

AGENDA

CITY OF TAYLOR, TEXAS
CITY COUNCIL MEETING
CITY HALL, COUNCIL CHAMBERS, 400 PORTER STREET

FEBRUARY 10, 2011, 6:00 P.M.

CALL TO ORDER AND DECLARE A QUORUM

INVOCATION

PLEDGE OF ALLEGIANCE

CITIZENS COMMUNICATION

(The City Council welcomes public comments on items not listed on the agenda. However, the Council cannot respond until the item is posted on a future meeting agenda.)

CONSENT AGENDA

(The Consent Agenda includes non-controversial and routine items that the Council may act on with one single vote. The Mayor or any Council member may pull any item from the Consent Agenda to discuss and act upon individually on the Regular Agenda.)

1. Minutes for January 25, 2011. (Susan Brock)
2. Approve Ordinance 2011-1 Fee Ordinance amendment (Rosemarie Dennis)
3. Approve Ordinance 2011-3 rezone property located at 1551 CR394 and consider a SUP for recycling center. (John Elsdon)
4. Approve Ordinance 2011-5 establishing school zones on city owned streets. (Jeff Straub)

REGULAR AGENDA; REVIEW/DISCUSS AND CONSIDER ACTION

5. Proclamation: Recognize February as Black History Month. (Mayor Pro Tem)
6. Conduct public hearing and consider introducing Ordinance 2011-6 for a request to rezone the Church of Christ property located at 2702 North Main Street from R-1 Single Family to I Institutional. (John Elsdon)
7. Consider introducing Ordinance 2011-8 to open the thirty day public comment period for renaming recently annexed streets within the City of Taylor and set March 10, 2011 as the public hearing date. (John Elsdon)
8. Consider approving a proposal from the Library Advisory Board regarding the use of funds from the Louis K. Ned Estate. (Karen Ellis)
9. Consider appointing a chair to the Tax Increment Fund District 1 Advisory Board. (Bob vanTil)
10. Consider appointments to the Taylor Economic Development Corporation Board. (Jim Dunaway)
11. Consider introducing Ordinance 2011-7 to amend Ordinance 97-2 to allow Eccentrix to install a 120 foot tower on its property at 133 ½ West Second Street. (John Elsdon)
12. Consider approving Resolution R11-3 calling an election for the purpose of electing one Council member At Large on May 14, 2011, designating polling places and providing notice of the election. (Susan Brock) ; (Consider el aprobar de la resolución R11-3 que llama para una elección con el proposito de elegir uno como miembro del ayuntamiento municipal de tal ciudad el 14 de mayo de 2011, designando los lugares de votacion y contemplando la notificacion de dicha eleccion .)
13. Consider awarding contract for redistricting services based on 2010 Census results. (Susan Brock)
14. 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 its 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.
 - Legal issues associated with November 23, 2010 City of Taylor Annexation

15. 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.

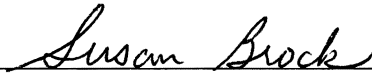
- Project Stream
- Project Drill

16. Consider action on either Executive Session.

ADJOURN

The Council may vote and/or act upon each of the items listed in this Agenda. The Council reserves the right to retire into executive session concerning any of the items listed on this Agenda, whenever it is considered necessary and legally justified under the Open Meetings Act. I certify that the notice of meeting was posted in the Taylor City Hall Lobby before 6:00 pm on February 7, 2011 and remained posted for at least 72 hours continuously before the scheduled time of said meeting and that the following news media was notified of this meeting: Taylor Daily Press.

Posted By: _____



Susan Brock, City Clerk



***City Council Meeting
February 10, 2011
Agenda Item Transmittal***

Agenda Item #: 1
Agenda Title: Minutes for January 25, 2011.
Council Action: Motion to approve or approve with corrections
Initiating Department: City Management/City Clerk
Staff Contact: Susan Brock, City Clerk

1. INTRODUCTION/PURPOSE

Pursuant to the Open Meetings Law, Chapter 551, Local Government Code and in accordance with the authority contained in Section 551.021 and the City Charter, the “Minutes” of each City Council must be recorded, compiled and approved by the City Council in subsequent meetings. The purpose of this item is to conform to these legal requirements.

2. DESCRIPTION/ JUSTIFICATION

N/A

3. FINANCIAL/BUDGET

N/A

4. RECOMMENDATION

Approve as submitted or amend with changes noted.

5. REFERENCE FILES

1a. [Minutes, January 25, 2011](#)

The City Council of the City of Taylor met on January 25, 2011, at City Hall, 400 Porter St., Taylor, Texas. Mayor Pro Tem McDonald declared a quorum and called the meeting to order at 6:00 p.m. with the following present:

Council Member Chris Gonzales
Council Member Donald Hill
Council Member Chris Osborn

Jim D. Dunaway, City Manager
Jeff Straub, Asst. City Manager
Ted Hejl, City Attorney
Starla Hall, Human Resources Director

INVOCATION

Jeff Straub led the group in prayer.

