lopez	111 Redondo Dr GBC TX 5/25/92		
5-28-26	Joshua Lopez	Joshua Lopez	111 Redondo Dr GBC TX 04/22/91		
5-28-26	Brandi Lopez	Brandi Lopez	142 12 Oaks Dr GBC 5/8/87		
5-28-26	Jenni Wells	Jenni Wells	129 12 Oaks Cir GBC 12/31/89		
5-28-26	Christina Falan	Christina Falan	130 Twelve Oaks Cir GBC 9-23-78		
5-28-26	Juan Galvan	Juan Galvan	130 Twelve Oaks Cir GBC 3-18-82		
5-28-26	Alexis Hanson	Alexis Hanson	108 Twelve Oaks Cir GBC 09/21/1999		

I, Amor's Faith Affirm that all the signatures were affixed in my presence. I believe them to be genuine signatures of the persons whose names they purport to be, and each signer had an opportunity before signing to read the full text of the ordinance sought to be reconsidered. I've collected 29 signatures on this form.

RECEIVED

MAY 6 2026

By JL

JUN 5 2026

Page 4 of 19

On April 28, 2026, the Gun Barrel City Council voted 3 to 1 to pass ORDINANCE # O-2026-003. The caption of ORDINANCE # O-2026-003 reads: "AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AMENDING CHAPTER 90 (ANIMAL CONTROL) AND APPENDIX 1 (FEE SCHEDULE) OF THE GUN BARREL CITY CODE OF ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE."

By signing this petition, I confirm my opposition to Ordinance # O-2026-003. My signature confirms my demand for the REPEAL of ORDINANCE # O-2026-003. I am a qualified voter of Gun Barrel City, Texas.

Date	Signature	Print Name	Street # and Name	DOB	VUID
5/10/26	<i>Carl Linn</i>	Carl Linn	110 Whispering Pt	8/2/92	
5/10/26	<i>Angie Linn</i>	Angie Linn	110 Whispering Pt	12-9-74	
5-10-26	<i>Wimberly Mills</i>	Wimberly Mills	109 Chico Ct	3-18-74	
5-10-26	<i>Donna Benell</i>	Donna Benell	109 Chico Ct	12-30-1963	
5-10-26	<i>Becky M. Pettit</i>	Becky M. Pettit	157 Willowwood Dr	5-19-47	
5/10/26	<i>Steve Williams</i>	Steve Williams	153 Willowwood Dr	2-3-1981	
5-10-26	<i>Jessie Williams</i>	Jessie Williams	121 Stillwater	10-28-72	
5-10-26	<i>Barbara Mitchell</i>	Barbara Mitchell	121 Stillwater	8-20-74	
5-10-26	<i>Brian Mitchell</i>	Brian Mitchell	126 Redondo Dr	2-26-62	
5-10-26	<i>Connie Martinez</i>	Connie Martinez	126 Redondo Dr	7-14-62	
5/10/26	<i>Eladio Martinez</i>	Eladio Martinez	115 Shadowood St	7-27-63	
5-10-26	<i>Jon Wardmaker</i>	Jon Wardmaker	115 Shadowood St	6/18/67	
5-10-26	<i>Tyler Hicks</i>	Tyler Hicks	204 Maple Valley St	3-24-73	
5-11-26	<i>Jacquelyn Grayson</i>	Jacquelyn Grayson	203 Maple Valley	09-18-99	
5/11/26	<i>Brandon Grayson</i>	Brandon Grayson	106 Guadalupe Dr	09-16-80	
5-11-26	<i>John Rawley</i>	John Rawley	106 Guadalupe Drive	05-27-90	
5-11-26	<i>Olivia Andrews</i>	Olivia Andrews	106 Guadalupe Dr	12-10-07	
5-12-26	<i>Rhoda Parker</i>	Rhoda Parker	128 Rudder Rd	10-13-66	
5-12-26	<i>Ira Hudson</i>	Ira Hudson	259 E Acres	6-17-68	
5-12-26	<i>Ira Hudson</i>	Ira Hudson	243 Trailwind St	1-26-61	

I, Amario Faith, affirm that all the signatures were affixed in my presence. I believe them to be genuine signatures of the persons whose names they purport to be, and each signer had an opportunity before signing to read the full text of the ordinance sought to be repealed.

RECEIVED
JUN 5 2026
By JU

On April 28, 2026, the Gun Barrel City Council voted 3 to 1 to pass ORDINANCE # O-2026-003. The caption of ORDINANCE # O-2026-003 reads: "AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AMENDING CHAPTER 90 (ANIMAL CONTROL) AND APPENDIX 1 (FEE SCHEDULE) OF THE GUN BARREL CITY CODE OF ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE."

By signing this petition, I confirm my opposition to Ordinance # O-2026-003. My signature confirms my demand for the REPEAL of ORDINANCE # O-2026-003. I am a qualified voter of Gun Barrel City, Texas.

Date	Signature	Print Name	Street # and Name	DOB	VOID
5-12-26	Ann Coleman	ANN COLEMAN	150 ARBO LADO BLVD	12-19-1944	
5-12-26	Cory Hatcher	CORY HATCHER	340 BAY CT.	3-29-74	
5-12-26	Mark Hyma	MARK HYMA	129 BEOFONO BLVD	02-09-1964	
5-12-26	James Yager	JAMES YAGER	417 Masthead Rd	8-17-1963	
5-12-26	Shawn Yager	Shawn Yager	417 Masthead Rd	8-29-1955	
5-12-26	Gloria Kimbrell	Gloria Kimbrell	130 Ben Lacy Dr	2-7-62	
5-12-26	Larry Salinas	LARRY SALINAS	128 Jettree Circle	10-01-61	
5-12-26	Erin Salinas	Erin Salinas	128 Jettree Circle	11-13-60	
5-12-26	Amanda Toliver	AMANDA TOLIVER	105 STANWOOD DR	5-10-52	
5-12-26	Martin L. Gant	MARTIN L. GANT	105 STANWOODS	11-12-53	
5-12-26	Wanda Rodriguez	WANDA RODRIGUEZ	336 Pleasureland	2-10-43	
5-14-26	Jessica West	Jessica West	104 Stephens Dr	12-27-73	
5-13-26	Huilean King	Huilean King	325 Avelar Lane	01-30-64	
5-13-26	Perry Dotter	Perry Dotter	111 Grijson Dr	2/17/67	
5-13-26	Mark K. Williams	MARK K. WILLIAMS	349 Pleasureland Rd.	1/5/65	
5-13-26	DeRis Arzon	DeRIS ARZON	167 Sowards Dr	3-22-1950	
5-13-26	Jim Sadler	JIM SADLER	101 Sowards Cir	8-3-66	
5-13-26	Laddie Sowards	Laddie Sowards	104 Sowards Cir	12-16-40	
5-13-26	Dawn Wilson	DAWN WILSON	147 GRISSON DR	3/30/60	
5-13-26	Vicki Brantley	VICKI BRANTLEY	147 GRISSON DR	10/16/62	

I, Ann Coleman, affirm that all the signatures were affixed in my presence. I believe them to be genuine signatures of the persons whose names they purport to be, and each signer had an opportunity before signing to read the full text of the ordinance sought to be reconsidered. I've collected signatures on this form.

RECEIVED
MAY 6 2026

JUN 5 2026

MAY 6 2026

Page 4 of 19

On April 28, 2026, the Gun Barrel City Council voted 3 to 1 to pass ORDINANCE # O-2026-003. The caption of ORDINANCE # O-2026-003 reads: "AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AMENDING CHAPTER 90 (ANIMAL CONTROL) AND APPENDIX 1 (FEE SCHEDULE) OF THE GUN BARREL CITY CODE OF ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE."

By signing this petition, I confirm my opposition to Ordinance # O-2026-003. My signature confirms my demand for the REPEAL of ORDINANCE # O-2026-003. I am a qualified voter of Gun Barrel City, Texas.

Date	Signature	Print Name	Street # and Name	DOB	VOID
5-12-26	Noel Salisbury	NOEL SALISBURY	108 SUNNYMEADOW ST	8-23-52	
5-12-26	Pamela Bayhi	Pamela Bayhi	102 Sunny meadow St	1-8-82	
5-12-26	Christopher Bayhi	Christopher Bayhi	104 Sunny meadow St	6-14-68	
5-12-26	Joe Henson	Joe Henson	102 Sunny meadow St	5-20-2003	
5-13-26	Barbara L. Streck	Barbara L. Streck	104 Sunny meadow St	8-18-1946	
5-13-26	Kelly Romero	Kelly Romero	422 Sailboat Ln	01-09-70	
5-13-26	Erin Stevens	Erin Stevens	422 Sailboat Ln	10-20-64	
5-13-26	Douglas Wayland	Douglas Wayland	422 Sailboat Ln	4-28-66	
5-14-26	Amanda Diaz	Amanda Diaz	420 Sailboat Ln	5-27-90	
5-15-26	Andrea Adams	Andrea Adams	182 Southlake Dr. Bldg	8-2-84	

I, Christopher Bayhi (Christopher Bayhi) Affirm that all the signatures were affixed in my presence, I believe them to be genuine signatures of the persons whose names they purport to be, and each signer had an opportunity before signing to read the full text of the ordinance sought to be reconsidered. I've collected 10 signatures on this form.

RECEIVED
MAY 6 2026

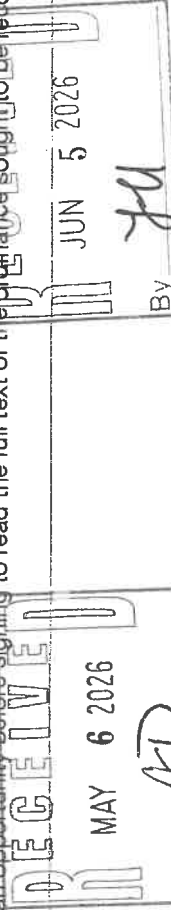
RECEIVED
JUN 5 2026

On April 28, 2026, the Gun Barrel City Council voted 3 to 1 to pass ORDINANCE # O-2026-003. The caption of ORDINANCE # O-2026-003 reads: "AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AMENDING CHAPTER 90 (ANIMAL CONTROL) AND APPENDIX 1 (FEE SCHEDULE) OF THE GUN BARREL CITY CODE OF ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE."

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Date	Signature	Print Name	Street # and Name	DOB	VUID
5-14-26	Allison Grant	Allison Grant	431 Legendary Lane	6-4-1996	
5-14-26	Deicka Putman	Deicka Putman	317 Port Dr	4-22-81	
5-16-26	Wayne Guerin	Wayne Guerin	320 W. Main St	12-6-58	
5-16-26	Javice McEneaney	Javice McEneaney	158 Palisade Drive	1-25-59	
5-16-26	Gina Requena	Gina Requena	138 Buller Trl	6-2-82	
5-18-26	Kimberly Madlam	Kimberly Madlam	165 Big Chief Dr	8/10/71	
5-18-26	Charles Reese Madlam	Charles Reese Madlam	165 Big Chief	2/21/72	
5-18-26	Brad Flowers	Brad Flowers	168 Memorial Dr	10-6-70	
5-18-26	Lake Flowers	Lake Flowers	168 Memorial Dr	6-24-03	
5-18-26	Amara Engelhardt	Amara Engelhardt	150 Stephens Dr	6-21-84	
5-18-26	Jose Mercedes	Jose Mercedes	150 Stephens Dr	4-7-98	
5-18-26	Johanna Hicks	Johanna Hicks	152 Willowood Dr	4-8-65	
5-18-26	Lynton Musick	Lynton Musick	117 Pine Blom	8-22-77	
5-20-26	Lauren Dixon	Lauren Dixon	112 Autumn Wood Trl	6-30-92	
5-20-26	Jordan Blaine	Jordan Blaine	151 Holiday Dr	6-2-97	
5-20-26	Melissa Kennedy	Melissa Kennedy	104 Arbolado Blvd	5-11-65	
5-20-26	Jean Bowers	Jean Bowers	109 Brook Valley St	5/27/65	
5-20-26	Nadene Reagan	Nadene Reagan	288 Folia Rd	6/17/59	
5-20-26	Elizabeth Rust	Elizabeth Rust	102 Arbolado Blvd	12-28-77	
5-20-26	Karin Reagan	Karin Reagan	288 Folia Rd	6-9-62	

I, Amara's Faith (Amara's Faith) Affirm that all the signatures were affixed in my presence. I believe them to be genuine signatures of the persons whose names they purport to be, and each signer had an opportunity before signing to read the full text of the ordinance sought to be reconsidered. I've collected 24 signatures on this form.



On April 28, 2026, the Gun Barrel City Council voted 3 to 1 to pass ORDINANCE # O-2026-003. The caption of ORDINANCE # O-2026-003 reads: "AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AMENDING CHAPTER 90 (ANIMAL CONTROL) AND APPENDIX 1 (FEE SCHEDULE) OF THE GUN BARREL CITY CODE OF ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE."

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Date	Signature	Print Name	Street # and Name	DOB	VOID
5/18/26	Barbara A. Bowens	BARBARA A BOWENS	201 Sea Breeze	5/21/48	
5/18/26	Georgie A. Horst	Georgie A. Horst	201 Sea Breeze GBL	8/19/67	
5/21/26	Josh Shewmaker	Josh Shewmaker	142 Arbolado Blvd	11-29-92	
5/21/26	Bobbie Shewmaker	Bobbie Shewmaker	142 Arbolado Blvd	10/20/93	
5-25-26	Linda M Shewmaker	Linda Shoemaker	118 Inwood Circle	7-4-71	
5-25-26	James Shoemaker	JAMES SHOEMAKER	118 Inwood Circle	09/30/67	
5-27-26	Dallas Higgins	Dallas Higgins	105 Victor Lane	6/17/99	
5-25-26	Skyler Snadbrook	Skyler Snadbrook	105 Victor Lane	11/22/98	
5-25-26	Antonio Alarzo	Antonio Alarzo	303 Hoover RD	04/30/62	
5/25/26	Kecily M. Pfluy	Kecily M. Pfluy	108 Queenswood Dr	4/9/71	
5/25/26	Noella Mandy Seymanski	Noella Mandy Seymanski	105 Island Park Dr	3-4-76	
5/26/26	Jennifer Bournard	Jennifer Bournard	327 Valleyview Dr	6-2-87	
5/26/26	Kathleen Cochran	KATHLEEN COCHRAN	580 West Lake	6-14-54	
5/26/26	Julia Preston	Julia Preston	580 Welch Lane	9-22-81	
5-26-26	Jackie Hill	Jackie Hill	131 Tara Trace	4-20-1946	
5-26-26	Patricia Baumgartner	Patricia Baumgartner	133 Jana Trace Cir	5-24-52	
5-26-26	Donc Baumgartner	Donc Baumgartner	116 Bayview St	9-25-52	
5-25-26	Stella Loera	Stella Loera	116 Bayview St	3-14-52	
5-25-26	Amoris Faith	Amoris Faith	151 Fairhill Ln	5-6-93	

I, Amoris Faith (Amoris Faith) Affirm that all the signatures were affixed in my presence and I believe them to be genuine signatures of the persons whose names they purport to be, and each signer had an opportunity before signing to read the full text of the ordinance sought to be reconsidered. I've collected signatures on this form.

RECEIVED

JUN 5 2026

MAY 6 2026

By yu

Page 9 of 19

On April 28, 2026, the Gun Barrel City Council voted 3 to 1 to pass ORDINANCE # O-2026-003. The caption of ORDINANCE # O-2026-003 reads: "AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AMENDING CHAPTER 90 (ANIMAL CONTROL) AND APPENDIX 1 (FEE SCHEDULE) OF THE GUN BARREL CITY CODE OF ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE."

By signing this petition, I confirm my opposition to Ordinance # O-2026-003. My signature confirms my demand for the REPEAL of ORDINANCE # O-2026-003. I am a qualified voter of Gun Barrel City, Texas.

Date	Signature	Print Name	Street # and Name	DOB	VOID
5-26-26	<i>John Miller</i>	John Miller	535 Harbor Point Rd	6-9-72	
5-26-26	<i>Mary Trane-Ru</i>	MARY TRANE-RU	124 Arbolado Blvd	01-21-62	
5-26-26	<i>Heather Cook</i>	Heather Cook	115 Pivo Blvd	10-25-46	
5-26-26	<i>Gerardine Cook</i>	Gerardine Cook	115 Pine Green Blvd	2-23-47	
5-26-26	<i>Dan Miller</i>	DAN MILLER	104 TWELVE OAKS CIR	9-12-69	
5-27-26	<i>Lori Branning</i>	Lori Branning	1000 Bluestone Cir #111	11/10/70	
5-27-26	<i>Sarah Barber EVN</i>	Sarah Barber EVN	147 Big Chief DR GBC	11/20/80	
5-27-26	<i>Nobody Myers</i>	Nobody Myers	152 Arbolado Blvd GBC	01-21-71	
5-27-26	<i>Ann Coleman</i>	Ann Coleman	150 Arbolado Blvd GBC	12-19-1944	
5-28-26	<i>Michelle Bradley</i>	Michelle Bradley	110 Plantation Dr	11-27-1968	
5-28-26	<i>Kristal Steinson</i>	Kristal Steinson	113 Plantation Dr	08/19/1985	
5-28-26	<i>Linda Gayldn</i>	Linda Gayldn	106 Plantation	09-21-1955	
5-28-26	<i>Kimberly Clark-Bradley</i>	Kimberly Clark-Bradley	110 Plantation Dr	06/19/1974	
5-28-26	<i>Douglas Bradley</i>	Douglas Bradley	110 Plantation Dr	09/30/1987	
5-28-26	<i>Linda Gayldn</i>	Linda Gayldn	114 PLANTATION DR	05/11/1964	
5-29-26	<i>Dora Poovey</i>	Dora Poovey	103 Tres Lagos Blvd	11/21/55	
5-29-26	<i>Kelly Malone</i>	Kelly Malone	103 Tres Lagos Blvd	9/24/58	
5-29-26	<i>Michael Dany</i>	Michael Dany	107 Tres Lagos Blvd	4/10/1966	
5-29-26	<i>Patsy Poovey</i>	Patsy Poovey	107 Tres Lagos Blvd	1-14-60	
5-29-26	<i>Charles Nathan Payne</i>	Charles Nathan Payne	111 Tres Lagos Blvd	2/9/1992	

I, Ann Marie Faith (Ann Marie Faith) Affirm that all the signatures were affixed in my presence, I believe them to be genuine signatures of the persons whose names they purport to be, and each signer had an opportunity before signing to read the full text of the ordinance sought to be reconsidered. I've collected 26 signatures on this form.

RECEIVED
MAY 6 2026
MAY 6 2026

JUN 5 2026
By YH

On April 28, 2026, the Gun Barrel City Council voted 3 to 1 to pass ORDINANCE # O-2026-003. The caption of ORDINANCE # O-2026-003 reads: "AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AMENDING CHAPTER 90 (ANIMAL CONTROL) AND APPENDIX 1 (FEE SCHEDULE) OF THE GUN BARREL CITY CODE OF ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE."

By signing this petition, I confirm my opposition to Ordinance # O-2026-003. My signature confirms my demand for the REPEAL of ORDINANCE # O-2026-003. I am a qualified voter of Gun Barrel City, Texas.

