

The City Council of the City of Taylor met on April 27, 2010 at City Hall, 400 Porter St., Taylor, Texas. Mayor Hortenstine declared a quorum and, noting the absence of Council Member McDonald, called the meeting to order at 6:00 p.m. with the following present:

Mayor Pro Tem Ella Pumphrey Jez
Council Member Chris Gonzales
Council Member Don Hill

City Manager, Jim Dunaway
Interim Assistant City Manager, Jeff Straub
City Attorney, Ted Hejl
City Clerk, Susan Brock

INVOCATION

Chief Straub led the group in prayer.

PLEDGE OF ALLEGIANCE

CITIZENS COMMUNICATION

Ms. Sharon Touns, 516 W. 5th Street, addressed the Council regarding the May 8, 2010 bond election.

CONSENT AGENDA

1. MINUTES FOR APRIL 8, 2010.
2. ORDINANCE 2010-14 DAFFIN VOLUNTARY ETJ.

ORDINANCE NO. 2010-14

AN ORDINANCE EXPANDING THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF TAYLOR, TEXAS, IN ACCORDANCE WITH THE PROVISIONS OF SECTION 42.022 OF THE TEXAS LOCAL GOVERNMENT CODE THROUGH A VOLUNTARY REQUEST OF THE OWNER THAT THE OWNER'S PROPERTY BE INCLUDED WITHIN THE CITY OF TAYLOR, TEXAS, EXTRATERRITORIAL JURISDICTION; AND HAVING A SAVINGS CLAUSE.

3. ORDINANCE 2010-15 COLLECTION OF FEES BY THIRD PARTY.

ORDINANCE NO. 2010-15

AN ORDINANCE ALLOWING COLLECTION OF FEES, COSTS EXPENSES AND ALL OTHER CHARGES FOR FIRE, EMERGENCY, RESCUE AND OTHER SIMILAR SERVICES RENDERED BY THE CITY; ALLOWING COLLECTION FROM ALL PERSONS OR ENTITIES RECEIVING SUCH SERVICES AND FROM ANY PERSON OR ENTITY LIABLE FOR PAYMENT OF THE SERVICES; ALLOWING THE CITY TO CONTRACT WITH THIRD PARTIES FOR SUCH COLLECTION; PROVIDING SAVINGS, REPEALER, AND SEVERABILITY CLAUSES; PROVIDING FOR OPEN MEETINGS.

4. COMPREHENSIVE IMPLEMENTATION PLAN STATUS REPORT FOR MARCH, 2010.
5. CONCUR WITH PRELIMINARY FINANCIALS FOR MARCH, 2010.

Council Member Hill moved to approve the consent agenda as presented and Council Member Gonzales seconded the motion. VOTE: Four voted AYE. Motion passed.

REGULAR AGENDA – REVIEW/DISCUSS & CONSIDER/ACTION:

6. PROCLAMATION: NATIONAL HISTORIC PRESERVATION MONTH, MAY 2010.
Mayor Hortenstine presented a proclamation to Ms. Jan Konarik and Ms. Nell Steger with the Taylor Conservation and Heritage Society and Deby Lannen, Main Street Coordinator, in recognition of the national designation of May as Historical Preservation month.
7. PROCLAMATION: IN RECOGNITION OF VOLUNTEERS FOR TAX ASSISTANCE.
Mayor Hortenstine presented a proclamation to AARP volunteers who provide tax assistance each year at the library. Jose Orta accepted the proclamation on behalf of all the volunteers.
8. CONSIDER APPROVING POOL SERVICE AGREEMENTS WITH THE YMCA OF GREATER WILLIAMSON COUNTY TO MANAGE THE CITY SWIMMING POOLS FOR THE SUMMER OF 2010.
Mr. Mike DeVito, Recreation Superintendent, presented a request to consider annual agreements with the YMCA for the 2010 summer swimming season. He stated the only changes to the contract from previous years were a raise in hourly rate for lifeguards and an increase in swim hours on Friday at Fannie Robinson Park Pool. Council Member Hill asked that the additional two hours be added to Saturday instead of Friday to lengthen the swim time from noon to 8 p.m.

Without further discussion, Mayor Pro Tem Jez moved to approve the agreements with changes to the hours at Robinson Pool as presented and Council Member Hill seconded the motion. VOTE: Four voted AYE. Motion passed.

9. CONSIDER AWARDING BID FOR HIGH PLANE WATER MAIN CONSTRUCTION PROJECT.
Mr. Danny Thomas, Director of Public Works, and Mr. Casey Sledge, Consulting Engineer, presented a request to consider awarding the contract to Cash Construction for construction of a waterline from the Taylor Regional Park and Sports Complex to the new water tower on Lorax Lane. The recommendation from Freese Nichols includes the base bid and Alternates A-1, A-2, A-3 and A-4 minus item #24 and also includes rebuilding a portion of Lorax Lane damaged as a result of the construction.

Based on staff recommendation Mayor Pro Tem Jez moved to award the contract to Cash Construction not to exceed \$2,577,702.50 and Council Member Hill seconded the motion. VOTE: Four voted AYE. Motion passed.

Mayor Hortenstine elected to take the Executive Sessions out of order and adjourned into closed session for agenda item Number 12 at 6:40 p.m.

12. EXECUTIVE SESSION III.
The Taylor City Council will hold a closed executive meeting pursuant to the provisions of

the Open Meetings Law, Chapter 551, Government Code, in accordance with the authority contained in Section 551.074 to discuss a personnel issue: Appointment of Fire Chief.

Mayor Hortenstine called the meeting back to open session at 6:40 p.m. and stated no action or vote had been taken during Executive Session. He expressed his appreciation to Interim Fire Chief Eric Woods for a job well done and called for a motion. Council member Hill moved to confirm the City Manager appointment of (Laurence) Pat Ekiss as Fire Chief effective May 10, 2010.

10. EXECUTIVE SESSION I.

The Taylor City Council will conduct a closed executive meeting under Section 551.071 of the Texas Government Code in order to meet with it's City Attorney on a matter in which the duty of the Attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas authorize and allow such a closed meeting and which Rules conflict with the Texas Open Meetings Act.

- East Williamson County Higher Education Center

11. EXECUTIVE SESSION II.

The Taylor City Council will conduct a closed executive meeting pursuant to the provisions of the Open Meetings Law, Chapter 551, Government Code, and the authority contained in Section 551.087 to discuss or deliberate regarding commercial and/or financial information on a business prospect that the City of Taylor, Texas, seeks to have locate, stay, or expand in or near the City of Taylor, Texas, and with which the City of Taylor, Texas, is conducting economic development negotiations and/or deliberate the offer of financial or other incentives to the business prospect.

- Project Algae
- ERCOT

Mayor Hortenstine adjourned into closed sessions I and II at 7:00 p.m.

13. CONSIDER ACTION FROM EXECUTIVE SESSION I OR II.

Mayor Hortenstine resumed the open meeting at 9:15 p.m. and stated that there was no action taken on any issue during either of the Executive Sessions and there were no motions made to take action during the open session.

ADJOURN

With no further business; Mayor Hortenstine adjourned the meeting at 9:15 p.m.

Rod Hortenstine, Mayor

ATTEST:

Susan Brock, City Clerk