PLEDGE OF ALLEGIANCE

CITIZENS COMMUNICATION

Joe Naizer addressed the Council and asked to wait to speak until items 11 and 13 were addressed.

CONSENT AGENDA

1. MINUTES FOR JANUARY 13, 2011.
2. APPROVE ORDINANCE 2011-2 REGARDING CITY OF MANOR ETJ BOUNDARY AGREEMENT.
3. ACCEPT SEMI-ANNUAL IMPACT FEE REPORT FROM THE TAYLOR IMPACT FEE ADVISORY COMMITTEE FOR PERIOD OF JULY 1, 2010 – DECEMBER 31, 2010.
4. CONCUR WITH PRELIMINARY FINANCIALS FOR DECEMBER 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:

5. CONSIDER APPROVING RESOLUTION R11-2 IN SUPPORT OF THE DEVELOPMENT OF MAIN STREET COMMONS APARTMENTS WITH TDHCA HOME FUNDS.
Mr. Dunaway discussed the Senior Housing Facility to be located across from Wal-Mart and introduced Mike Roderer with Herman & Kittle. He stated their company currently has 95 properties located in several states and that they would like to expand into Texas. The proposed development located at 3610 N. Main Street is a gated apartment community comprised of 75 units; one bedroom (56 units) and two bedrooms (19 units).

Council Member Osborn moved to approve Resolution R11-2 in support of the development of Main Street Commons apartments with TDHCA HOME funds and Council Member Gonzales seconded the motion. VOTE: Four voted AYE. Motion passed.

6. CONSIDER REQUEST TO EXTEND SOLID WASTE COLLECTION SERVICES AGREEMENT WITH IESI AND TO CONSIDER A RATE INCREASE FOR THESE SERVICES.

Danny Thomas, Public Works Director, discussed the City's history with IESI since 1999. He stated that due to the increase in disposal and fuel cost, IESI is asking for a 1.5% increase based on the CPI-U in their contract. Jim Hare with IESI provided the results of a survey of current municipal pricing matrix which shows Taylor as the second lowest in fees. Council Member Osborn asked Mr. Hare if IESI would consider opening up their exclusive contract to recycling. Mr. Hare discussed the single stream recycling of other cities such as Pflugerville which has an every other week recycling program and it has been very successful. Mr. Hare said he would be happy to sit down and discuss options with the City.

Council Member Osborn moved to approve the rate increase of 1.5% as shown in Exhibit A with IESI and table the request of extension of the agreement. Council Member Hill seconded the motion. VOTE: Four voted AYE. Motion passed.

7. CONSIDER INTRODUCING ORDINANCE 2011-1 AMENDING FEE ORDINANCE FOR CITY SERVICES.

Rosemarie Dennis, Finance Director, discussed the need to amend Fee Ordinance with the previously approved increase with IESI and the sidewalk fee in-lieu application. Mrs. Dennis asked Council for clarification when the fee would go into effect since garbage fees are billed in arrears. Mayor Pro Tem McDonald stated that the fee would not go into effect until February 10th during the 2nd reading. Bob Van Til discussed the sidewalk fee. With no further discussion, Mr. Hejl introduced Ordinance 2011-1.

ORDINANCE 2011-1

AN ORDINANCE AMENDING ORDINANCE NO. 2010-41 ADOPTED ON SEPTEMBER 28, 2010 BY CHANGING CERTAIN RATES AND OTHER SERVICES PROVIDED BY THE CITY.

8. CONDUCT PUBLIC HEARING AND CONSIDER INTRODUCING ORDINANCE 2011-3 REGARDING A REQUEST TO REZONE PROPERTY LOCATED AT 1551 CR 394 FROM R1 SINGLE FAMILY TO B2 GENERAL BUSINESS AND TO ALSO CONSIDER A SPECIFIC USE PERMIT FOR A RECYCLING CENTER AT THIS LOCATION.

John Elsdon, City Planner, presented a power point of the "Wilco Recycling Center Rezone & Specific Use Permit". Adam Ramirez and Ralph Rocco presented the project to the Council stating that the enclosed recycling center's main entrance will be off of Chandler Road and will employ 20 to 30 employees. Hours of service will be Monday thru Friday 8:00 a.m. to 5:00 p.m. and closed on the weekends. This site was chosen because it was close to the Williamson County landfill. With single stream recycling, the citizens would have recycling containers like their garbage container. Plus to this is the ease of it, participation rates and less trash blowing in the

streets. Williamson County City Managers are excited about this. Trucks look like garbage trucks and would dump inside the plant; no recyclables would be stored outside the center. Mayor Pro Tem McDonald opened the Public Hearing at 7:00 p.m. and asked the public if anyone would like to speak. No one addressed the council so Mayor Pro Tem McDonald closed the Public Hearing and asked Mr. Hejl to introduce Ordinance 2011-3.