Date	Signature	Print Name	Street # and Name	DOB	VOID
5/25/26	[Signature]	Christopher Gray	496 VZCR 2703	4/15/66	
5/29/26	[Signature]	Kimberly Brazee	117 Tres Lagos Blvd	02-01-1974	
5/29/26	[Signature]	Joe Brazee	117 Tres Lagos Blvd	9/26/1969	
5/29/26	[Signature]	G C STANLEY JR	119 Tres Lagos Blvd	9-29-57	
5-29/26	[Signature]	James P. Nail	139 Tres Lagos Blvd	8-20-59	
5-29-26	[Signature]	Heather Ivey	145 Tres Lagos	1-27-54	
5-29-26	[Signature]	Edwin Ivey	145 Ives Caggs	12-02-72	
5-29-26	[Signature]	JEFFREY HABEK	144 Tres Lagos Blvd	7/2/49	
5-29-2026	[Signature]	Miranda Dorman	152 Tres Lagos Blvd	09-10-1974	
5-29-26	[Signature]	Terry K Dorman	152 Tres Lagos Blvd	03/13/1950	
5-29-2026	[Signature]	Gail Sturdevant	153 Tres Lagos Blvd	05-01-1954	
5-29-26	[Signature]	Robert Sturdevant	160 Tres Lagos Blvd	9-11-61	
5-29-26	[Signature]	Zachary Sturdevant	104 Grande Lane	12/18/1996	
5-29-26	[Signature]	Diana E Lewis	114 Grande Ln	07-17-63	
5-29-26	[Signature]	Stormi Colwell	114 meadow lake dr	06-22-99	
5/25/26	[Signature]	Toshay Colwell	114 meadow lake dr	02/03/89	
5/30/26	[Signature]	Robert Soto	200 Meadow Lake Dr	07/15/64	
5/30/26	[Signature]	Christine Cordova	220 Moon Bay Dr	6/19/87	
5/30/26	[Signature]	Schellie Soto	106 Grande Ln	12/6/77	
5/30/26	[Signature]	James Clinton	606 E Main St	07/16/190	

I, Amario Faith (Amario's Faith) Affirm that all the signatures were affixed in my presence. I believe them to be genuine signatures of the persons whose names they purport to be, and each signer had an opportunity before signing to read the full text of the ordinance sought to be reconsidered. I've collected 24 signatures on this form.

JUN 5 2026

By Jul

MAY 6 2026

Page 11 of 19

On April 28, 2026, the Gun Barrel City Council voted 3 to 1 to pass ORDINANCE # O-2026-003. The caption of ORDINANCE # O-2026-003 reads: "AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AMENDING CHAPTER 90 (ANIMAL CONTROL) AND APPENDIX 1 (FEE SCHEDULE) OF THE GUN BARREL CITY CODE OF ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE."

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Date	Signature	Print Name	Street # and Name	DOB	VOID
5/31/26	Blake Norris	Blake Norris	627 Harbor Point Rd	9-5-1991	
5/31/26	Beau Foye	Beau Foye	640 Harbor Point Rd	2-10-1972	
5/31/26	Tyler Beck	Tyler Beck	923 Harbor Point Rd	8-13-90	
5/31/26	BETH P. O'Brien	BETH P. O'Brien	931 HARBOR POINT RD	031564	
5/31/26	Rachel Smith	Rachel Smith	326 Schaner Rd	1-10-83	
5/31/26	Garriel Anthony	Garriel Anthony	212 Lenora, L NAPA	1/01/58	
6-1-26	DIANNA EAKER LYNN	DIANNA EAKER LYNN	140 ISLAND PARK	12-13-59	
6-1-26	GAIL Y. Overton	GAIL Y. Overton	136 Bluebird Loop	9-18-58	
6-1-26	Barbara Moore	Barbara Moore	102 Pennant Circle	7-14-50	
6-3-26	KW Sallings	KW Sallings	128 Jeffrey	9-13-1964	
6-3-26	Jacey Hurst	Jacey Hurst	1264 E Main St GBC	3-31-89	
6-3-26	Amanda Sturdevant	Amanda Sturdevant	335 Overlook Trl GBC	7-10-79	
6-3-26	Judy Dilbeck	Judy Dilbeck	325 Whispering Trl. GBC	7-16-53	
6-3-26	Stacey Greer	Stacey Greer	308 Whispering Trl. GBC	7-15-88	
6-3-26	Patty Raasch	Patty Raasch	101 Whispering Pt. GBC	6-9-1950	
6/3/26	Alexis L. Cunningham	Alexis L. Cunningham	331 WMS, Young GBC	12/29/94	
6/3/26	Elizabeth Wacker	Elizabeth Wacker	308 Overlook Trl GBC	8/13/46	
6-3-26	Elizabeth Doren	Elizabeth Doren	323 Wildwind St	7-4-79	

I, Amoris Faith (Amoris Faith) Affirm that all the signatures were affixed in my presence, I believe them to be genuine signatures of the persons whose names they purport to be, and each signer had an opportunity, before signing to read the full text of the ordinance sought to be reconsidered. I've collected 18 signatures on this form.

RECEIVED
MAY 6 2026
JUN 5 2026
By JL Page 12 of 19

On April 28, 2026, the Gun Barrel City Council voted 3 to 1 to pass ORDINANCE # O-2026-003. The caption of ORDINANCE # O-2026-003 reads: "AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AMENDING CHAPTER 90 (ANIMAL CONTROL) AND APPENDIX 1 (FEE SCHEDULE) OF THE GUN BARREL CITY CODE OF ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE."

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[illegible]

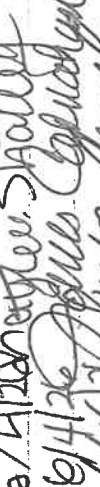
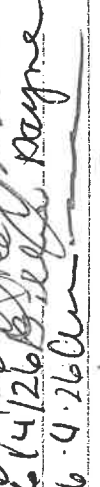
I, _____) Affirm that all the signatures were affixed in my presence. I believe them to be genuine signatures of the persons whose names they purport to be, and each signer had an opportunity before signing to read the full text of the ordinance sought to be reconsidered. I've collected _____ signatures on this form.

RECEIVED
MAY 6 2026

DECEMBER 5 2026

On April 28, 2026, the Gun Barrel City Council voted 3 to 1 to pass ORDINANCE # O-2026-003. The caption of ORDINANCE # O-2026-003 reads: "AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AMENDING CHAPTER 90 (ANIMAL CONTROL) AND APPENDIX 1 (FEE SCHEDULE) OF THE GUN BARREL CITY CODE OF ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE."

By signing this petition, I confirm my opposition to Ordinance # O-2026-003. My signature confirms my demand for the REPEAL of ORDINANCE # O-2026-003. I am a qualified voter of Gun Barrel City, Texas.

Date	Signature	Print Name	Street # and Name	DOB	VOID
6/2/26		Lana Richards	130 E. Shadowwood St.	4-3-70	
6/3/26		GARY STUEDEMAN	335 OVERLOOK TR GRC	8-24-79	
6/3/26		LANK AHRENS	334 SCHOONER RD, GRC TRAILS	1-21-85	
6/3/26		NICKI EMEHISER	338 Shadowwood Rd	6-4-54	
6/3/26		MATTHEW HARSE	316 BACKLASH DR	7-19-96	
6/4/26		LIZ WEST	118 Camino Robles	1-2-63	
6/4/26		DAVID KOST	118 Camino Robles	1-19-55	
6/4/26		HAYLEE SHATLEY	2118 W. ACES	1-26-88	
6/4/26		PHILIS CAPUATHAN	410 ADMIRAL DR	12-06-51	
6/4/26		PHIL CAPUATHAN	410 ADMIRAL DR	5-24-70	5-31-52
6/4/26		ROBERT STONE	345 Bounding Marsh	7/10/59	
6/14/26		BRITTANY GRAND	239 SWEET D	5/10/85	
6/4/26		KRISTIC WHITE	206 Holly Glen Dr	3-4-1959	
6/4/26		KEITH WHITE	206 Holly Glen Dr	3-3-1957	
6/4/26		LORI UNDERWOOD	209 Hollister CBCTX	75156 10/16/59	
6/4/26		BOBBY JONES	209 Hollister CBCTX	75156 11/27/51	
6/4/26		BILLIE PAYNE	213 Hollister CBCTX	75156 3/21/28	
6-4-26		CHERY ANN MYERS	152 Atalade Blvd	2-28-97	
6-4-26		RUBIL FERNANDEZ	112 Rudder Rd	10-23-1981	
6-4-26		SELMY KITZ	114 Rudder Rd	10-13-1979	

I, Donna Faith (Print Name) Affirm that all the signatures were affixed in my presence, I believe them to be genuine signatures of the persons whose names they purport to be, and each signer had an opportunity before signing to read the full text of the ordinance sought to be reconsidered. I've collected signatures on this form.

RECEIVED
MAY 6 2026
JUN 5 2026
SY
Page 14 of 19

On April 28, 2026, the Gun Barrel City Council voted 3 to 1 to pass ORDINANCE # O-2026-003. The caption of ORDINANCE # O-2026-003 reads: "AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF GUN BARREL CITY, TEXAS AMENDING CHAPTER 90 (ANIMAL CONTROL) AND APPENDIX 1 (FEE SCHEDULE) OF THE GUN BARREL CITY CODE OF ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE."

By signing this petition, I confirm my opposition to Ordinance # O-2026-003. My signature confirms my demand for the REPEAL of ORDINANCE # O-2026-003. I am a qualified voter of Gun Barrel City, Texas.

Date	Signature	Print Name	Street # and Name	DOB	VUID
6/13/26	Walter King	Walter King	1701 Elmwood Dr	10-25-83	
6/13/26	Braden Shaw	Buck Bradshaw	139 12 Oaks Cir	7-14-88	
6/13/26	Ricardo Fuentes	Ricardo Fuentes	139 12 Oaks Cir	10-4-07	
6/13/26	Walter King	Walter King	115 Tacatage Dr	2/4/67	
6/13/26	Travis W White	Travis W White	126 Willowood Dr	9/23/95	
6/13/26	Seamus Bales	Seamus Bales	139 Pinebloom	4/5/78	
6/13/26	Walter King	Walter King	122 Pine Bloom	11-21-45	
6/13/26	Sarah Betz	Sarah Betz	114 Rudder Rd	5-10-1985	
6/13/26	Debra Cupard	Debra Cupard	126 Rudder Rd	9-14-1978	
6/13/26	Jim Alford	Jim Alford	120 Rudder Rd	8-24-71	
6-4-26	Thomas Barker	Thomas Barker	209 Flying Bridge	01-01-1973	
6-4-26	Linda Barker	Linda Barker	232 Shackelford Dr	12-1-50	
6-4-26	Shelley Barnett	Shelley Barnett	209 Flying Bridge Dr	01/31/1976	
6-4-26	Todd Smith Sr	Todd Smith Sr	122 Liza Lake Dr	12-16-1977	
6-4-26	Mattory Hammers	Mattory Hammers	1533 Cervantes Mabank	11-22-04	

I, Amaris Faith Affirm that all the signatures were affixed in my presence, I believe them to be genuine signatures of the persons whose names they purport to be, and each signer had an opportunity before signing to read the full text of the ordinance sought to be reconsidered. I've collected 13 signatures on this form.

RECEIVED
MAY 6 2026

RECEIVED
JUN 5 2026



CITY COUNCIL
CITY OF GUN BARREL CITY, TEXAS
AGENDA REQUEST

April Burns, City Council Place 1

Name/Title *(Submissions accepted only from the Mayor, any City Council member or the City Manager) §31.17(C)*

05/27/26

Meeting Date Requested

(Forms due by noon eight days preceding [Monday] the regular Council meeting) §31.17(C)

05/20/26

Date Submitted

Agenda Item *(As it should appear on the agenda)*

Requesting \$25,000 to be added to police budget for building repairs

Background information *(As it should appear on the RFA)*

City Manager should have bids for repairs

Attachments/Documentation (Optional) *(To be included in agenda packet)*

April Burns
Signature

05/20/26
Date

Office Use Only

ORDINANCE #O-2026-025

AN ORDINANCE OF THE CITY OF GUN BARREL CITY, TEXAS, AMENDING THE FISCAL YEAR 2025-2026 BUDGET SO AS TO INCLUDE A FUND BALANCE OF \$25,000 AND ALLOCATE THOSE FUNDS INTO THE POLICE DEPARTMENT; AND TO PROVIDE AN EFFECTIVE DATE.

Whereas, the City Council of the City of Gun Barrel City has heretofore enacted the budget for fiscal year 2025-2026; and

Whereas, the governing body finds that conditions have arisen which could not reasonably have been foreseen in the normal process of planning the budget; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GUN BARREL CITY, TEXAS:

Section 1. That Ordinance #O-2026-025 be, and the same is hereby, amending the Fiscal Year 2025-2026 budget so as to increase revenues and expenditures by bringing the total Fiscal Year 2025-2026 budget to \$5,947,539.00 and to allocate those funds into the Police Department as follows:

[illegible]

Section 2. This ordinance shall take effect immediately from and after its passage as the law and

Charter in such cases provide.

Section 3. That all ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed to the extent of such conflict.

Section 4. If for any reason any section, paragraph, subdivision, clause, phrase, word or provision of this ordinance, shall be held invalid or unconstitutional by final judgment of a court of competent jurisdiction, it shall not affect any other section, paragraph, subdivision, clause, phrase, word or provision of this ordinance, for it is the definite intent of this City Council that every section, paragraph, subdivision, clause, phrase, word or provision hereof be given full force and effect for its purpose.

Passed and Approved by the City Council of the City of Gun Barrel City, Texas, on the _____ day of _____.

Attest:

Approved:

Janet Dillard, City Secretary

Brian Crull, Mayor

CITY OF GUN BARREL CITY PURCHASE REQUISITION

TO: CITY MANAGER

FROM: POLICE DEPT.

Acct. #
Unused Bud.
Treasurer
Amt. Of Req.
Date Approved
P.O. #

Keith W. Stephens

06/16/2026

DEPARTMENT HEAD

DATE

I hereby certify that the supplies specified in this requisition are absolutely necessary for use in this department.

Please issue a purchase order for the following items:
Previous or possible vendors included.

Company	Address / City	Total Price
1 A-Solutions Plumbing	2052 S. 3rd Street Mabank Tx 75147	\$1,800.00
2		
3	Mid-Year budget	

Quantity	Description	Unit Cost	Total Price
1	Move hot water heater to jail closet and remove water fountain		\$1,800.00
		TOTAL	\$1,800.00

Approved: _____
City Manager

Date: _____

A-Solution Plumbing

Nº 27082

Office: 903 887 3991

Cell: 903-880-2160

2052 South 3rd Street • Mabank, TX 75147

100% Quality Guaranteed

DATE: 6-4-26

ADDRESS: GBC P.D

CONTACT: K STEPHENS @ GunBaiterCityTx.com#

INSTALLER NAME: C. HINES

SERVICE PROVIDED:

Drink Fountain Demo CAP in wall

WH RELOCATE OVERHEAD ROUTE HOT

COLD AND INSTALL IN Jail AREA

CLOSET

NOTES

2men 10 hours

MATERIAL

ALL NECESSARY PARTS

FOR INSTALL

LABOR PRICE

PRICE FOR BID

\$1800.00

TOTAL

\$

TOTAL

\$

X

agree to pay said amount for work being performed by A-Solution Plumbing.

All plumbing performed by A-Solution Plumbing has 1 year guarantee.

A-Solution Plumbing is responsible for plumbing only unless otherwise noted.

100% Quality Guaranteed

COMBINED TOTAL \$

TAX \$

TOTAL AMOUNT DUE \$ 1800.00

☐

CHECK

☐

CASH

☐

CREDIT

Curtis Hines, M-39811

Regulated by the Texas State Board of Plumbing Examiners

929 E. 41st Street, Austin, Texas 78751

(512) 936-5200 <https://tsbpe.texas.gov/>

CITY OF GUN BARREL CITY PURCHASE REQUISITION

TO: CITY MANAGER

FROM: POLICE DEPT.

Acct. #
Unused Bud.
Treasurer
Amt. Of Req.
Date Approved
P.O. #

Keith W. Stephens

06/16/2026

DEPARTMENT HEAD

DATE

I hereby certify that the supplies specified in this requisition are absolutely necessary for use in this department.

Please issue a purchase order for the following items:
Previous or possible vendors included.

Company	Address / City	Total Price
1 Wayne Tanksley Electric		\$1,800.00
2		
3	Mid-Year budget	

Quantity	Description	Unit Cost	Total Price
1	Move electrical for hot water heater, freezer, and microwave		\$1,800.00
		TOTAL	\$1,800.00

Approved: _____
City Manager

Date: _____

CITY OF GUN BARREL CITY PURCHASE REQUISITION

TO: CITY MANAGER

FROM: POLICE DEPT.

Acct. #
Unused Bud.
Treasurer
Amt. Of Req.
Date Approved
P.O. #

Keith W. Stephens

06/16/2026

DEPARTMENT HEAD

DATE

I hereby certify that the supplies specified in this requisition are absolutely necessary for use in this department.

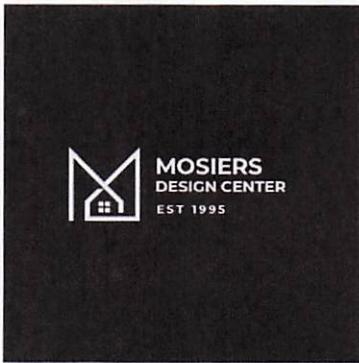
Please issue a purchase order for the following items:
Previous or possible vendors included.

Company	Address / City	Total Price
1 Mosier Contracting	209 e Mason St Mabank Tx 75147	\$21,400.00
2		
3	Mid-Year budget	

Quantity	Description	Unit Cost	Total Price
1	Replace cabinets in kitchen and jail booking area		\$21,400.00
	add cabinets to Sgt office, admin bathrooms, and admin hall		
		TOTAL	\$21,400.00

Approved: _____
City Manager

Date: _____



Mosier contracting Inc

209 e Mason st
Mabank, TX 75147

9034708550

www.mosiercontractinginc.com

mosiercontracting@gmail.com

Estimate #1324

SENT

Gun Barrel Police
(903) 887-7151

Date: Mar 30, 2026

Expiration Date: Apr 29, 2026

Status: Sent

Author: Braedon Compton

Item	Unit Price	Quantity	Taxed	Amount
Demo	\$1,100.00	1	No	\$1,100.00
demo old cabinets				
trash haul off	\$500.00	1	No	\$500.00
half off trash				
Cabinet Painting	\$2,400.00	1	No	\$2,400.00
paint new cabinets				
Cabinetry Materials	\$12,900.00	1	No	\$12,900.00
supply and install cabinets, excluding the "jail"				
Sheetrock	\$700.00	1	No	\$700.00
repair sheetrock where needed				

Item	Unit Price	Quantity	Taxed	Amount
Countertop (Allowance)	\$50.00	76	No	\$3,800.00

Thank you for your business!

Subtotal	\$21,400.00
Total	\$21,400.00

Hills Can Do, LLC

15373 HWY 198
Mabank, Tx 75147



GBC PD - Cabinet/Countertop Reno Budget

Keith Stephens

Ref: 298 Municipal Drive, Gun Barrel City, Texas 75156 (Police Department)

Budgetary Worksheet as requested for the following scopes:

SARG OFFICE/PATROL ROOM

- Demo/haul off existing cabinets
- provide and install new painted shaker style cabinets and countertops w/4" backsplash

KITCHEN

- Demo/haul off existing cabinets
- provide and install new painted shaker style cabinets and countertops w/4" backsplash

BOOK IN

- Demo/haul off existing cabinets
- provide and install new painted shaker style cabinets and countertops w/4" backsplash

MENS BATHROOM

- provide and install new painted shaker style toilet upper

WOMENS BATHROOM

-provide and install new painted shaker style broom closet and toilet upper

ENTRYWAY DROP AREA

-provide and install new painted shaker style base cabinet and wall upper

DEMO/HAUL OFF BUDGET :\$4,000.00

*Included removal/haul off of cabinets only, no plumbing modifications or electrical modifications, or appliance removal

NEW CABINET BUDGET: \$21,172.50

•Patrol Room

- (7') 18" Deep Base
- (11') 24" Deep Base
- (17') 12" Deep/42" Tall Wall Cabinet

•Kitchen

- (5') 24" Deep Base
- (12') 18" Deep Base
- (15.5') 12" Deep/42" Tall Wall Cabinet
- (6') 12" Deep/24" Tall Wall Cabinet

•Book In

- (5') 24" Deep/40" Tall Base
- (6') 18" Deep/40" Tall Peninsula
- (5') 12" Deep/42" Tall Wall Cabinet

•Men's Bathroom

- (3') 12" Deep/36" Tall Wall Cabinet

•Women's Bathroom

- (1) 14" Deep/96" Tall Broom Closet
- (3') 12" Deep/36" Tall Wall Cabinet

•Entryway Drop Area

- (4.5') 15" Deep/40" Tall Base
- (4.5') 12" Deep/42" Tall Base

CABINET INSTALLATION BUDGET: \$3,750.00

CABINET PAINT BUDGET: \$10,850.00

-Interiors/Exterior thought

*Reflects cabinet painting only, no walls/ceilings/etc

COUNTERTOP BUDGET: \$6,950.00

-patrol room/kitchen/book in/entry drop area

-Level 2 Granite

-4" backsplash

-Provide/Install (1) under-mount sink in kitchen (plumbing connections and faucet by others)

*Will provide (5) samples

PROVIDE CABINET HANDLES AND INSTALLATION: ALLOWANCE \$2,500.00

TOTAL PROJECT BUDGET: \$49,222.50

Tax not included

50% deposit to schedule

50% deposit at completion

Will provide 3D renderings

Soft close hardware included

Clean work area

Priced for normal working hours

Please reach out and let me know any questions or concerns.

Respectfully,

Zach Hill

903-802-0511

zach@hillscando.com



Item Cover Page

CITY COUNCIL AGENDA ITEM REPORT

DATE: June 23, 2026

AGENDA SECTION: New Business

ITEM TYPE: Action Item

SUBMITTING INFORMATION

DEPARTMENT: Fire Department

REQUESTED BY: Colby McBride, Fire Chief

POSTED AGENDA ITEM WORDING

Consider and take action to spend up to \$7,100 from the Capital Improvement Fund to remove mini splits and install a 2.5-ton HVAC unit at the Central Fire Station.

SUMMARY

The fire station is currently experiencing inadequate cooling throughout multiple areas of the facility. The existing 5-ton central HVAC unit is unable to maintain set temperatures, resulting in uncomfortable conditions for personnel. The unit is running continuously but cannot keep up with demand.

BACKGROUND

The station's office areas, bunk rooms, bathrooms, and day room are all served by a single 5-ton central HVAC system. To address prior cooling deficiencies, mini-split systems were installed in the dorm rooms.

However:

- The central unit remains overloaded and operates at full capacity.
- Mini-split systems only serve the dorm rooms and do not reduce the load on the central system.
- The mini-splits have experienced repeated failures and have created mold concerns.
- Temperature inconsistencies persist across the facility.

Current temperature conditions (with thermostat set to 72°F and outdoor temperature at 90°F):

- Bunk rooms: ~79°F
- Chief's, Duty, and Assistant Chief's offices: ~81°F
- Day room: ~77°F

With summer temperatures increasing, indoor conditions are expected to worsen.

ASSESSMENT

The current HVAC configuration is undersized for the facility's cooling demands. The 5-ton unit is beyond its effective capacity, leading to continuous operation, uneven cooling, and increased wear on the system.

The addition of mini-split units has not resolved the overall issue and has introduced maintenance and air quality concerns. The system lacks proper load distribution, resulting in significant temperature imbalances throughout critical living and working areas.

RECOMMENDATION

It is recommended to improve the HVAC system by:

1. Removing all dorm room mini-split systems to eliminate ongoing maintenance issues and mold risks.
2. Reconfiguring the existing 5-ton unit by removing the following areas from its load:
 - a. Chief's Office
 - b. Firefighter Office
 - c. Captain's Office
 - d. Assistant Chief's Office
3. Installing a new dedicated 2.5-ton HVAC system to provide heating and cooling to these office spaces.

Expected outcomes:

- Reduced load and strain on the existing 5-ton unit
- Improved temperature balance across the station
- Increased system efficiency and lifespan
- Elimination of unreliable and problematic mini-split systems
- Improved comfort and working conditions for personnel

This solution will provide a more reliable, efficient, and sustainable HVAC configuration for the station, especially during peak summer conditions.

We have one quote for \$7,100. A project for this amount will require three quotes before purchase. The request will be NOT TO EXCEED \$7,100.

FINANCIAL INFORMATION

BUDGETED ITEM:	No – emergency purchase due to HVAC issues
AMOUNT BUDGETED:	\$0
AMOUNT REQUESTED:	Not to exceed \$7,100
FUND:	Capital Improvement Fund

RECOMMENDED ACTION

Approval.

ATTACHMENTS

- Central AC Proposal
- Fire Station Current Floor Plan
- AC Shop Estimate

Fire Station HVAC System Upgrade

Situation

The fire station is currently experiencing inadequate cooling throughout multiple areas of the facility. The existing 5-ton central HVAC unit is unable to maintain set temperatures, resulting in uncomfortable conditions for personnel. The unit is running continuously but cannot keep up with demand.

Background

The station's office areas, bunk rooms, bathrooms, and day room are all served by a single 5-ton central HVAC system. To address prior cooling deficiencies, mini-split systems were installed in the dorm rooms.

However:

- The central unit remains overloaded and operates at full capacity.
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- Day room: ~77°F

With summer temperatures increasing, indoor conditions are expected to worsen.

Assessment

The current HVAC configuration is undersized for the facility's cooling demands. The 5-ton unit is beyond its effective capacity, leading to continuous operation, uneven cooling, and increased wear on the system.

The addition of mini-split units has not resolved the overall issue and has introduced maintenance and air quality concerns. The system lacks proper load distribution, resulting in significant temperature imbalances throughout critical living and working areas.

Recommendation

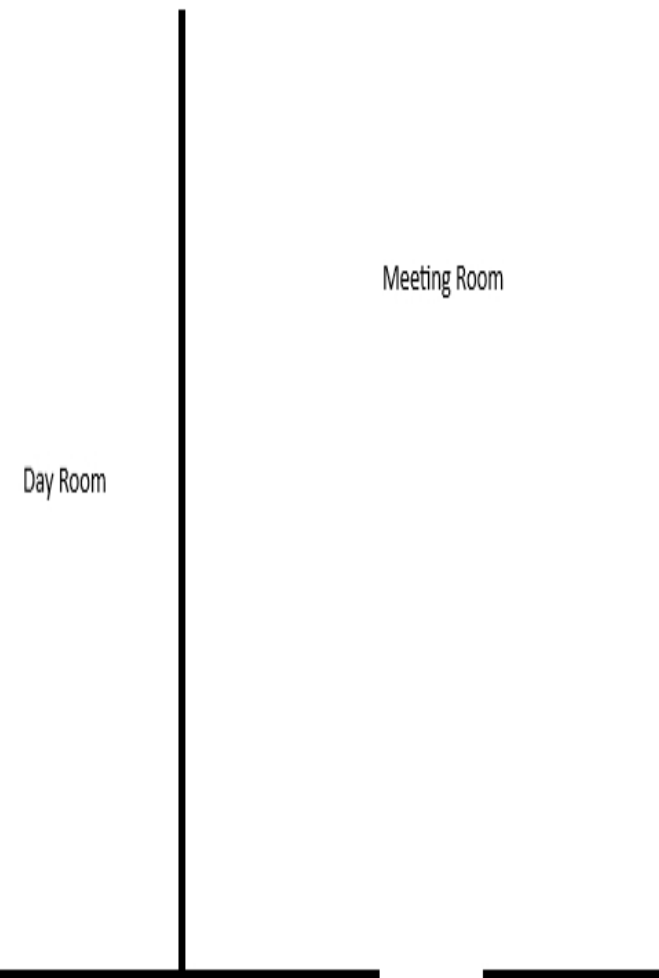
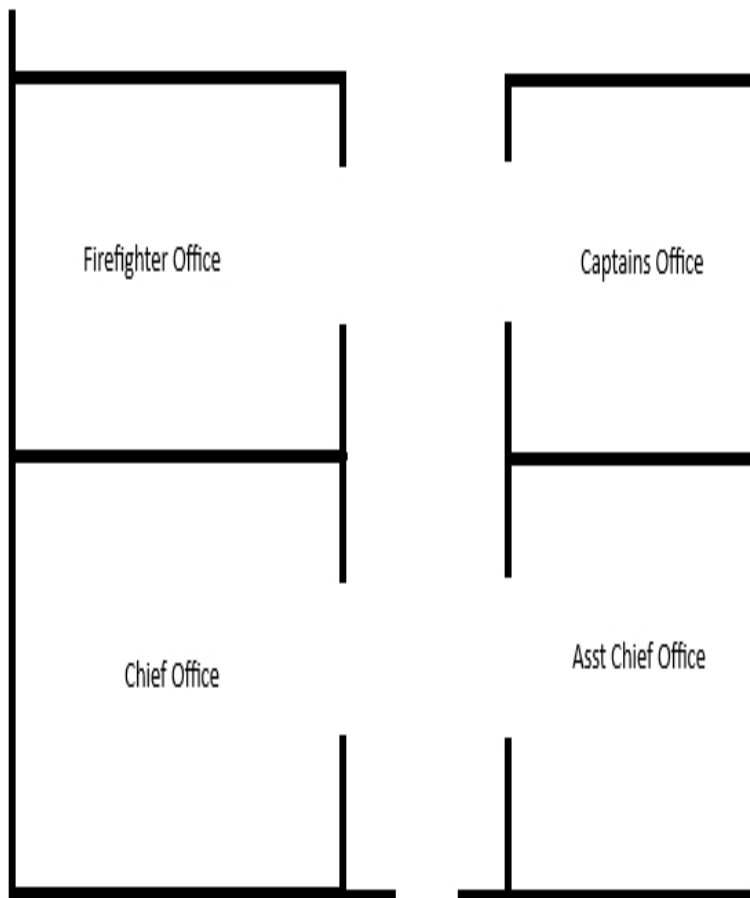
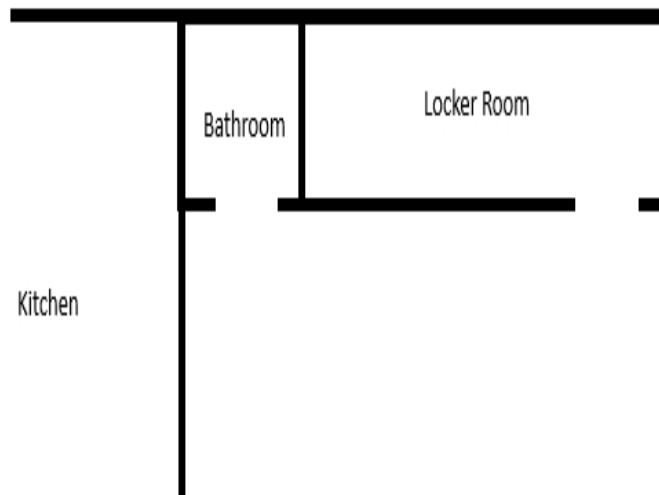
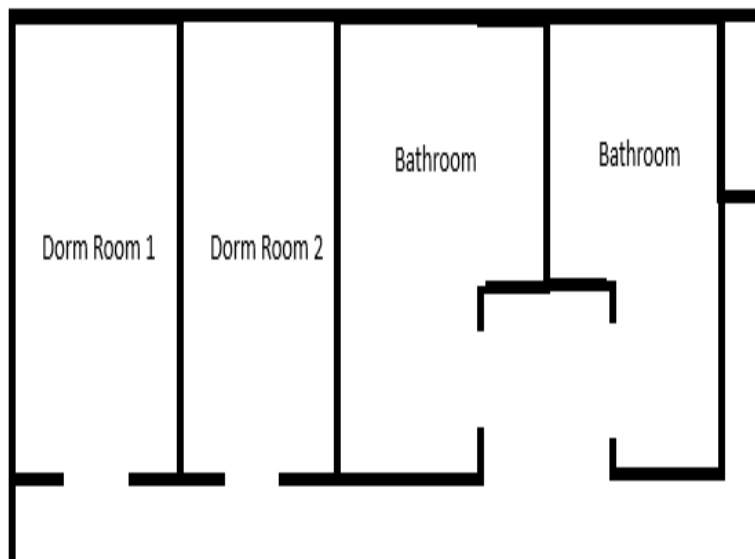
It is recommended to improve the HVAC system by:

1. **Removing all dorm room mini-split systems** to eliminate ongoing maintenance issues and mold risks.
2. **Reconfiguring the existing 5-ton unit** by removing the following areas from its load:
 - Chief's Office
 - Firefighter Office
 - Captain's Office
 - Assistant Chief's Office
3. **Installing a new dedicated 2.5-ton HVAC system** to provide heating and cooling to these office spaces.

Expected outcomes:

- Reduced load and strain on the existing 5-ton unit
- Improved temperature balance across the station
- Increased system efficiency and lifespan
- Elimination of unreliable and problematic mini-split systems
- Improved comfort and working conditions for personnel

This solution will provide a more reliable, efficient, and sustainable HVAC configuration for the station, especially during peak summer conditions.



ESTIMATE



Prepared For

Gun barrel City Fire Department
306 Municipal Dr. Gun Barrel City Tx
Gun Garrel City, Tx

The A/C Shop

508 Cresthaven Ct
Azle , Tx 76020
Phone: (682) 509-7124
Email: drewster7979@gmail.com

Estimate # 57
Date 06/11/2026

Description	Total
New 2 1/2 ton Straight cool system	\$7,100.00
We went out to look at mini splits and saw that there used to be a system there and realized that the duct work from the old system had been paired on to a 5 ton system. There is now too much duct work on the 5 ton system for it to operate correctly.	
This is going to be a Rheem Straight cool system with 15kw of heat. Copper lineset A supply and return Put back in the original place it was.	
Subtotal	\$7,100.00
Total	\$7,100.00

Notes:

If excepted, we require 1/2 down before we start and the remainder paid within 7 days of completion

Thank you, have a blessed day

By signing this document, the customer agrees to the services and conditions outlined in this document.

Agreement for Interim City Manager Services for a Contract By and Between Strategic Government Resources and the City of Gun Barrel City, Texas



Date: June 11, 2026

City of Gun Barrel City, Texas
Angela Smith, City Manager
asmith@gunbarrelcity.gov

Strategic Government Resources
Wendle Medford, President
Interim, Consulting, and Embedded Services
WendleMedford@GovernmentResource.com

("City")

("SGR")

Scope of Services. The City of Gun Barrel City, Texas, (referred to as "City") seeks an Interim City Manager to perform related duties for City. Strategic Government Resources (referred to as "SGR") will provide a highly experienced local government professional to serve as Interim City Manager for City.

Recommended Candidate. SGR and City will work together to determine a final candidate for consideration. Should City wish to consider an alternate candidate, SGR can provide other experienced local government professionals for City to interview. City may interview candidate(s) by phone, virtual meeting, or in person. City will reimburse all travel, lodging, and per diem expenses for any in-person interviews. If at any time during the assignment, City wishes to have another candidate provided to serve as Interim City Manager, SGR will produce additional experienced local government professionals to fill the position, to the satisfaction of City, pending availability of suitable candidates.

Directions and Control. The City is responsible for the direction, supervision, and control of the contractor. It is the City's responsibility to provide a safe workplace and to furnish the contractor with any equipment/training needed to perform their role.

Terms and Conditions. SGR will provide an Interim City Manager at a rate of \$90.00 per hour. The Interim City Manager will work a maximum of 40 hours per week unless approved by City. Any hours worked in excess of 40 hours per week will be billed at the standard contract rate of \$90.00 per hour.

City Contact for Invoicing:

Name: _____

Email: _____

Phone: _____

1. SGR will perform a Comprehensive Media Search on the candidate selected by City and provide a comprehensive media report to City. This media report is compiled from information gathered using our proprietary online search process. This is not an automated process and produces far superior results than a standard media or simple Google search. The report length may be as long as 350 pages and may include news articles, links to video interviews, blog posts by residents, etc.
2. The City's final approval of the interim candidate will be dependent upon client acceptance of results of the media and background searches conducted, and we recommend a start date after completion of all elements of our background checking process.

Should an organization choose to start an interim candidate prior to completion of media searches and/or any other elements of the standard background investigation, SGR will be held harmless for any unexpected findings.

3. SGR will perform a comprehensive background investigation on the candidate selected by the City. SGR uses a licensed private investigation firm for these services. Through SGR's partnership with FirstCheck, we are able to provide our clients with comprehensive background screening reports that include detailed information such as:
 - Social Security number trace
 - Address history
 - Driving history/motor vehicle records
 - Credit report
 - Federal criminal search
 - National criminal search
 - Global homeland security search
 - Sex offender registry search
 - State criminal search (for current and previous states of residence)
 - County criminal search (for every county in which candidate has lived or worked)
 - County civil search (for every county in which candidate has lived or worked)
 - Education verification
4. City is responsible for the cost of any drug screening that City may require.
5. All routine business expenses incurred by SGR's representative in their role as Interim City Manager, will be reimbursed under the same terms and conditions that such expenses would be reimbursed for any other employee of City, such as mileage, hotel, and per diem when traveling at the request of City, and business meals incurred for local meetings. Commute time will not be billed by SGR.
6. The City will provide temporary housing such as a local hotel, direct billed to City, with a mileage/travel reimbursement between Interim City Manager's permanent residence and City. Mileage is reimbursed by City at the current IRS mileage reimbursement rate.
7. City will be billed bi-weekly for the previous 2 week's work and any travel/housing reimbursement. Payment will be due within 14 days of each billing. Balances that are unpaid after the payment

deadline are subject to a fee of 5% per month or the maximum lawful rate, whichever is less, on the owed amount every month, charged monthly until the balance is paid. SGR will not be compensated for holidays, vacation time, sick leave, etc.

8. If City hires the candidate placed as Interim City Manager for a permanent position during the term of this agreement or within 12 months after the conclusion of this agreement, City will pay SGR an employment placement fee of \$10,000.00. This fee is waived if SGR conducts a full-service executive search for this position.
9. City or SGR may terminate the agreement for Interim City Manager Services with a fourteen (14) day written notice, without cause or penalty. If City does not provide a minimum of fourteen (14) days' written notice of termination of the agreement, City agrees to pay for Interim City Manager Services for a period not to exceed fourteen (14) days following the date of notice.
10. City grants SGR permission to use any name, logo, or other identifying mark of City in SGR's social media content to refer to the relationship established by this agreement.

Cost Summary. SGR will provide Interim City Manager Services to City as follows:

Interim City Manager Services	\$90.00 per hour
Comprehensive Media Search Report	\$500.00 (Waived)
Background Investigation	\$400.00 (Waived)
Mileage/Temporary Housing	TBD*
Travel expenses for in-person interviews, if needed	TBD
Per diem for in-person interview, if needed	\$18 breakfast, \$20 lunch, \$31 dinner

**Mileage will be billed at the Standard Mileage Reimbursement Rate established by the IRS. City will provide temporary housing or a housing stipend, if necessary.*

Confidentiality Agreement. The Interim City Manager will perform services for City which may require City to disclose confidential and proprietary information to Interim City Manager or which may require City to grant authorization to the Interim City Manager to make financial and legal transactions on behalf of the City. Confidential information includes, but is not limited to, any information of any kind, nature, or description concerning any matters affecting or relating to Interim City Manager's services for City, the business or operations of City, and/or the products, projects, drawings, plans, processes, or other data of City. Financial and legal information includes, but is not limited to, financial institution wire transfers, deposits, withdrawals, cash handling, investment handling, real property transactions, or other financial or legal transactions of City. The Interim City Manager, through his/her contract with SGR agrees:

- To hold any and all confidential information received from City in strict confidence and shall exercise a reasonable degree of care to prevent disclosure to others.
- Not to disclose or divulge, either directly or indirectly, the confidential information to others unless first authorized to do so in writing by City. For financial and legal transactions, Interim City Manager must receive authorization from City verbally and in writing, other than by email, and Interim City Manager shall maintain reasonable data security controls to protect Interim City Manager and City from social engineering attacks.
- Not to reproduce the confidential information, nor use this information commercially, or for any purpose other than the performance of his/her duties for City.
- That upon request or upon termination of his/her relationship with City, deliver to City, any drawings, notes, documents, equipment, and materials received from City or originating from his/her activities for City.
- That City shall have the sole right to determine the treatment of any information that is part or project specific received from Interim City Manager, including the right to keep the same as confidential and proprietary.

Venue. The venue for any disputes shall reside in Henderson County, Texas.

Applicable law. This agreement shall be governed by the laws of the State of Texas.

This agreement represents the full and complete agreement between Strategic Government Resources and the City of Gun Barrel City, Texas, and supersedes any and all prior written or verbal agreements. This agreement may be modified or amended only by a written instrument signed by the parties.

Approved and Agreed to on _____, by and between Strategic Government Resources and the City of Gun Barrel City, Texas.

Angela Smith, City Manager
City of Gun Barrel City, Texas

Wendle Medford, President
Interim, Consulting, and Embedded Services
Strategic Government Resources



Item Cover Page

CITY COUNCIL AGENDA ITEM REPORT

DATE: June 23,2026

AGENDA SECTION: New Business

ITEM TYPE: Discussion Item

SUBMITTING INFORMATION

DEPARTMENT: Administration

REQUESTED BY: Angela Smith, PhD

POSTED AGENDA ITEM WORDING

Presentation and discussion on an ordinance related to defining dead trees which are hazardous to public facilities including city buildings, sidewalks, easements and street right of way; power lines, light poles, utility appurtenances; or hazardous to surrounding houses and structure or present an immediate danger to residents of the property or adjacent property a nuisance.

SUMMARY

Staff have found a number of issues related to dead trees and public facilities including sidewalks, easements and street right of way. This ordinance would allow the Code Enforcement Officer to deem these trees a nuisance and work with the property owner to remediate the issue.

Specifically, we are seeing major issues with dead trees falling onto roadways along Harbor Point and Welch. These trees are located on private property but causing a hazard in the roadway during and after inclement weather. Because they are on private property, the City cannot just go in and take them down. Each tree we are having to take down without the ability to hold the owner accountable will cost between \$900-\$1500.

Staff does complete routine tree maintenance over the roadway. This is a much larger issue with dead trees falling into the roadway.

FINANCIAL INFORMATION

BUDGETED ITEM: N/A

AMOUNT BUDGETED: 0

AMOUNT REQUESTED: 0

ACCOUNT NUMBER: N/A

RECOMMENDED ACTION

Approval.

ATTACHMENTS

- Recommended ordinance language related to dead trees.

DEAD TREES

Nuisance declared.

- (a) Any dead tree in excess of ten (10) feet in height, or any dead or damaged portion of a tree in excess of ten (10) feet in height, which poses a threat to life or property on the premises, adjacent premises, or adjacent right-of-way in the following locations are declared to be a public nuisance:
 - (1) Dead or damaged trees which are hazardous to public facilities, including city buildings, sidewalks, easements and street right-of-way;
 - (2) Dead or damaged trees which are hazardous to power lines, light poles and utility appurtenances; and
 - (3) Dead or damaged trees which are hazardous to surrounding houses and structures or present an immediate danger to residents of the property or adjacent property.
- (b) Height shall be measured from ground level adjacent to the trunk to the top of the highest branch. § 8.10.002. Owner responsibility to remove.

The owner of the real property where such dead or damaged tree is located commits an offense if, after receipt of notice from the city that the city code enforcement officer or his designee has determined that a tree is dead or damaged and poses a threat to life or property and that this article requires its removal, the owner fails to remove or cause the removal of such dead tree, or the removal of the damaged portion of the tree, within 10 days of receipt of such notice.

Owner responsibility to remove.

The owner of the real property where such dead or damaged tree is located commits an offense if, after receipt of notice from the city that the city code enforcement officer or his designee has determined that a tree is dead or damaged and poses a threat to life or property and that this article requires its removal, the owner fails to remove or cause the removal of such dead tree, or the removal of the damaged portion of the tree, within 10 days of receipt of such notice.

Notice of violation prior to abatement by city.

- (a) Method of notice. The notice required by section 8.10.002 shall be given:
 - (1) Personally to the owner in writing;
 - (2) Sent by certified mail, return receipt requested, addressed to the owner at the owner's address as recorded in the appraisal district records of the county appraisal district; or
 - (3) If personal service cannot be obtained or the owner's address is unknown:
- (b) By publication in the city's official newspaper once;

- (c) By posting the notice on or near the front door of each building on the property to which the violation relates; or
- (d) If the property contains no buildings, by posting the notice on a placard attached to a stake driven into the ground on the property to which the violation relates.
- (e) Unclaimed notice. If notice is mailed to a property owner in accordance with subsection (a) above, and the United States Postal Service returns the notice as “refused” or “unclaimed,” the validity of the notice is not affected, and the notice is considered delivered.
- (f) Work to be performed. If the owner does not remove the dead or damaged tree within 10 days of the notice, the city may go on such property or authorize another to go on such property, and do or cause the work to be done and charge the expenses incurred to the owner of the property and assess the expenses against the real estate on which the work is done. The remedy provided in this section is in addition to any criminal penalties or other remedies authorized by this article or other law.
- (g) Contents of notice. The notice shall contain:
 - (1) The name and address of the record owner;
 - (2) An identification, which is not required to be a legal description, of the property upon which the violation is located;
 - (3) A statement describing the violation and the work necessary to correct the violation;
 - (4) A statement advising the owner that if the work is not completed within 10 days, the city will complete the work and charge the expenses to the owner; and
 - (5) A statement that if the city performs the work and the owner fails to pay the expenses, a priority lien may be placed on the property.

Assessment of expenses; lien; appeal.

- (a) Notice. In assessing the expenses incurred against the property on which the work is done or improvements made, the city shall send the owner of the property upon which the work was done a notice that shall include:
 - (1) Identification of the property;
 - (2) A description of the violation;
 - (3) A statement that the city abated the condition;
 - (4) A statement of the city’s expenses in abating the condition;
 - (5) An explanation of the property owner’s right to request a hearing within 10 days of the date of the letter; and
 - (6) A statement that if the owner fails or refuses to pay the expenses within 30 days of the date of the notice, the city administrator shall place a lien against the property by filing with the county clerk a notice of lien and statement of expenses incurred.

- (b) Method. The notice shall be sent in the same manner as provided above for notice of a violation prior to abatement.
- (c) Hearing. The city administrator will conduct a hearing if the property owner submits a written request within 10 days of the date of the notice. At the hearing:
 - (1) The owner and the city may testify or present witnesses or written information related to the city's abatement of the condition.
 - (2) The city has the burden to show that a violation of this article existed, that notice was given in substantial compliance with this article, and that expenses were incurred to abate the violation.
 - (3) At the close of the hearing, the city administrator may find, based upon a preponderance of the evidence, that the expenses are valid, or that they are erroneous and he may adjust them.
- (d) Placement of lien. If no hearing is requested, or a hearing is held and the expenses are determined to be valid or are otherwise appropriately adjusted, and the owner fails or refuses to pay the expenses within 30 days after written notification to pay, the city administrator shall place a lien against the property by filing with the county clerk a notice of lien and statement of expenses incurred.
- (e) Security. The lien is security for the expenses and interest. Interest shall accrue at the rate of 10% per annum from the date the work was performed or the expenses were incurred by the city.
- (f) Filing. When the statement is filed, the city shall have a privileged lien on that property, second only to tax liens and liens for street improvements.
- (g) Suit. The city may institute suit to recover the expenses, with interest, and may foreclose on the property. The original or a certified copy of the statement of expenses is prima facie proof of the expenses incurred by the city in doing the work or making the improvements.



Item Cover Page

CITY COUNCIL AGENDA ITEM REPORT

DATE: June 23, 2026
AGENDA SECTION: New Business
ITEM TYPE: Discussion Item

SUBMITTING INFORMATION

DEPARTMENT: Administration
REQUESTED BY: Angela Smith, PhD

POSTED AGENDA ITEM WORDING

Presentation of and discussion on a proposed Social Media Participation Policy for City Council.

SUMMARY

With City Council members now using social media to share City business updates to Gun Barrel City residents, it is prudent to approve a Social Media Participation Policy.

The term “social media” refers to forms of electronic communication through which users create online communities to share information, ideas, personal messages and other content. Some examples include, but are not limited to, Internet-based platforms such as Facebook, Twitter, Instagram and YouTube. Many local governments use social media as a tool to communicate with citizens. Rather than waiting until a regularly scheduled council meeting to receive citizen input, city officials are able to instantly interact with them via social media. Although this technology greatly increases communication outreach and efficiency, some restrictions are required in order to comport with federal and state law.

As a policy-making body, Council members are given more latitude than City employees to publicly express thoughts and opinions on local issues. However, as an elected official, you should be aware of additional risks related to your general participation on social media. These risks include the Open Meetings Act, the Public Information Act, and the First Amendment.

This policy will set up guidelines for Council members that want to use social media to allow the City to

ensure they are used in line with State Law and the Constitution and allow for proper records retention.

FINANCIAL INFORMATION

BUDGETED ITEM: N/A

AMOUNT BUDGETED: 0

AMOUNT REQUESTED: 0

ACCOUNT NUMBER: N/A

RECOMMENDED ACTION

Discussion Only

ATTACHMENTS

- Social Media Participation Policy City Council



Social Media Participation Policy City Council

The term “social media” refers to forms of electronic communication through which users create online communities to share information, ideas, personal messages and other content. Some examples include, but are not limited to, Internet-based platforms such as Facebook, Twitter, Instagram and YouTube.

Many local governments use social media as a tool to communicate with citizens. Rather than waiting until a regularly scheduled council meeting to receive citizen input, city officials are able to instantly interact with them via social media. Although this technology greatly increases communication outreach and efficiency, some restrictions are required in order to comport with federal and state law.

Commenting on City Accounts

The City of Gun Barrel City uses social media to send and receive messages about city information, services and related programs with community stakeholders, including employees, vendors, citizens, media and other members of the public.

1. Similar to others who engage with the City on social media, as an elected official you should understand the City’s current guidelines for public participation, which are subject to change as new technology and tools emerge.
2. Public comments may be removed from City-administered social media accounts if they contain any one or more of the following:
 - a. Vulgar, physically threatening or harassing language.
 - b. Content that promotes, fosters, or perpetuates discrimination on the basis of race, religion, gender, marital status, familial status, national origin, age, mental or physical disability, sexual orientation, gender identity, source of income or other protected status under applicable law.
 - c. Inappropriate sexual content or similar links.
 - d. Private or otherwise confidential information.
 - e. Content that promotes illegal activity or encouragement of actions that may compromise public safety.
 - f. Content that violates a legal ownership interest of any other party.
 - g. Comments not topically related to the original article or post.
 - h. Comments in support of or opposition to political candidates, campaigns or ballot measures during an election season.

- i. Promoting or advertising a commercial transaction, organization or event that is not sponsored or in direct relationship with the City.
- j. Organized political activity.
- k. Information that may compromise the safety or security of the public or public systems.

Use of Personal Accounts

As a policy-making body, Council members are given more latitude than City employees to publicly express thoughts and opinions on local issues. However, as an elected official, you should be aware of additional risks related to your general participation on social media.

1. Open Meetings Act – Communications between a quorum of Council members about public business, no matter the forum or time, can constitute a “meeting” to which the Texas Open Meetings Act applies. If the Act applies to a discussion, an agenda must be posted 3 business days in advance, and the public must be allowed to attend.

Therefore, you should consider the following when using personal social media accounts:

- a. Remove elected titles from profiles used to identify a personal social media account, and clearly state how constituents should communicate regarding public matters.
- b. Include an introductory statement in the profile or about section of your account that defines the purpose and topical scope of your page:

“This account is intended for personal use only. The views, postings, positions or opinions expressed on this site are my own and do not represent those of the City of Gun Barrel City. If you are a citizen of Gun Barrel City and would like to discuss city business, please go to [official page] or contact me at [official email].”

- c. Redirect information to official government sources and avoid making posts related to your official duties or governmental bodies.
- d. Redirect political dialogue requests to an alternative means of communication (i.e. email, phone or other preferred social media account).
- e. Avoid commenting on local issues where other Council members are also participating in discussion.
- f. Avoid making posts and/or comments on behalf of the City and/or the City Council.
- g. Avoid making posts and/or comments in your official capacity as an elected official.
- h. Avoid making posts and/or comments regarding City business.

2. Public Information Act – State law clarifies the definition of “public information” as information that is written, produced, collected, assembled, or maintained in connection with the transaction of official business, which includes email, Internet posting, text message, instant message, and other electronic communication.

Therefore, you should consider the following:

- a. Hide, rather than delete, clearly inappropriate public comments on your personal or official social media account, if possible. In some cases, these comments may still be subject to verification or public disclosure in the future. When in doubt, don’t delete it.
 - b. Avoid responding to inappropriate comments or personal attacks on social media. If the commenter persists, redirect them to an alternate method of communication (i.e. email).
 - c. Be aware that a personal social media account, depending on its content, may still be subject to the Public Information Act.
3. First Amendment – More constituents are posting comments on elected officials’ personal pages to voice concerns on public issues. Once an elected official’s social media page is opened for political discussion, it is transformed into a public forum for speech and debate, instantly granting every user a First Amendment right to comment.

Therefore, you should consider the following:

- a. Limit open-ended political and city business discussions from your personal social media accounts and redirect dialogue requests to an alternate channel.
- b. When in doubt, don’t block users. Especially those with whom you have previously engaged. If you must, consult with legal counsel first, and then document your actions and reasons for blocking.

Use of Official Accounts

If you choose to create a social media account to engage with constituents, a best practice is to keep this account distinct and separate from other personal accounts that you maintain.

Elected officials increasingly use social media for reelection purposes as well. However, mixing campaign and constituent communications from the same account could put you at risk for violating laws that prohibit using government resources for political purposes.

Therefore, you should consider the following:

1. Make it official – Your account profile, description and photo should clearly indicate your position as a member of the Gun Barrel City City Council and your intent to use the account as a way of communicating with constituents.
2. Your account is a public forum – Your engagement with the public on social media as an elected official establishes your platform as a limited public forum, which affords users the right to comment on content you publish. It also means that any speech restrictions or

censorship is subject to strict scrutiny, and First Amendment activities generally may not be prohibited. So, when in doubt, don't delete it.

3. Prohibited content is defined by City policy – For consistency, consider managing prohibited content on your accounts in the same way City-administered accounts are managed.
4. Campaign separately – Council members in office should not use City administered or funded social media accounts for electioneering. It's equivalent to campaigning from the dais during a public meeting, which may violate state law.
5. Involve legal counsel – If you are unsure about publishing certain content, or feel you are justified in the removal of content, involve legal counsel before making a decision.

General Guidelines

1. Be transparent – Your honesty will be quickly noticed in the social media environment. If your private sector work could present a conflict of interest, be the first to point it out. And be clear about why you support, or don't support, certain policies or programs.
2. Be judicious – Make sure your efforts to be transparent do not violate any applicable legal guidelines for external communication. Consult with legal counsel before sharing conversations that are meant to be private or internal to the City or any other public entities. What is published is widely accessible, not easily retractable, and will be around for a long time, so consider the content carefully. Also, be aware that the social media account and anything published on that social media account may be subject to the Public Information Act.
3. Be knowledgeable – Write in first-person and consider linking to your information sources. If you publish to a website outside of the City, consider using a clarifier such as: "These comments and opinions reflect my position as one member of Gun Barrel City City Council." If you have any questions about complying with brand, trademark, copyright, fair use, confidentiality, or financial disclosure laws, seek an opinion from legal counsel.
4. Be perceptive – In online social networks, the lines between public and private, personal and professional are often blurred. By identifying yourself as an elected official, you are creating perceptions about your expertise and the City. Be sure that all content associated with you is consistent with the City's values and professional standards.
5. Be conversational – Talk to your readers like you would talk to people in professional situations. Avoid overly "composed" language. Bring in your own personality and say what is on your mind. Consider content that is open-ended and invites response. Encourage comments. Broaden the conversation by citing others who are commenting about the same topic and allow your content to be shared.
6. Be excited – The City is making important contributions to the community, state and nation, as well as to public dialogue on a broad range of issues. Our activities are focused on providing services and innovation that benefits citizens and stakeholders. Share what Gun Barrel City is learning and doing, and open up social media channels to learn from others.

7. Be valuable – There is a lot of written content in the social media environment. The best way to reach an audience is to write about things that they value. Social communication from City leaders should help citizens, partners and families. It should be thought-provoking and build a sense of community. If it helps people improve knowledge or skills, build their businesses, do their jobs, solve problems, or understand the City better, then it adds value.
8. Be responsible – What you write is ultimately your responsibility. Pause. If you are about to publish something that makes you even the slightest bit uncomfortable, don't publish. If you are still unsure, you might want to check with the Public Information Officer or legal counsel. Ultimately, what you publish is yours, but so is the responsibility and potential consequence.
9. Mistakes happen – If you make a mistake, admit it. Be upfront and quick with your correction. If you are posting to a blog, you could choose to modify an earlier post. Make it clear that you have done so.

Records Retention

1. Because of your position as an elected official, activity on your social media accounts may create public records. Any content (messages, posts, photographs, videos, etc.) created or received using a social media account may be considered a record.

Therefore, you should consider the following:

- a. The City does not archive or manage Council member social media accounts. You are solely responsible for the retention and archival of content published to your individual accounts.
- b. When in doubt, don't delete content without consulting with legal counsel first.
2. Social media content administered by City employees, and intended for public access and comments, will follow a minimum retention period of two years, as established by the Texas State Library and Archives Commission. This includes Council member comments posted on City accounts.
3. When applicable, the City will use a software-assisted social media capture tool to obtain and archive an authentic copy of monitored content. This includes Council member comments posted on City accounts.

Definitions

For the purposes of this policy, unless otherwise stated, the following definitions apply:

1. Comment – a message posted by site visitors, either in response to an existing topic or introducing a new topic. In general, the content of comments is controlled solely by the user, but often can be deleted, accepted or rejected prior to publishing by the site or page administrator.

2. Connections – Any deliberate links between a user and a social media channel or page, whether it is initiated by the individual or by the site moderator. Terms used by various sites to describe a connection include friend, fan, follower or subscriber.
3. Limited forum – a public forum created by the government voluntarily for expressive activity that may be restricted as to subject matter or class of speaker. Forum restrictions must be able to withstand strict judicial scrutiny of its effect on First Amendment rights.
4. Post – In relation to social media accounts or online activity, anything published in an online forum or social media account.
5. Social media – Internet based third-party platforms that facilitate interaction and engagement among individuals in a network or virtual community. Social media offers a participatory environment and includes user-generated content such as videos, photos, videos, blogs, and wikis.

Violation of Policy

This policy is not meant to circumvent or bypass any of the other processes, policies or laws that are applicable to the City Council. Social media activity and conduct by Council members should not only comply with these policy terms, but all other processes, policies and laws that may apply as well.

Policy Updates

The City Council reserves the right to update these terms of use at any time.



Item Cover Page

CITY COUNCIL AGENDA ITEM REPORT

DATE: June 23, 2026

AGENDA SECTION: New Business

ITEM TYPE: Discussion

SUBMITTING INFORMATION

DEPARTMENT: Administration

REQUESTED BY: Angela Smith, PhD – City Manager

POSTED AGENDA ITEM WORDING

Discussion regarding final draft of ordinances, Chapters 93-97.

SUMMARY

Chapter 93: Food Establishment – designates the state as the regulatory authority for the city; addresses Mobile Food Truck – the attorney will need to rewrite this ordinance as rules change on July 1 related to what the City can regulate

Chapter 94: Nuisances – general housekeeping updates

Chapter 95: Junked Vehicles – recently updated by City Council

Chapter 96: Streets and Sidewalks – redefine responsibilities related to culverts

Chapter 97: Outdoor Lighting – general housekeeping updates, add section on Street lights

RECOMMENDED ACTION

Discussion item only.

ATTACHMENTS

Draft Code of Ordinances Amendment – Chapters 93-97

CHAPTER 93: FOOD ESTABLISHMENTS

GENERAL PROVISIONS

Sec. 93.01 REGULATORY AUTHORITY FOR THE CITY.

The city hereby designates the Texas Department of State Health Services as the regulatory authority for the purpose of regulating food establishments located within the city limits.

(Ord. O-2018-003, passed 3-23-2018)

Sec. 93.02 TEXAS FOOD ESTABLISHMENT RULES.

The city hereby adopts the current version of the Texas Food Establishment Rules; however, the city hereby delegates authority to the Texas Department of State Health Services concerning the enforcement and application of these rules.

(Ord. O-2018-003, passed 3-23-2018)

MOBILE FOOD UNITS

Will need to be rewritten by the Attorney since a new state law went into effect limiting city's ability to enforce. Goes into effect 7/1/26 HB2844 – single state permit, City cannot limit # of trucks, limit hours of trucks, prohibit operation if licensed.

Sec. 93.10 GENERALLY.

The Texas Department of State Health Services "Mobile Food Units" rules and regulations, Title 25, Chapter 228.221 of the Texas Administrative Code, as presently enacted, and as may be amended from time to time are hereby adopted. A copy of such rules shall be maintained in the office of the city secretary.

(Ord. O-2023-003, passed 2-28-23)

Sec. 93.11 DEFINITIONS.

The following words, terms and phrases, when used in this subchapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

MOBILE FOOD UNIT (MFU). A vehicle mounted, self or otherwise propelled, self-contained food service operation designed to be readily movable (including, but not limited to, catering trucks, trailers and pushcarts) which are used to store, prepare, display, serve or sell food must retain their mobility at all times. MFUs are sometimes referred to as food trucks or food trailers.

PROPERTY OWNER. A person(s), entity or corporation in whom is vested the ownership or title of real property.

SPECIAL TEMPORARY PERMIT. A permit issued to a temporary food service provider that does not meet the definition of stationary or vending MFU for provision of food service at a single event or one-time operation.

STATIONARY MOBILE FOOD UNIT. A vehicle that is designed to prepare food on site and remain stationary for extended periods of time.

VENDING MOBILE FOOD UNIT. A vehicle that serves prepackaged food and drink and remains stationary for short periods of time to dispense products.

(Ord. O-2023-003, passed 2-28-23)

Sec. 93.12 MOBILE FOOD UNIT REGULATIONS.

- (A) An individual(s) and/or entities wishing to operate a mobile food unit shall first obtain an annual permit issued by the City of Gun Barrel. The permit fee of \$120.00 shall be set annually by the City Council in the Fee Schedule. A two week permit is also required, at no cost after two weeks in the B-2 locations. The unit must vacate the spot for two weeks, before returning to the same spot.
- (B) Mobile food units are permitted to be located on a site located in a properly zoned district or location approved by the city special use permit. No more than 12 active mobile food unit permits will be allowed in the city at one time. Mobile food units can only be set at a viable business location with one unit allowed for each 50 parking spaces at business locations.
- (C) An operator of a mobile food unit shall not use stakes, rods, or any method of support that is required to be drilled, driven, or otherwise fixed, in asphalt pavement, curbs, sidewalks, or buildings.
- (D) Mobile food units shall not impede access to the entrance or driveway of any adjacent property or building.
- (E) Mobile food units shall not obstruct sight distance for drivers.
- (F) If the operator of a mobile food unit maintains food at a hot holding temperature by mechanical means, that person shall comply with fire and explosion safety standards established by the IFC 2015 and City of Gun Barrel Fire Marshal.
- (G) If the operator uses a pressurized fuel system or container in conjunction with the mobile food unit, the operator shall comply with fire and explosion safety standards established by the IFC 2015 and City of Gun Barrel City Fire Marshal.
- (H) All mobile food units shall adhere to the following health and safety requirements:
 - (1) All trash and debris generated by customers and the MFU staff shall be collected and deposited in a trash container provided by the mobile food unit and removed daily from the site by the mobile food unit operator.
 - (2) All food, supplies, and related equipment must be stored within the mobile food unit.
 - (3) Unless otherwise provided for in the approved permit, a person who operates a mobile food unit may not place food, equipment, or supplies related to its operation outside of the permitted unit and must conduct all of its operational activities within the mobile food unit.
 - (4) The permit holder shall provide consumers with disposable single service articles, such as plastic forks and paper plates.
 - (5) The area in and around each mobile food unit must be kept clean and free of all debris, food, drinks, and any and all trash and/or refuse which may produce an unsightly and/or unsanitary condition.

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(Supp. No. 2, Update 1)

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- (6) An approved fire extinguisher shall be located inside each mobile food unit.
 - (7) If necessary, to protect against public health hazards or nuisances, the City of Gun Barrel City may impose specific requirements in addition to those requirements contained in the City of Gun Barrel City's Code of Ordinances.
 - (8) Hours of operation for any mobile food unit shall not be permitted between the hours of 11:00 p.m. and 7:00 a.m. daily unless a conditional use permit has been granted.
 - (9) The operator of a mobile food unit shall demonstrate that the vehicle is readily moveable if requested by the Code Enforcement Officer, or their designee.
 - (10) Depositing, dumping or release of any grease into the City of Gun Barrel City's sanitary sewer system shall be prohibited. Any such act shall be a violation of this article and shall be subject to the issuance of a citation, revocation of the permit and/or injunctive relief by a court of competent jurisdiction.
 - (11) Mobile food units may utilize provided electricity, or may use a noise compliant portable generator.
 - (12) Individual(s) and/or entities operating a mobile food unit on private property, or open space in residential area, must have a written agreement authorizing such operation with the owner of the property and must apply for a special use permit.
 - (13) Each individual and/or entity operating a mobile food unit shall maintain a copy of the written agreement at their location and produce said agreement to any City Official upon request. City sponsored events are exempt from this article.
 - (14) The operation of any mobile food unit shall be subject to inspections by the City Official, or their designee, at any time.
 - (15) Any individual(s) and/or entities obtaining a permit to operate a mobile food unit are prohibited from transferring any such permit.
 - (16) One A-frame advertising sign, no larger than ten square feet/face in area and four feet in height, may be displayed adjacent to the mobile food unit.
 - (17) Individual(s) and/or entities operating a mobile food unit must maintain proof of valid liability insurance prior to the issuance of any city permit. Evidence of proof of insurance shall be subject to inspections by the City Official, or their designee, at any time.
 - (18) The City of Gun Barrel City mobile food permit must be visibly displayed in the unit at all times.
- (Ord. O-2023-003, passed 2-28-23)

CHAPTER 94: NUISANCES¹

GENERAL PROVISIONS

¹Cross reference(s)—Health and sanitation, see Chapter 92; Junked vehicles, see Chapter 95; Traffic obstructions, see §§ 70.30 and 70.31

State law reference(s)—Authority to define, prohibit and abate nuisances, see Tex. Local Gov't Code § 217.042

Sec. 94.01 OFFENSIVE ODORS.

It shall be unlawful for any person to permit water, sewer, or other wastes, noxious gases, dead carcasses, or refuse to accumulate or to discharge on any premises in such an unsanitary manner so as to create offensive odors which disturb occupants of surrounding premises and buildings. The existence of such offensive odors is hereby declared a public nuisance. The notice and procedures for the abatement of offensive odors on private property shall be handled in the same manner as provided for in §§ 94.15 through 94.19 of this chapter.

('88 Code, Ch. 7, § 5.00; Ord. 260, passed 1-10-89)

Cross reference(s)—Penalty, see § 10.99

Sec. 94.02 LOUD NOISE PROHIBITED; ENUMERATION.

(A) Definitions. The following terminology is defined as follows.

CONSTRUCTION means any site preparation, assembly, erection, substantial repair, alteration, or similar action, excluding demolition, for or of public or private rights-of-way, structures, utilities or similar property.

DECIBEL METER means a unit for measuring the volume of a sound.

DEMOLITION means any dismantling, intentional destruction or removal of structures, buildings, utilities, public or private right-of-way surfaces, or similar property.

DEVICE means any mechanism which is intended to produce, or which actually produces, noise when operated or handled.

EMERGENCY VEHICLE means a motor vehicle used in response to a public calamity or to protect persons or property from an imminent exposure to danger.

EMERGENCY WORK means any work performed for the purpose of preventing or alleviating physical trauma or property damage threatened or caused by an emergency.

MOTOR VEHICLE means any vehicle propelled by mechanical power or any motorized watercraft, such as, but not limited to, any passenger car, truck, truck-trailer, semi-trailer, camper, motorcycle, mini-bike, go-cart, boat, jet-ski, dune buggy or racing vehicle.

NOISE means any sound which annoys or disturbs humans or which causes or tends to cause an adverse psychological or physiological effect on humans.

NOISE DISTURBANCE means any unreasonably loud, disturbing and unnecessary noise which is offensive to an adult person within the city, which noise renders the enjoyment of life or property uncomfortable or interferes with public peace and comfort.

VIBRATION means an oscillatory motion of solid bodies of deterministic or random nature described by displacement, velocity, or acceleration with respect to a given reference point.

(B) Administration and noise measurement.

- (1) The ~~City Manager~~City Manager or designee or his or her designee shall administer the noise control program required by this chapter.
- (2) In order to implement and enforce this chapter and for the general purpose of sound and vibration abatement and control, the ~~City Manager~~City Manager or designee or his or her appointed representative shall have the power to, upon presentation of the proper credentials, make necessary inspections and test with the proper authorization or permission from the owner on any private property or place.

(3) Sound level measurement shall be made with a sound level meter.

- (C) Environmental sound levels. The following noise standards, unless otherwise specifically indicated, shall apply to all property with a designated land use district. **ATTORNEY THOUGHTS**

Land use district	Time of day Monday-Sunday	Energy equivalent sound levels (Leq)
Residential	10:00 p.m. to 7:00 a.m.	52 dB(A)
	7:00 a.m. to 10:00 p.m.	62 dB(A)
Office, retail	Anytime	62 dB(A)
Commercial	Anytime	62 dB(A)
Industrial	Anytime	70 dB(A)

- (D) Noise prohibited. **Need to fix formatting on this section.**

- (1) No person shall allow, make or cause to be made any unreasonably loud, disturbing and unnecessary noise within the limits of the city or within 5,000 feet outside the limits of the city, which is offensive to an adult person within the city, which noise renders the enjoyment of life or property uncomfortable or interferes with public peace and comfort, nor shall any person allow, make or cause to be made any unreasonably loud, disturbing and unnecessary noise in the city.
- (2) The following activities, among others but not to exclude other such acts, are declared to create loud, disturbing and unnecessary noise in violation of this section, namely:
 - (a) Animals. Owning, keeping, possessing, or harboring any animal or animals which, by noisemaking, disturb or interfere with the peace, comfort, or repose of neighboring residents, or cause a disturbance. The provisions of this section shall apply to all public and private facilities, including any animal shelter or commercial kennel, which holds or treats animals.

- (3) Radios, television sets, musical instruments, ~~phonographs~~, and similar **noise making** devices.

- (a) The using, operating or permitting to be played, used or operated any sound production or reproduction device, radio receiving set, musical instrument, drums, phonograph, television set, ~~loud-speakers~~**loudspeakers** and amplifiers or other machine or device for the production or reproduction of sound in such a manner as to violate division (C) of this section or cause a noise disturbance and;
 - (b) The operation of any such radio, instrument, phonograph, television set, loud speakers or similar device in such a manner as to be plainly audible at a distance of 50 feet from the building, structure or vehicle in which it is located, shall be prima facie evidence of a violation of this section.
- (4) Yelling, shouting, and the like. The yelling, shouting, crying, hooting, whistling or singing of peddlers, hawkers or any other person in a manner that causes a noise disturbance.
 - (5) Construction work. Operating or permitting to be operated any equipment used in construction, repair, alteration or demolition work on buildings, structures, streets, alleys or appurtenances thereto are prohibited as detailed below.
 - (a) No work or activity on a residential or commercial construction site which generates excessively disturbing noise to a person of ordinary sensibilities in the vicinity shall occur between the hours of dusk to dawn of the following morning, Monday through Saturday, and all day on Sunday.
 - (b) The following construction activities shall be exempt from subsection (a): home projects where the work is being done by the residential owner.

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- (c) Upon good cause being shown, the ~~City Manager~~City Manager designee or his or her designee may grant a temporary exception to subsection (a).
- (6) Vehicles and motorcycles. The repairing, rebuilding, modifying or testing of any motor vehicle (including off-road vehicles) or watercraft on private property, on a public right-of-way, on a public space, in such a manner as to create loud or unnecessary noises, such as spinning or squealing of tires, grating, grinding, rattling, or other noises, between the hours of 10:00 p.m. and 7:00 a.m. the following day shall be deemed a violation of this section.
- (7) Vibration. Using or causing the use of any device that creates any ground vibration which is perceptible without instruments at any point on or beyond the property boundary of the source if on private property, or at 50 feet from the source if on a public space or public right-of-way.
- (E) It shall be unlawful for any person operating or controlling a motor vehicle in any location within the city, to operate a sound producing device (-radio, stereo receiver, compact disc player, cassette tape player or other similar device) from the motor vehicle in such a manner that the volume is louder than is necessary for the convenient hearing of the occupants of the vehicle in which such device is operated. The operation of such a device in such a manner as to be plainly audible at a distance of 50 feet or in such a manner that the vibration accompanying the sound from the device can be plainly felt at a distance of 50 feet from the vehicle shall be prima facie evidence of a violation of this section.
- (F) Exemptions.
- (1) In this section the following term shall have the meaning set forth: SPECIAL EVENT means an event occurring no more than once in a calendar year, being no longer than five days in duration and which complies with all park use permit requirements.
- (2) The following sources of potentially excessive sound shall be exempt from noise control regulation:
- (a) Safety signals, storm warning sirens or horns and the testing of such equipment, emergency vehicles sirens or horns used when responding to an emergency, and emergency pressure relief valves.
- (b) Sound caused in the performance of emergency or public service work, including public utility operations, acting to protect the health, safety or welfare of the community.
- (c) Sounds caused by natural phenomena.
- (d) Public or private school sponsored activities conducted on public playgrounds and public or private school grounds including, but not limited to, school athletic and school entertainment events.
- (e) Special events conducted ~~on~~at public parks.
- (G) Permits of variance.
- (1) The ~~City Manager~~City Manager or designee is authorized to grant permits for relief of any provision in this chapter on the basis of undue hardship in cases where:
- (a) The sound source will be of short ~~duration~~duration, and the activity cannot be conducted in a manner as to comply with this chapter.
- (b) Additional time is necessary for the applicant to alter or modify their activity or operation to comply with this chapter.
- (c) No reasonable alternative is available to the applicant.

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- (d) An automatic variance will be granted for the purpose of conducting parades or other public events, provided that any noise disturbance created by such activity will be abated when such request is made by the city official authorized to enforce this chapter.

- (2) The ~~City Manager~~City Manager or designee or designated representative may prescribe any reasonable conditions or requirements deemed necessary to minimize adverse effects and may suspend any permit issued for violating any provisions prescribed in the permit variance.

(Ord. 260, passed 1-10-89; Am. Ord. 308, passed 5-28-91; Am. Ord. 05-005, passed 4-12-05; Am. Ord. O-2011-001, passed 1-11-11)

Cross reference(s)—Penalty, see § 10.99

Sec. 94.03 ABANDONED OR DANGEROUSLY EXPOSED REFRIGERATORS AND FREEZERS.

- (A) Definitions. For the purpose of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

ABANDON. The throwing away of an ice box, refrigerator or freezer on vacant property, junk heaps, trash piles or debris accumulations or any other act which at common law would constitute an abandonment of personal property.

DANGEROUS EXPOSURE. The placing of an icebox, refrigerator or freezer not in use in a garage, barn, outbuilding, porch, yard, lot or other portion of premises where children at play may come upon it and be attracted to it.

- (B) Deemed public nuisance. The abandonment or dangerous exposure of an ice box, refrigerator or freezer with its door, or doors, in normal latching or locking condition is hereby declared to be a public nuisance and a serious menace to life because of the danger of children entering such an icebox, refrigerator or freezer and becoming locked inside and suffocating.
- (C) Owner to remove latches and/or locks.
 - (1) The owner of an abandoned or dangerously exposed icebox, refrigerator or freezer and the owner or occupant of the premises where an abandonment or dangerous exposure occurs, has the duty to remove the door or dismantle or remove the latch or lock holding the door shut on the ice box, refrigerator or freezer.
 - (2) A person commits an offense if he abandons or dangerously exposes, or causes or permits to be abandoned or dangerously exposed, an ice box, refrigerator or freezer unless the latch or lock holding each door shut is dismantled or removed so that the door may be opened from within by simply pushing on it.

('88 Code, Ch. 7, § 12.01; '88 Code, Ch. 7, § 12.02; '88 Code, Ch. 7, § 12.03; Ord. 260, passed 1-10-89)

Cross reference(s)—Penalty, see § 10.99

State law reference(s)—State law penalty, see Tex. Health and Safety Code § 756.013; Unlawful to abandon or keep refrigerators or other airtight container which can be latched, see Tex. Health and Safety Code §§ 756.011 et seq.

NUISANCES ON PRIVATE PROPERTY

Sec. 94.15 NUISANCE ON PRIVATE PROPERTY DEFINED.

- (A) For the purposes of this section, the term NUISANCE is defined to mean any condition or use of premises or of building exteriors which is detrimental to the property of others or which causes or tends to cause substantial diminution in the value of other property in the neighborhood in which such premises are located.
- (B) This includes, but is not limited to, the following:
- (1) Second-hand, used, or discarded furniture, other than furniture designed for outside use and for commercial trade or sale;
 - (2) Abandoned, discarded or unused objects or equipment such as automobiles and equipment parts, lawnmowers, fixtures, and appliances;
 - (3) Items of salvage such as scrap metals, rags, papers, bottles, cans and similar items;
 - (4) Any compost pile which is of such a nature as to spread or harbor disease, emit unpleasant odors or harmful gas, or attract rodents, vermin or other disease-carrying pests, animals or insects; that does not meet the requirements of beneficial re-use and/or recycling of nonhazardous organic wastes as specified by the TNRCC or other state, county or city agencies;
 - (5) Any deleterious or septic material or liquid upon any premise, unless such material is retained in containers or vessels which deny access to humans, flies, insects, rodents and animals.

('88 Code, Ch. 7, § 13.01; Ord. 260, passed 1-10-89; Am. Ord. 379, passed 2-8-94)

State law reference(s)—City may define and declare nuisance, see Tex. Local Gov't Code § 217.042

Sec. 94.16 MAINTENANCE OF PRIVATE PROPERTY.

No person owning, leasing, occupying or having charge of any premises within the limits of the city or within five thousand feet outside the limits of the city shall maintain or keep any nuisance thereon, nor shall any such person keep or maintain such premises in a manner causing substantial diminution in the value of the other property in the neighborhood in which such premises are located.

('88 Code, Ch. 7, § 13.02; Ord. 260, passed 1-10-89; Am. Ord. 02-008, passed 2-26-02)

Cross reference(s)—Penalty, see § 10.99

Sec. 94.17 NOTICE TO REMOVE OR ABATE NUISANCE.

- (A) Upon becoming aware of nuisance conditions set forth herein, the Code Enforcement Officer or his or her designated representative shall make a determination whether or not the conditions and circumstances constitute a nuisance as herein defined. If it is determined that the conditions constitute a nuisance, the Code Enforcement Officer shall cause a written notice to be given to the owner, tenant or person in control of the premises, or an agent thereof, to remove or abate the nuisance. Such notice shall state the nature of the nuisance and that it must be removed or abated within ~~ten-thirty~~ days and that failure to do so may cause a complaint to be filed in Municipal Court for violation of maintaining a nuisance. Such notice shall be given by delivering the written notice personally or by leaving it at his or her dwelling or usual place of abode with some person of suitable age and discretion residing therein or by mailing the written notice to his or her last known post office address. If the whereabouts of the owner of the property is unknown, the notice shall be mailed to the last known address listed on the tax roll and by publication in the official newspaper ~~and a regional newspaper of general circulation in the area~~ for at least two times within ten consecutive days.

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(Supp. No. 2, Update 1)

Where the notice is mailed it shall be prima facie evidence of service if an executed return receipt is received.

- (B) Where after diligence has been exercised to serve notice to the owner, tenant, or person in control of the premises, or agents thereof, and such notice cannot be delivered and/or where such notice has been served but the nuisance has not been removed or abated within the ~~tenth~~thirty-day period, the Code Enforcement Officer shall then cause a summons to be obtained and delivered to the owner, tenant, or person in control of the premises, or an authorized agent thereof, requiring such condition to be abated or to appear before the Municipal Court of the city at a stated time and place. The summons shall be served to the defendant by a peace officer by delivering a copy to him personally; or leaving it at his usual place of abode with some person of suitable age and discretion residing therein; or by mailing it to the defendant's last known address by certified mail, return receipt requested. The summons shall state the nature of the nuisance on the property and that it must be removed or abated within ten days or the complaint will be heard in Municipal Court for violation of maintaining a nuisance as defined in this subchapter. And furthermore, any person found guilty of maintaining such nuisance shall be guilty of a misdemeanor and be subject to a fine for each offense and that the Municipal Court shall order the removal and abatement of the nuisance.

('88 Code, Ch. 7, § 13.03; Ord. 260, passed 1-10-89; Am. Ord. O-2008-010, passed 3-11-08)

POTENTIAL TO LOWER FROM 30 DAYS? CURRENTLY ALLOW 30

Sec. 94.18 CITY MAY REMOVE OR ABATE NUISANCE.

If the owner, tenant, or person in control of the premises, or agent thereof fails to comply with the order to remove or abate any nuisance then in addition to any fine which may be levied against such person, the court may allow the city to remove or abate such nuisance. The city may then cause the nuisance to be removed or abated, and the expenses of such procedure shall be charged against the owner and shall thereupon become a valid and enforceable personal obligation of the owner of such premises which may be recovered by the city in a suit brought for the purpose; and the city may assess the expenses on the property on which the nuisance is located or situated, and make the same a lien thereon.

('88 Code, Ch. 7, § 13.04; Ord. 260, passed 1-10-89)

Sec. 94.19 FILING STATEMENT OF EXPENSES; LIEN.

Whenever the city shall have performed any work or paid any necessary expenses in connection with any work done in the removal or abatement of any nuisance, the procedures established in § 92.21 shall be followed.

('88 Code, Ch. 7, § 13.05; Ord. 260, passed 1-10-89)

CHAPTER 95: JUNKED VEHICLES²

JUNKED VEHICLE ORDINANCE JUST UPDATED RECENTLY

²Cross reference(s)—Nuisances, see Chapter 94

State law reference(s)—Authority to adopt procedures for abatement and removal of junked vehicles, see Tex. Transp. Code § 683.071 et seq.

Sec. 95.01 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

DEMOLISHER. Any person whose business is to convert the motor vehicle into processed scrap or scrap metal or otherwise to wreck or dismantle motor vehicles.

JUNKED VEHICLE. Means a vehicle that is self-propelled and inoperable and:

- (1) Does not have lawfully attached to it an unexpired license plate or a valid motor vehicle inspection certificate;
- (2) Is wrecked, dismantled or partially dismantled, or discarded; or
- (3) Has remained inoperable for more than 45 consecutive days.

POLICE DEPARTMENT. The Police Department of the city. **NEED?**

('88 Code, Ch. 7, § 1.01; Ord. 57, passed 6-10-74; Am. Ord. 224, passed 6-10-86)

State law reference(s)—Tex. Transp. Code § 683.071

Sec. 95.02 SCOPE OF PROVISIONS.

It is not intended by this action to make these provisions pertain to abandoned motor vehicles as that term is defined by Tex. Transp. Code § 683.002.

(Ord. 57, passed 6-10-74; '88 Code, Ch. 7, § 1.17)

Sec. 95.03 DECLARATION OF PUBLIC NUISANCE; CREATION AND MAINTENANCE PROHIBITED.

- (A) Junked vehicles which are located in any place where they are visible from a public place or public right-of-way are detrimental to the safety and welfare of the general public, tending to reduce the value of private property, to invite vandalism, to create fire hazards, to constitute an unattractive nuisance creating a hazard to the health and safety of minors, and are detrimental to the economic welfare of the state, by producing urban blight which is adverse to the maintenance and continuing development of the municipalities in the State of Texas, and such vehicles are therefore, declared to be a public nuisance.
- (B) It shall be unlawful for any individual, company or corporation to leave or permit to remain upon public or private property (except as hereinafter provided) within the city any junked vehicle or parts or portion thereof, for any period of time.

(Ord. 57, passed 6-10-74; '88 Code, Ch. 7, § 1.02; '88 Code, Ch. 7, § 1.03)

Cross reference(s)—Penalty, see § 10.99

State law reference(s)—State law penalty, see Tex. Transp. Code § 683.073

Sec. 95.04 NOTICE TO OWNER.

Whenever it is brought to the attention of the city's Code Enforcement Officer that a nuisance, as is defined herein, exists in the City, the Code Enforcement Officer shall give or cause to be given, in writing, a 30-day notice stating the nature of the public nuisance and that it must be removed and abated within said 30 days and that a request for a hearing must be made before the expiration of the 30-day period. The notice is to be mailed by

certified or registered mail to the last known registered owner of the junked vehicle, any lien holder of record, and the owner or occupant of the premises where upon such public nuisance exists, if the post office address of the last known registered owner of the motor vehicle is unknown, notice to the last known registered owner may be placed on the motor vehicle, or if the last known registered owner is physically located, the notice may be hand delivered. If the notice is returned undelivered by the United States Post Office, official action to abate the nuisance shall be continued to a date not earlier than the eleventh day after the date of such return.

('88 Code, Ch. 7, § 1.04; Ord. 260, passed 1-10-89; Ord. O-2024-011, § 1.A), 4-16-24)

Sec. 95.05 PUBLIC HEARING PRIOR TO REMOVAL OF VEHICLE.

An owner receiving a notice to remove or abate may request a hearing before the Municipal Court Judge. Such a request must be made within 30 days from receiving the notice to remove or abate by the Code Enforcement Officer.

(Ord. 224, passed 6-10-86; '88 Code, Ch. 7, § 1.05; Ord. O-2024-011, § 1.B), 4-16-24)

Sec. 95.06 FAILURE TO COMPLY WITH COURT ORDER OR NOTICE BY CODE ENFORCEMENT.

- (A) In the event that a hearing before the Municipal Court is had and an order is issued to remove a junked vehicle, failure to do so shall result in a contempt proceeding before the Court or such other action that Court deems necessary.
- (B) In the event that a hearing was not requested by the owner of said vehicle, and said owner fails to remove the vehicle within the 30-day notice provided to owner, City's Code Enforcement Officer will issue a notice to tow concerning the vehicle. In the event that the vehicle is not towed from the premises within 15 days of receiving such notice to tow, the matter will be turned over to the Gun Barrel City Police Department.
- (C) Once the case is turned over the Gun Barrel City Police Department, a citation may be issued concerning the junked vehicle and a sticker shall be affixed to the vehicle with a notice to tow the vehicle within 72 hours.
- (D) If the vehicle is not towed as required by any notice to tow issued by the Police Department, the vehicle shall be towed by a third-party vehicle towing company and removed from the premises in question.

(Ord. 57, passed 6-10-74; '88 Code, Ch. 7, § 1.12; Ord. O-2024-011, §§ 1.C), 1.D), 4-16-24)

Editor's note(s)—Ord. O-2024-011, §§ 1.C) and 1.D), adopted Apr. 16, 2024, repealed § 95.06 and renumbered former §§ 95.07 as § 95.06 as set out herein. Former § 95.06 pertained to order to remove junked vehicle, and derived from Ord. 57, passed June 10, 1974; Ord. 224, passed June 10, 1986; '88 Code, Ch. 7, § 1.06; and '88 Code, Ch. 7, § 1.07.

Cross reference(s)—Penalty, see § 10.99

Sec. 95.07 REMOVED VEHICLES NOT TO BE MADE OPERABLE.

After a vehicle has been removed in accordance with or under the terms and provisions of this chapter, it shall not be reconstructed or made operable.

(Ord. 57, passed 6-10-74; '88 Code, Ch. 7, § 1.09; Ord. O-2024-011, §§ 1.E), 1.F), 4-16-24)

Editor's note(s)—Ord. O-2024-011, §§ 1.E)—1.J), adopted Apr. 16, 2024, repealed § 95.08 and renumbered former §§ 95.09—95.13 as §§ 95.07—95.11 as set out herein. Former § 95.08 pertained to removal of vehicle by

city, and derived from Ord. 224, passed June 10, 1986; and '88 Code, Ch. 7, § 1.08. The historical notations have been retained with the amended provisions for reference purposes.

Cross reference(s)—Penalty, see § 10.99

Sec. 95.08 DISPOSITION OF JUNKED VEHICLES.

- (1) It shall be the duty of the Chief of Police to dispose of any junked vehicle by removal to a scrap yard, or by sale to a demolisher for the highest bid or order received therefor, or to remove same to any suitable site operated by the city for processing as scrap or salvage.
- (2) If there is not a bid or offer for the junked vehicle the Chief of Police may dispose of same by causing it to be demolished or removed to a place provided by the City Council, or by permitting it to be removed by a demolisher who is willing to do so for the benefit of the junk or parts he can salvage.
- (3) Any third-party towing company that removes a vehicle the subject of this chapter shall be responsible for the disposition of the vehicle.

(Ord. 224, passed 6-10-86; '88 Code, Ch. 7, § 1.10; '88 Code, Ch. 7, § 1.11; Ord. O-2024-011, § 1.G))

Note(s)—See Editor's note at § 95.07.

Sec. 95.09 NOTICE TO HIGHWAY DEPARTMENT.

Notice shall be given to the Texas Highway Department within five days after the date of removal identifying the vehicle or part thereof.

(Ord. 57, passed 6-10-74; '88 Code, Ch. 7, § 1.13; Ord. O-2024-011, § 1.H))

Note(s)—See Editor's note at § 95.07.

Sec. 95.10 EXEMPTIONS.

- (A) This chapter shall not apply to:
 - (1) A vehicle or part thereof which is completely enclosed within a building in a lawful manner where it is not visible from the street or other public or private property; or
 - (2) A vehicle or part thereof which is stored or parked in a lawful manner on private property in connection with the business of a licensed vehicle dealer or junkyard, or that is an antique or special interest vehicle stored by a motor vehicle collector on the collector's property, if the vehicle or part and the outdoor storage area, if any, are maintained in an orderly manner, not a health hazard, and screened from ordinary public view by appropriate means, including a fence, rapidly growing trees or shrubbery.

- (B) For the purpose of this section, the following definitions shall apply.

ANTIQUE VEHICLE. A passenger car or truck that is at least 35 years old.

MOTOR VEHICLE COLLECTOR. A person who owns one or more antique or special interest vehicles and acquires, collects or disposes of an antique or special interest vehicle or part of an antique or special interest vehicle for personal use to restore and preserve an antique or special interest vehicle for historic interest.

SPECIAL INTEREST VEHICLE. A motor vehicle of any age that has not been changed from original manufacturer's specifications and, because of its historic interest, is being preserved by a hobbyist.

(Ord. 57, passed 6-10-74; '88 Code, Ch. 7, § 1.14; Ord. O-2024-011, § 1.I))

State law reference(s)—Tex. Transp. Code § 683.077

Note(s)—See Editor's note at § 95.07.

Sec. 95.11 ADMINISTRATION AND ENFORCEMENT.

- (A) The administration of this chapter shall be by regularly salaried, full-time employees of the city except that the removal of vehicles or parts thereof from property may be by any other duly authorized person.
- (B) A person authorized to administer the procedures of this chapter may enter private property to examine a public nuisance, to obtain information to identify the nuisance, and to remove or direct the removal of the nuisance.

(Ord. 57, passed 6-10-74; '88 Code, Ch. 7, § 1.15; '88 Code, Ch. 7, § 1.16; Ord. O-2024-011, § 1.J))

State law reference(s)—Authority to enter property, see Tex. Transp. Code § 683.074(e)

Note(s)—See Editor's note at § 95.07.

CHAPTER 96: STREETS AND SIDEWALKS³

GENERAL PROVISIONS

Sec. 96.01 STATE AND CITY APPROVAL REQUIRED FOR DRIVEWAYS.

- (A) It shall hereafter be unlawful for any person, firm, or association of persons to erect, or cause to be erected, any commercial or public access driveway and/or walkways within the Texas State Highway right-of-way, without first obtaining approval from the Texas Highway Department.
- (B) It shall hereafter be unlawful for any person, firm, or association of persons to erect or cause to be erected any private, commercial, or public driveway and/or walkway within the city street right-of-way without first receiving approval from the Superintendent of Streets~~City Manager or designee~~. Plans and specifications must be approved ~~by the Superintendent~~.

('88 Code, Ch. 3, § 10.01; Ord. 248, passed 1-12-88)

Cross reference(s)—Penalty, see § 10.99

Sec. 96.02 DRIVEWAYS AND CULVERT INSTALLATIONS.

- (A) The term "culvert" includes all residential properties and must be comprised of a material that will not crush, melt, or separate, CMP (corrugated metal pipe), steel or aluminum pipe. (No PVC or plastic culverts allowed.) All culverts shall have a bottom of the same type and material as the top and sides. If more than one piece of culvert pipe is required, a water-tight connection will be required where the pipe sections join. Minimum

³Cross reference(s)—Metal cleats, lugs, and the like injurious to public streets prohibited, see § 71.01; Official building numbers, see § 150.002; Parades, carnivals, circuses special events and tent shows, see §§ 111.15 et seq.; Traffic obstructions, see §§ 70.30 and 70.31

~~culvert diameter will be 12 inches with a variance depending on rainwater and drainage expectations of such property, which could result in a larger diameter culvert needed. Any culvert now in existence which does not comply with the provisions of this section as to size, location, grade or otherwise, shall be made to conform within 60 calendar days of notification in writing to the property owner. For an initial installation of a culvert, the property owner or developer will be responsible for the cost of the culvert, fill material, and installation fees. For the repair or replacement of any existing culvert determined to be unserviceable by the Street Superintendent, the city is responsible for the cost of a new culvert, fill material and labor. Property owners shall be responsible for all associated costs for asphalt, concrete, landscaping, or other costs. The Street Superintendent shall have the authority to authorize certain driveways and/or culverts to be constructed by approved private contractors when circumstances warrant.~~

- (B) A permit shall be required for modifications to curbs or open flow ditches/channels for access to municipal streets. Permit fee will be approved as part of the fee schedule approved by City Council.
- (C) Any culvert now in existence which does not comply with the provisions of this section as to size, location, grade or otherwise, shall be made to conform within 60 calendar days of notification in writing to the property owner. For an initial installation of a culvert, the property owner or developer will be responsible for the cost of the culvert, fill material, and installation fees. For the repair or replacement of any existing culvert determined to be unserviceable by the Street Superintendent, the city is responsible for the cost of a new culvert, fill material and labor. Property owners shall be responsible for all associated costs for asphalt, concrete, landscaping, or other costs. The Street Superintendent shall have the authority to authorize certain driveways and/or culverts to be constructed by approved private contractors when circumstances warrant. The term "culvert" includes all residential properties, and must be comprised of a material that will not crush, melt, or separate, CMP (corrugated metal pipe), steel or aluminum pipe. (No PVC or plastic culverts allowed.) All culverts shall have a bottom of the same type and material as the top and sides. If more than one piece of culvert pipe is required, a water-tight connection will be required where the pipe sections join. Minimum culvert diameter will be 12 inches with a variance depending on rainwater and drainage expectations of such property, which could result in a larger diameter culvert needed.
- (D) No culvert shall be installed above a utility ditch, utility line or underground cable television line.
- (E) All street bores must have a minimum of six inches of compacted cover, or more as required by the ~~Street Superintendent~~City Manager or designee.
- (F) No private driveway culvert may be longer than 80% of the lot width, or a maximum of 40 feet. A sufficient distance, as determined by the Street Superintendent, must be provided for at each end of the culvert for cleaning and sufficient drainage.
- (G) All driveways must be designed to force the flow of water away from the street and into the proper drainage system.
- (H) No sewer or water valves of any kind will be so placed in the flow line of a drainage ditch so as to inhibit required maintenance.
- (I) Any street or driveway construction within the corporate limits of the city must be barricaded in accordance with TxDot standards.
- (J) Any cut of a city street surface shall be temporarily patched according to city standards and specifications. Final repair of such street cuts shall be done by city work crews. The cost of final repairs of street cuts made necessary by other than city crews shall be borne by the person, corporation or utility requiring the cut.

('88 Code, Ch. 3, § 10.03; Ord. 248, passed 1-12-88; Am. Ord. passed 3-15-88; Am. Ord. 99-017, passed 8-24-99; Am. Ord. 01-018, passed 10-9-01; Am. Ord. O-2009-017, passed 7-14-09; Am. Ord. O-2021-041, passed 10-26-21)

Cross reference(s)—Drainage design standards, see § 155.40; Penalty, see § 10.99

MUNICIPAL ROAD AND HIGHWAY MAINTENANCE

Sec. 96.15 AUTHORITY TO MAINTAIN STATE HIGHWAYS WITHIN CITY.

The State of Texas is hereby authorized to enter upon and maintain state highway routes within the city limits.

(Ord. 1, passed 6-17-69; '88 Code, Ch. 3, § 1.01)

Sec. 96.16 MAYOR AUTHORIZED TO EXECUTE AGREEMENT.

The Mayor, or proper city official, is hereby authorized to execute for, and on behalf of the city, an agreement with the State of Texas relating to the repair and maintenance of state highways and roads.

(Ord. 1, passed 6-17-69; '88 Code, Ch. 3, § 1.02)

Sec. 96.17 COSTS OF MAINTENANCE OF HIGHWAYS.

The State of Texas has made it known to the city that it will, with its own forces and equipment, and at its sole cost and expense, enter upon and maintain such project, conditioned upon the provisions concerning liabilities and responsibilities for maintenance, control, supervision, and regulation which are set out in a form marked "Municipal Maintenance Agreement."

(Ord. 1, passed 6-17-69; '88 Code, Ch. 3, § 1.03; Am. Ord. 304, passed 2-26-91)

Sec. 96.18 ENCROACHMENTS AND OBSTRUCTIONS; REMOVAL; NOTICE.

(A) Removal.

- (1) It shall be unlawful for any person or business to encroach upon or place any obstructions of whatever kind upon street and highway right-of-ways within the city limits.
- (2) Any now existing or future encroachments or obstructions upon such right-of-ways shall be abated and removed by the owner of the abutting property or by the person or business responsible for such encroachments no later than ten days after receiving written notice that such encroachment or obstruction does exist and should be abated and removed.

(B) Notice.

- (1) Upon discovering any encroachment or obstruction upon a street or highway right-of-way within the limits of the city, the proper city authority shall give the owner of the abutting property, or the person or business responsible for such encroachment written notice of such encroachment or obstruction.
- (2) All notices sent hereunder shall be personally delivered or mailed to the owner of the abutting property where the encroachment or obstruction exists or to the person or business responsible for the encroachment or obstruction.
- (3) The owner of the abutting property or the person or business responsible for such encroachment or obstruction shall have ten days after receipt of the notice to remove and abate such encroachment or obstruction.

(Ord. 187, passed 10-11-83; '88 Code, Ch. 3, § 1.04; '88 Code, Ch. 3, § 1.05; Am. Ord. 260, passed 1-10-89)

Cross reference(s)—Penalty, see § 10.99

STREET EXCAVATIONS

Sec. 96.30 PERMIT REQUIRED.

It shall be unlawful for any person, firm or corporation to make any excavation, cut or bore in, on, or under any street, alley, or other public easement within the city without first securing a permit from the city. To obtain such permit an application must be filed with the City ~~Secretary~~ describing the proposed street, alley or easement location where any excavation, cut, or bore is proposed. Such permit shall also be conditioned upon restoring the street, alley or other easement area in as good a condition as existed prior to the proposed work. The ~~Building Official~~ ~~City Manager or designee~~ shall approve any street, alley or easement area where the work has occurred. Failure to restore the worksite area to good condition shall void the permit. No future permit will be approved for any person, firm or corporation that has not restored any work area to the city's satisfaction.

('88 Code, Ch. 3, § 14.01 and App. A, § 8.00; Ord. 260, passed 1-10-89; Am. Ord. O-2009-006, passed 2-24-09)

Cross reference(s)—Penalty, see § 10.99

Should we add "or better than" – can't be forced we want them to at least go to what is already there.

Sec. 96.31 EMERGENCY EXCAVATIONS.

These provisions are not intended to prevent any person, firm, or corporation operating under a franchise agreement with the city to make any excavation whenever an emergency exists or after normal business hours. However, whenever any such excavation is made during an emergency or after normal working hours, then such person, firm, or corporation shall notify the city within three working days from the date of such excavation and obtain such permit.

('88 Code, Ch. 3, § 14.02; Ord. 260, passed 1-10-89)

Sec. 96.32 WARNING DEVICES REQUIRED.

Any person, firm, or corporation making any excavation or embankment in any street, alley, or public easement in the city shall provide, erect, place, and maintain all warning signs, lighting devices, and barricades and channelizing devices required in Part VI Traffic Controls for Street and Highway Construction and Maintenance Operation of the Texas Manual on Uniform Traffic Control Devices for Streets and Highways.

('88 Code, Ch. 3, § 14.03; Ord. 260, passed 1-10-89)

Cross reference(s)—Traffic control devices, see §§ 70.15 et seq.; Penalty, see § 10.99

Sec. 96.33 RESTORATION OF WORK AREAS.

Upon completion of any work involving excavation in any street, alley, or public easement in the city, the person, firm, or corporation making such excavation, shall remove all equipment, men, materials, and debris as soon as possible and restore the street and premises in as good a condition as existed prior to the excavation. All

construction work must be done in accordance with city standards. Failure to restore such streets or premises shall be considered a misdemeanor.

('88 Code, Ch. 3, § 14.04; Ord. 260, passed 1-10-89)

Cross reference(s)—Penalty, see § 10.99

CHAPTER 97: OUTDOOR LIGHTING

Sec. 97.01 PURPOSE.

The purpose of this chapter is to:

- (A) Preserve and enhance the lawful nighttime use and enjoyment of property;
- (B) Eliminate problems of glare on operators of motor vehicles, pedestrians and land uses;
- (C) Minimize nuisance glare and light trespass from improperly directed or unshielded light sources;
- (D) Preclude ~~or~~ lessen light pollution;
- (E) Promote efficient design and operation with regard to energy conservation; and to
- (F) Curtail the degradation of the nighttime visual environment.

(Ord. O-2008-025, passed 9-9-08)

Sec. 97.02 GENERAL REQUIREMENTS.

The following standards shall apply to all exterior lighting except public street lighting and other lighting that is specifically exempted by this chapter.

- (A) Light sources or luminaries are prohibited in buffer areas and within required setback yard areas except on pedestrian walkways and hike and bike trails or as approved by the city.
- (B) Lighting for outdoor advertising shall be designed to function as full cutoff type luminaries. Lighting intended for outdoor advertising shall be directed downward.
- (C) All luminaries located on non-residential use properties shall be designed so that the light source (lamp) is completely shielded from direct view of at a point three feet above grade on the property line adjoining residentially zoned property. In all other instances, the light source must be shielded from direct view of at a point five feet above grade on the property line.
- (D) All luminaries and controls shall comply with the requirements of the International Energy Conservation Code as adopted by the State of Texas.
- (E) All luminaries located on private property shall be designed and/or positioned so that the maximum illumination at the neighboring property line shall not exceed:

Zoning of Neighboring Property	Footcandles	
	Horizontal	Vertical
Agricultural, Single-family, Two-family residential districts	0.2	0.5
Multiple-family residential districts	0.5	0.5
Nonresidential districts, streets	3.0	3.0

Light industrial districts	5.0	5.0
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- (F) Lighting for canopies covering fueling facilities at vehicular service stations and drive-thru facilities shall not illuminate adjoining properties and the luminaries shall be designed so that the light source (lamp) is completely shielded from direct view at a point five feet above the grade on the property line or facility's boundary line as determined by the city.
- (G) Wall or roof mounted luminaries may be used to illuminate the pedestrian walkways, entrances and yard areas within 30 feet of the building. No wall or roof mounted luminaries shall be used to illuminate motor vehicle parking or access unless the Building Official finds the following:
 - (1) That illumination cannot be achieved by other methods due to site restraints;
 - (2) That the proposed lighting is not in conflict with the stated purpose;
 - (3) That the proposed lighting will not unreasonably harm or restrict public health, safety and welfare or create a nuisance; and
 - (4) The proposed lighting will not result in an impairment of vision creating a hazard for vehicular or pedestrian traffic.
- (H) Any open area used for motor vehicle parking, storage or access may be illuminated with freestanding luminaries. Freestanding luminaries are permitted to be a maximum of 30 feet in height including base. When a luminary is located within 100 feet of residential property, the maximum permitted luminary's height shall be 20 feet. All luminaries must have a total cutoff angle equal to or less than 90 degrees. The use of luminaries with a cutoff angle greater than 90 degrees shall be permitted only when the Building Official finds the following:
 - (1) That the proposed lighting is not in conflict with the stated purpose;
 - (2) That the proposed lighting will not unreasonably harm or restrict public health, safety and welfare or create a nuisance; and
 - (3) The proposed lighting will not result in an impairment of vision creating a hazard for vehicular or pedestrian traffic.
- (I) Externally illuminated signs, building identification signs and monument signs shall use top mounted fully shielded luminaries illuminating the sign from above or fully shielded luminaries illuminating the sign from below and located so as to limit the illumination to the sign surface only and to minimize spill-light and glare.
- (J) Luminaries used to illuminate flags, statues or objects mounted on a pole, pedestal or platform shall use a very narrow beam distribution for the purpose of confining the illumination to the object of interest and minimize spill-light and glare.
- (K) Building facades and architectural features of buildings may be floodlighted when the following conditions are met:
 - (1) Floodlight luminaries are equipped with shields and are located so as to limit the luminaries' illumination to the facade or architectural features only;
 - (2) The configuration of the floodlight installation shall block all view of the luminaries' light source (lamp) from adjacent properties; and
 - (3) The maximum luminance of any floodlighted surfaces does not exceed the footcandles recommended in the Illuminating Engineering Society of North America Lighting Handbook for floodlighting surfaces.

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- (L) Recreational and sporting areas, both public and private, may be lighted when the following conditions are met:
 - (1) Illumination levels exceeding the recommended levels in the Illuminating Engineering Society of North America Lighting Handbook must be approved by the city;
 - (2) Luminaries shall be fully shielded, or be provided with sharp cutoff capability and aimed so as to minimize up light, spill-light and glare; and
 - (3) Luminaries for recreational and sporting events may operate from dusk until 11:00 p.m. except to conclude a specific recreational or sporting event, tournament or similar activity which was in progress prior to 11:00 p.m. and for facilities owned, leased or otherwise controlled by the city, light usage may be extended to allow activities to begin after 11:00 p.m.

(Ord. O-2008-025, passed 9-9-08)

Sec. 97.03 TEMPORARY LIGHTING.

- (A) Any temporary lighting that conforms to the requirements of this chapter shall be allowed. Nonconforming temporary lighting may be permitted by the city after considering:
 - (1) The nature of the exemption;
 - (2) The public and/or private benefits that would result from the temporary lighting;
 - (3) Placement and height of the luminaries;
 - (4) Type of luminaries to be used, including total lumen output, light distribution and characteristics of the shielding;
 - (5) Any annoyance or safety issues that may result from the use of the temporary lighting;
 - (6) The duration of the temporary lighting and the time that the luminaries will be operating; and
 - (7) Such other data and information as may be required by the Building Official to clarify the request.
- (B) The applicant shall submit a detailed description of the proposed temporary nonconforming lighting to the city for consideration.

(Ord. O-2008-025, passed 9-9-08)

Sec. 97.04 ILLUMINATION LEVELS.

The illumination levels contained in the Illuminating Engineering Society of North America Lighting Handbook, as amended from time to time, shall be used as a guide for providing adequate illumination levels. The city may require conformance with the illumination levels contained in the Lighting Handbook as part of the review and approval of a private and/or public development project.

(Ord. O-2008-025, passed 9-9-08)

Sec. 97.05 MEASUREMENT.

- (A) Before issuance of a certificate of occupancy or within 30 days of receiving a certificate of occupancy, the applicant or designated agent shall submit to the city a plan indicating the installed lighting level

measurements to demonstrate compliance with this chapter. The plan and data shall be prepared by a lighting certified designer, certified testing laboratory or licensed electrical engineer and contain the applicable professional seals and stamps. Meter and measurement requirements are as follows.

- (1) Meter required. Lighting levels shall be measured in footcandles with a direct reading portable light meter with a color and cosine corrected sensor with multiple scales. The meter shall read within an accuracy of plus or minus 5%. It shall have been tested and calibrated by an independent commercial photometric laboratory or the manufacturer within one year of date of use as attested to by a certificate issued by such laboratory.
- (2) Horizontal method of measurement. The meter sensor shall be mounted not more than six inches above the ground level in a horizontal position at the property line. Readings shall be taken only after the cell has been exposed to provide a constant reading. Measurements shall be made when the meteorological optical range is six miles or further so that measurements will not be adversely affected by atmospheric scatter. Measurements shall be made after dark with the existing questioned light sources on, then with the same sources off. This procedure eliminates the effects of moonlight and other ambient light. The difference between the two readings shall be compared to the footcandle ratings listed in the table in § 97.02(E).
- (3) Vertical method of measurement. The meter shall be mounted at five feet above ground level in a vertical position, perpendicular to the property line and facing the lighting in question. Readings shall be taken only after the cell has been exposed to provide a constant reading. Measurements shall be made after dark with the existing questioned light sources on, then with the same sources off. This procedure eliminates the effects on moonlight and other ambient light. The difference between the two readings shall be compared to the footcandle ratings listed in § 97.02(E).
- (4) Computation of illumination. Illumination at a point may be computed in lieu of measurement. Computation methods shall consist of a generally accepted Illuminating Engineering Society method, using certified photometric data furnished by the luminary manufacturer, lamp manufacturer, photometric laboratory, or other reliable authority satisfactory to the city. Computations shall be based on new properly seasoned lamps, new and clean luminaries, and at rated voltage and wattage, with ballasts, lenses, shields, diffusers, and other appurtenances in place, and proper regard taken for mounting height, relative elevation, natural and manmade objects.

(Ord. O-2008-025, passed 9-9-08)

Sec. 97.06 PLANS AND SUBMITTALS.

- (A) A lighting plan shall be required anytime exterior lighting is proposed, or modified except for one- and two-family dwellings. The lighting plan or plans with the required information and data shall be submitted to the city for review. The submission shall contain, but is not necessarily limited to the following:
 - (1) Plans indicating the location of all exterior lighting on the premises, and the type of illuminating devices, luminaries, lamps, supports, reflectors, and other devices;
 - (2) Description of the illuminating devices, luminaries, lamps, supports, reflectors, and other devices, and the description may include, but is not limited to properly identified catalog cut sheets by manufacturer and drawings (including sections where required) and height of luminaries; and
 - (3) Photometric plan and data sheets, such as that furnished by manufacturers, or similar to that furnished by manufacturers, indicating the angle of cutoff or light emissions.
- (B) A licensed architect, licensed landscape architect, licensed electrical engineer or lighting certified designer shall prepare the plan and submittal. The submittal shall also contain a certification by the property owner or

designated agent and the preparer of the plan that the lighting depicted on the plan complies with the requirements of this chapter when installed. Once the plan is approved by the city, the lighting installation shall conform to the approved plan and submittal.

- (C) The above required plans, descriptions and data shall be sufficiently complete to enable the city to readily determine whether compliance with the requirements of this chapter will be secured. If such plans, descriptions and data cannot enable this ready determination, by reason of the nature of configuration of the devices, luminaries or lamps proposed, the applicant shall additionally submit as evidence of compliance to enable such determination such as certified reports of tests, provided that these tests shall have been performed and certified by a recognized testing laboratory.
- (D) Should any luminary or type of light source be changed or substituted after the permit has been issued, a change request must be submitted to the city for approval, together with the adequate information to assure compliance with this chapter, which must be received and approved prior to the change or substitution.

(Ord. O-2008-025, passed 9-9-08)

Sec. 97.07 PROHIBITED LIGHTING.

Prohibited luminaries and light sources include:

- (A) "Yard light" and "cobra head" type luminaries having dished or drop lenses or refractors;
- (B) Flickering or flashing light sources;
- (C) Laser light sources unless permitted by special permission granted by the city;
- (D) Searchlights unless permitted by special permission granted by the city;
- (E) Mercury vapor luminaries and lamps; and
- (F) Luminaries with uncontrolled light distribution or exposed light source.

(Ord. O-2008-025, passed 9-9-08)

Sec. 97.08 EXEMPTIONS.

The following are exempt from the requirements of this chapter:

- (A) Decorative seasonal lighting shall be removed after 90 days or as directed by the city;
- (B) (1) Lighting for one- and two-family dwellings, provided the following conditions are met:
 - (a) Luminary and lamp power usage does not exceed 100 watts;
 - (b) Luminaries are shielded, cutoff type or aimed so as to prevent direct glare and light trespass; and
 - (c) The lighting level at the property line shall not exceed the maximum level permitted by this chapter, except as noted below.
- (2) The maximum lighting level at the property line may be exceeded in cases where the luminary is controlled by a motion sensor and the luminary does not operate continuously for a period exceeding ten minutes.
- (C) Luminous tube lighting;

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- (D) Internally illuminated signs constructed from translucent materials;
 - (E) Temporary emergency lighting used by police, firefighters, or other emergency services, as well as all vehicular luminaries;
 - (F) Hazard warning luminaries, which are required by federal and state regulatory agencies;
 - (G) Residential party lights for social gatherings. Such outdoor lighting may include, but not limited to, string lights and lanterns and are considered as temporary and shall be removed within 24 hours after the gathering has ended; and
 - (H) State or city-constructed street, sidewalk or right-of-way projects.

(Ord. O-2008-025, passed 9-9-08)

Sec. 97.09 NONCONFORMING LUMINARIES.

- (A) Luminaries in existence on the effective date of this chapter shall be exempt from these requirements and shall be considered legally nonconforming. Such luminaries may be repaired, maintained and replaced as a part of a maintenance function. However, the nonconforming luminaries shall be replaced to comply with this chapter when the property is redeveloped or the lighting is modified.
- (B) Luminaries existing on the effective date of this chapter which are located on private nonresidential property and are found to direct light or glare to residential properties may be declared a public nuisance if the level of illumination exceeds the footcandle ratings listed in § 97.02(E). Such luminaries shall be altered to reduce the level of illumination to comply with this chapter within 60 days of receiving a written notice of the violation from the city.

(Ord. O-2008-025, passed 9-9-08)

Sec. 97.10 ENFORCEMENT.

The Building Official, or designee, is hereby empowered and directed to administer and enforce the provisions of this chapter.

(Ord. O-2008-025, passed 9-9-08)

Sec. 97.11 Street Lights

Street light locations and installations shall be coordinated by the applicant/developer with the power company and the city. Street lighting shall conform to the latest edition of the Illuminating Engineering Society Handbook. Street lights shall be as manufactured by Kim Standards or a comparable street light approved by the City Manager or designee. Street lights shall be installed a maximum distance of 600 feet apart, at intersections, and at the ends of culs-de-sac.

Sec. 97.99 PENALTY.

Any person, firm or corporation who violates, disobeys, omits, neglects or refuses to comply with or who resists the enforcement of any of the provisions of this chapter shall be fined not more than \$500 for each offense. Each day that a violation is permitted to exist shall constitute a separate offense.

(Ord. O-2008-025, passed 9-9-08)

RESOLUTION # R-2026-012

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GUN BARREL CITY, TEXAS, APPROVING A PERFORMANCE AGREEMENT BY AND BETWEEN THE GUN BARREL CITY ECONOMIC DEVELOPMENT CORPORATION AND TEXAS PLUMBING PROS, LLC., A TEXAS LIMITED LIABILITY COMPANY, AUTHORIZED PURSUANT TO SECTIONS 501.103 AND 505.158 OF THE TEXAS LOCAL GOVERNMENT CODE; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.

WHEREAS, the Gun Barrel City Economic Development Corporation (hereinafter referred to as the “Gun Barrel City EDC”) is a Type B economic development corporation, created pursuant to Chapter 505 of the Texas Local Government Code, as amended; and

WHEREAS, Section 501.103 of the Texas Local Government Code, in pertinent part, defines the term “project” to mean “expenditures that are found by the board of directors to be required or suitable for infrastructure necessary to promote or develop new or expanded business enterprises, limited to: (1) streets and roads, rail spurs, water and sewer utilities, electric utilities, or gas utilities, drainage, site improvements, and related improvements; (2) telecommunications and Internet improvements . . .”; and

WHEREAS, Section 505.158 of the Texas Local Government Code provides that “[f]or a Type B corporation authorized to be created by a municipality with a population of 20,000 or less, “project” also includes the land, buildings, equipment, facilities, expenditures, targeted infrastructure, and improvements found by the corporation’s board of directors to promote new or expanded business development.” Further, the statute provides that “[a] Type B corporation may not undertake a project authorized by this section that requires an expenditure of more than \$10,000 until the governing body of the corporation’s authorizing municipality adopts a resolution authorizing the project after giving the resolution at least two separate readings”; and

WHEREAS, Gun Barrel City EDC has approved a project with Texas Plumbing Pros, LLC., a Texas limited liability company; and

WHEREAS, the City Council of the City of Gun Barrel City, Texas, finds and determines that the expenditure as specified in the details, attached hereto as ***Exhibit A***, will promote new or expanded business development, and otherwise meets the definition of “project,” as that term is defined by Sections 501.103 and 505.158 of the Texas Local Government Code.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GUN BARREL CITY, TEXAS, AS FOLLOWS:

Section 1. That the foregoing recitals are hereby found to be true and correct findings of the City of Gun Barrel City, Texas, and are fully incorporated into the body of this Resolution.

Section 2. That the City Council of the City of Gun Barrel City, Texas, finds and determines that the project and Performance Agreement, attached hereto as ***Exhibit A***, will promote new and expanded business development, and is otherwise consistent with Sections 501.103 and 505.158 of the Texas Local Government Code.

Section 3. That the City Council of the City of Gun Barrel City, Texas, following the second reading of this Resolution authorizes the project and Performance Agreement, attached hereto as ***Exhibit A***, and authorize the Mayor to execute this Resolution.

Section 4. That this Resolution shall become effective from and after its passage.

DULY RESOLVED by the City Council of the City of Gun Barrel City, Texas, on this the _____ day of _____, 2026.

APPROVED:

Brian Crull, Mayor

ATTEST:

Janet Dillard, City Secretary

Exhibit A

[Performance Agreement to be presented to the EDC Board in June and presented to City Council at the June meeting for final approval.]

PERFORMANCE AGREEMENT

This **PERFORMANCE AGREEMENT** between **GUN BARREL CITY ECONOMIC DEVELOPMENT CORPORATION**, a Texas non-profit corporation (hereinafter referred to as the “EDC”); and **TEXAS PLUMBING PROS, LLC**, a Texas limited liability company (hereinafter referred to as “Developer”), is made and executed on the following recitals, terms and conditions.

WHEREAS, EDC is an economic development corporation operating pursuant to Chapter 505 of the Texas Local Government Code, as amended (also referred to as the “Act”), and the Texas Non-Profit Corporation Act, as codified in the Texas Business Organizations Code, as amended; and

WHEREAS, Section 501.103 of the Texas Local Government Code, in pertinent part, defines the term “project” to mean “expenditures that are found by the board of directors to be required or suitable for infrastructure necessary to promote or develop new or expanded business enterprises, limited to: (1) streets and roads, rail spurs, water and sewer utilities, electric utilities, or gas utilities, drainage, site improvements, and related improvements; (2) telecommunications and Internet improvements . . .”; and

WHEREAS, Section 505.158 of the Texas Local Government Code provides that “[f]or a Type B corporation authorized to be created by a municipality with a population of 20,000 or less, “project” also includes the land, buildings, equipment, facilities, expenditures, targeted infrastructure, and improvements found by the corporation’s board of directors to promote new or expanded business development.” Further, the statute provides that “[a] Type B corporation may not undertake a project authorized by this section that requires an expenditure of more than \$10,000 until the governing body of the corporation’s authorizing municipality adopts a resolution authorizing the project after giving the resolution at least two separate readings”; and

WHEREAS, Section 501.158 of the Texas Local Government Code prohibits the provision of a direct incentive unless EDC enters into an Agreement with Developer providing at a minimum a schedule of additional payroll or jobs to be created or retained by EDC’s investment; a schedule of capital investments to be made as consideration for any direct incentives provided by EDC to Developer; and a provision specifying the terms and conditions upon which repayment must be made should Developer fail to meet the agreed to performance requirements specified in this Agreement; and

WHEREAS, Developer has applied to EDC for financial assistance necessary for the construction of Qualified Expenditures (as defined herein) to the Texas Plumbing Pros, LLC, facility generally located at 322 N. Gun Barrel Lane, Gun Barrel City, Texas 75156 (hereinafter referred to as the “Property”); and

WHEREAS, the EDC’s Board of Directors have determined the financial assistance to be provided to the Developer pursuant to this Agreement for the Qualified Expenditures to be made to the Property is consistent with and meets the definition of “project” as that term is defined

in Sections 501.103 and 505.158 of the Texas Local Government Code; and the definition of “cost” as that term is defined by Section 501.152 of the Texas Local Government Code; and

WHEREAS, Developer agrees and understands that Section 501.073(a) of the Texas Local Government Code requires the City Council of the City of Gun Barrel City, Texas, to approve all programs and expenditures of the EDC, and accordingly this Agreement is not effective until City Council has approved this project at a City Council meeting called and held for that purpose.

NOW, THEREFORE, for and in consideration of the agreements contained herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the EDC and Developer agree as follows:

SECTION 1. FINDINGS INCORPORATED.

The foregoing recitals are hereby incorporated into the body of this Agreement and shall be considered part of the mutual covenants, consideration and promises that bind the parties.

SECTION 2. TERM.

This Agreement shall be effective as of the Effective Date of this Agreement, and shall continue thereafter until **January 1, 2031**, unless terminated sooner under the provisions hereof.

SECTION 3. DEFINITIONS.

The following words shall have the following meanings when used in this Agreement.

- (a) **Act.** The word “Act” means Chapters 501 to 505 of the Texas Local Government Code, as amended.
- (b) **Agreement.** The word “Agreement” means this Performance Agreement, together with all exhibits and schedules attached to this Performance Agreement from time to time, if any.
- (c) **Developer.** The word “Developer” means Texas Plumbing Pros, LLC, a Texas limited liability company, whose address for the purposes of this Agreement is 322 N. Gun Barrel Lane, Gun Barrel City, Texas 75156.
- (d) **EDC.** The term “EDC” means the Gun Barrel City Economic Development Corporation, a Texas non-profit corporation, its successors and assigns, whose address for the purposes of this Agreement is 1720 West Main Street, Gun Barrel City, Texas 75156.
- (e) **Effective Date.** The words “Effective Date” mean the date of the latter to execute this

Agreement by and between the Developer and the EDC.

- (f) **Event of Default.** The words “Event of Default” mean and include any of the Events of Default set forth below in the section entitled “Events of Default.”
- (g) **Facility.** The word “Facility” means the Texas Plumbing Pros, LLC, facility located at 322 N. Gun Barrel Lane, Gun Barrel City, Texas 75156.
- (h) **Full-Time Equivalent Employment Positions.** The words “Full-Time Equivalent Employment Position” or “Full-Time Equivalent Employment Positions” mean and include a job requiring a minimum of One Thousand Nine Hundred Twenty (1,920) hours of work averaged over a twelve (12) month period.
- (i) **Property.** The word “Property” means 322 N. Gun Barrel Lane, Gun Barrel City, Texas 75156.
- (j) **Qualified Expenditures.** The words “Qualified Expenditures” mean those expenditures made by the Developer consisting of construction of improvements to the facility located on the Property, and those expenses which otherwise meet the definition of “project” as that term is defined by Sections 501.103 and 505.158 of the Act, and the definition of “cost” as that term is defined by Section 501.152 of the Act.
- (k) **Term.** The word “Term” means the term of this Agreement as specified in Section 2 of this Agreement.

SECTION 4. AFFIRMATIVE OBLIGATIONS OF DEVELOPER.

Developer covenants and agrees with EDC that, while this Agreement is in effect, it shall comply with the following terms and conditions:

- (a) **Qualified Expenditures.** Developer covenants and agrees to commence construction of the Qualified Expenditures within 90 days of the Effective Date of this Agreement. Developer covenants and agrees to complete construction of the Qualified Expenditures within nine (9) months of the Effective Date of this Agreement. Developer covenants and agrees to submit to the EDC paid invoices, paid receipts, or other paid documentation in a form acceptable to the EDC for the Qualified Expenditures made to the Property in a minimum amount of **Ninety-Eight Thousand Eight Hundred Sixty-Six and No/100 Dollars (\$98,866.00)** within nine (9) months of the Effective Date of this Agreement.
- (b) **Operate Facility.** Developer covenants and agrees within nine (9) months of the Effective Date of this Agreement and during the Term of this Agreement to keep open to the general public the Facility located on the Property.

- (c) **Job Creation and Retention.** Developer covenants and agrees during the Term of this Agreement to employ and maintain a minimum of **two (2)** Full-Time Equivalent Employment Positions working at the Property. Developer covenants and agrees beginning on **January 1, 2027**, and during the Term of this Agreement, Developer shall deliver to EDC an annual compliance verification signed by a duly authorized representative of Developer that shall certify the number of Full-Time Equivalent Employment Positions, and shall disclose and certify the average wage for all Full-Time Equivalent Employment Positions (the “Annual Compliance Verification”). The Developer covenants and agrees beginning on **January 1, 2027**, and annually thereafter during the Term of this Agreement, there will be a total of **two (2)** Annual Compliance Verifications due and submitted to the EDC covering the Full-Time Equivalent Employment Positions created and maintained during the Term of this Agreement. All Annual Compliance Verifications shall include quarterly IRS 941 returns, or Texas Workforce Commission Employer Quarterly Reports.
- (d) **Performance Conditions.** Developer agrees to make, execute and deliver to EDC such other promissory notes, instruments, documents and other agreements as EDC or its attorneys may reasonably request to evidence this Agreement.
- (e) **Performance.** Developer agrees to perform and comply with all terms, conditions, and provisions set forth in this Agreement and in all other instruments and agreements between Developer and EDC.

SECTION 5. AFFIRMATIVE OBLIGATIONS OF EDC.

EDC covenants and agrees with Developer that, while this Agreement is in effect, it shall comply with the following terms and conditions:

- (a) **Financial Assistance.** EDC covenants and agrees to reimburse Developer for Qualified Expenditures made by the Developer to the Property pursuant to Section 4(a) of this Agreement, in an amount not to exceed **Twenty-Five Thousand and No/100 Dollars (\$25,000.00)** within thirty (30) days of receipt of said documentation consistent with Section 4(a) of this Agreement. In addition, EDC covenants and agrees to reimburse Developer for Life Lock by Norton Services subscription for the Term of this Agreement in an amount not to exceed **Three Hundred Seventy-One and 86/100 Dollars (\$371.86)** per year upon receipt of paid invoices from the Developer for said service.
- (b) **Performance.** EDC agrees to perform and comply with all terms, conditions, and provisions set forth in this Agreement and in all other instruments and agreements between Developer and EDC.

SECTION 6. CESSATION OF ADVANCES.

If EDC has made any commitment to make any reimbursement to Developer, whether

under this Agreement or under any other agreement, EDC shall have no obligation to advance or disburse any financial assistance if: (i) Developer becomes insolvent, files a petition in bankruptcy or similar proceedings, or is adjudged bankrupt; or (ii) an Event of Default occurs.

SECTION 7. EVENTS OF DEFAULT.

Each of the following shall constitute an Event of Default under this Agreement:

- (a) **General Event of Default.** Failure of Developer or EDC to comply with or to perform any other term, obligation, covenant or condition contained in this Agreement, or failure of Developer or EDC to comply with or to perform any other term, obligation, covenant or condition contained in any other agreement by and between Developer and EDC is an Event of Default.
- (b) **False Statements.** Any warranty, representation, or statement made or furnished to EDC by or on behalf of Developer under this Agreement that is false or misleading in any material respect, either now or at the time made or furnished is an Event of Default.
- (c) **Insolvency.** Developer's insolvency, appointment of receiver for any part of Developer's property, any assignment for the benefit of creditors of Developer, any type of creditor workout for Developer, or the commencement of any proceeding under any bankruptcy or insolvency laws by or against Developer is an Event of Default.
- (d) **Ad Valorem Taxes.** Developer allows its ad valorem taxes owed to the City of Gun Barrel City, Texas, to become delinquent and fails to timely and properly follow the legal procedures for protest and/or contest of such taxes and to cure such failure within thirty (30) days after written notice thereof from EDC and/or Henderson County Central Appraisal District is an Event of Default.

SECTION 8. EFFECT OF AN EVENT OF DEFAULT.

Failure of either party to comply with or perform any term, obligation or condition of this Agreement shall constitute an Event of Default. The non-defaulting party shall give written notice to the other party of any default, and the defaulting party shall have thirty (30) days to begin to cure said default. Should said default remain uncured, the non-defaulting party shall have the right to terminate this Agreement, enforce specific performance as appropriate, or maintain a cause of action for damages caused by the event(s) of default. In the event Developer defaults and is unable or unwilling to cure said default within the prescribed time period, the financial assistance provided by the EDC to Developer pursuant to Section 5(a) of this Agreement, shall become immediately due and payable by Developer to EDC.

SECTION 9. INDEMNIFICATION.

TO THE EXTENT ALLOWED BY LAW, EACH PARTY AGREES TO RELEASE, DEFEND, INDEMNIFY, AND HOLD HARMLESS THE OTHER (AND ITS OFFICERS, AGENTS, AND EMPLOYEES) FROM AND AGAINST ALL CLAIMS OR CAUSES OF ACTION FOR INJURIES (INCLUDING DEATH), PROPERTY DAMAGES (INCLUDING LOSS OF USE), AND ANY OTHER LOSSES, DEMAND, SUITS, JUDGMENTS AND COSTS, INCLUDING REASONABLE ATTORNEYS' FEES AND EXPENSES, IN ANY WAY ARISING OUT OF, RELATED TO OR RESULTING FROM ITS PERFORMANCE UNDER THIS AGREEMENT, OR CAUSED BY ITS NEGLIGENT ACTS OR OMISSIONS (OR THOSE OF ITS RESPECTIVE OFFICERS, AGENTS, EMPLOYEES, OR ANY OTHER THIRD PARTIES FOR WHOM IT IS LEGALLY RESPONSIBLE) IN CONNECTION WITH PERFORMING THIS AGREEMENT.

SECTION 10. MISCELLANEOUS PROVISIONS.

The following miscellaneous provisions are a part of this Agreement:

- (a) **Amendments.** This Agreement constitutes the entire understanding and agreement of the parties as to the matters set forth in this Agreement. No alteration of or amendment to this Agreement shall be effective unless given in writing and signed by the party or parties sought to be charged or bound by the alteration or amendment.
- (b) **Applicable Law and Venue.** This Agreement shall be governed by and construed in accordance with the laws of the State of Texas, and all obligations of the parties created hereunder are performable in Henderson County, Texas. Venue for any action arising under this Agreement shall lie in the state district courts of Henderson County, Texas.
- (c) **Assignment.** This Agreement may not be assigned without the express written consent of the other party.
- (d) **Binding Obligation.** This Agreement shall become a binding obligation on the signatories upon execution by all signatories hereto. Developer warrants and represents that the individual or individuals executing this Agreement on behalf of Developer has full authority to execute this Agreement and bind Developer to the same. EDC warrants and represents that the individual executing this Agreement on its behalf has full authority to execute this Agreement and bind it to the same.
- (e) **Caption Headings.** Caption headings in this Agreement are for convenience purposes only and are not to be used to interpret or define the provisions of the Agreement.
- (f) **Counterparts.** This Agreement may be executed in one or more counterparts, each of which shall be deemed an original and all of which shall constitute one and the same

document.

- (g) **Notices.** Any notice or other communication required or permitted by this Agreement (hereinafter referred to as the “Notice”) is effective when in writing and (i) personally delivered either by facsimile (with electronic information and a mailed copy to follow) or by hand or (ii) three (3) days after notice is deposited with the U.S. Postal Service, postage prepaid, certified with return receipt requested, and addressed as follows:

if to Developer: Texas Plumbing Pros, LLC
322 N. Gun Barrel Lane
Gun Barrel City, Texas 75156
Attn: Brandon Braswell
Telephone: (903) _____

if to EDC: Gun Barrel City Economic Development
Corporation
1720 West Main Street
Gun Barrel City, Texas 75156
Telephone: (903) 887-1899
Attn: Angie Smith, City Manager

- (h) **Severability.** If a court of competent jurisdiction finds any provision of this Agreement to be invalid or unenforceable as to any person or circumstance, such finding shall not render that provision invalid or unenforceable as to any other persons or circumstances. If feasible, any such offending provision shall be deemed to be modified to be within the limits of enforceability or validity; however, if the offending provision cannot be so modified, it shall be stricken and all other provisions of this Agreement in all other respects shall remain valid and enforceable.
- (i) **Time is of the Essence.** Time is of the essence in the performance of this Agreement.
- (j) **Undocumented Workers.** Developer certifies that the Developer does not and will not knowingly employ an undocumented worker in accordance with Chapter 2264 of the Texas Government Code, as amended. If during the Term of this Agreement, Developer is convicted of a violation under 8 U.S.C. § 1324a(f), Developer shall repay the amount of the public subsidy provided under this Agreement plus interest, at the rate of six percent (6%), not later than the 120th day after the date the EDC notifies Developer of the violation.

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DEVELOPER ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS PERFORMANCE AGREEMENT, AND DEVELOPER AGREES TO ITS TERMS. THIS PERFORMANCE AGREEMENT IS EFFECTIVE AS OF THE EFFECTIVE DATE AS DEFINED HEREIN.

EDC:

**GUN BARREL CITY ECONOMIC
DEVELOPMENT CORPORATION,**
a Texas non-profit corporation

By: _____
Roy Key, President
Date Signed: _____

ATTEST:

Gary Damiano, Secretary

DEVELOPER:

TEXAS PLUMBING PROS, LLC,
a Texas limited liability company,

By: _____
Brandon Braswell
Title: _____
Date Signed: _____