ORDINANCE 2011-3

AN ORDINANCE CHANGING THE ZONING OF WILCO RECYCLING FACILITY SUBDIVISION, GENERALLY LOCATED AT 1551 CR 394, WILLIAMSON COUNTY TEXAS, FROM SINGLE FAMILY, R-1, TO GENERAL BUSINESS, B-2, AND APPROVING A SPECIFIC USE PERMIT FOR A RECYCLING CENTER IN THE B-2 DISTRICT; AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF TAYLOR, TEXAS, TO SHOW THE ZONING CHANGES ADOPTED HEREIN; PROVIDING A SAVINGS CLAUSE.

9. CONSIDER RESOLUTION R11-1 AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE TEXAS PARKS AND WILDLIFE DEPARTMENT FOR A TRAILS GRANT.

Bob Van Til, Director of Community Development, discussed submitting application to Texas Parks and Wildlife for Trails grant. Council discussed trails, local match and how they would like to proceed forward. The trail as proposed encompasses property owned by the Taylor Park Foundation. Casey Sledge also mentioned that the City would score better if we provided in-kind service. Total cost could be less than \$200,000. Another option would be for the Taylor Park Foundation to pay the match.

Council Member Osborn moved to authorize Resolution R11-1 authorizing the submission of an application to the Texas Parks and Wildlife Department for a trails grant with the stipulation for in-kind match or financing part of it but not donation of the land. Council Member Hill seconded the motion. VOTE: Four voted AYE. Motion passed.

10. CONSIDER APPROVING PROFESSIONAL SERVICES AGREEMENT WITH SLEDGE ENGINEERING, LLC REGARDING THE TEXAS PARKS AND WILDLIFE DEPARTMENT GRANT PROGRAM.

Mr. van Til asked the Council to consider a contract with Sledge Engineering for services associated with the small parks grant that was awarded to the City. Council Member Hill moved to approve professional services with Sledge Engineering regarding the Texas Parks and Wildlife Department Small Parks Grant and Council Member Gonzales seconded the motion. VOTE: Four voted AYE. Motion passed.

11. CONSIDER APPROVING AN AGREEMENT WITH LANGFORD COMMUNITY MANAGEMENT SERVICES, INC. TO ADMINISTER THE TEXAS PARKS AND WILDLIFE DEPARTMENT'S SMALL COMMUNITIES PARKS GRANT AND TO SUBMIT AN APPLICATION FOR A TRAILS GRANT.

Mayor Pro Tem McDonald asked Mr. Joe Naizer of 701 Sloan Street for his citizen communication and Mr. Naizer said it was an error on his part he should have put #9 on the form and not #11 & 13. Mr. Naizer said the Council handled agenda item 9 to his satisfaction.

Mr. van Til asked the Council to consider an agreement with Langford Community Management Services for \$5,500 fee for the administration of the current small communities parks grant. Mayor Pro Tem McDonald asked if staff could do the job instead of hiring an administrator. Mr. Van Til said time management was the main reason. At first the City did discuss doing this in house but keeping up with paperwork, interviews with employees/contractors was time consuming.

Council Member Gonzales moved to approve agreement with Langford Community Management Services to administer the Texas Parks and Wildlife Department's Small Communities Parks Grant and to submit an application for a Trails Grant. Council Member Hill seconded the motion. VOTE: Four voted AYE. Motion passed.

12. CONSIDER INTRODUCING ORDINANCE 2011-5 ESTABLISHING A SCHOOL ZONE IN THE 300 THROUGH 400 BLOCKS OF WEST 9TH STREET (TAYLOR OPPORTUNITY CENTER) AND INCORPORATE INTO THIS ORDINANCE ALL SCHOOL ZONES ON CITY STREEETS.

Mr. Straub presented a request to consider formally establishing school zones on city owned streets. The City would communicate with the school for school hours, school in session and not in session. If lights flashing and school not in session, driver would not get a ticket or if he did the ticket would be dismissed. Mayor Pro Tem McDonald discussed the wording of A thru J in the Ordinance. With no further discussion, Mr. Hejl introduced Ordinance 2011-5.

ORDINANCE NO. 2011-5

ORDINANCE ESTABLISHING SCHOOL ZONES WITHIN THE CITY OF TAYLOR, TEXAS, AT LOCATIONS SET FORTH HEREIN, ESTABLISHING REDUCED SPEED LIMITS WITHIN THE ESTABLISHED SCHOOL ZONES DURING THE HOURS SET FORTH HEREIN OR WHEN DESIGNATED BY A FLASHING SIGN; PROVIDING FOR A FINE OR PENALTY OF THIS ORDINANCE AS A MISDEMEANOR SUBJECT TO A FINE NOT TO EXCEED \$500.00 FOR EACH OFFENSE, EXCEPT HOWEVER, WHERE A DIFFERENT PENALTY HAS BEEN ESTABLISHED BY STATE LAW FOR SUCH OFFENSE, IN WHICH EVENT THE PENALTY SHALL BE FIXED BY STATE LAW AND IF DEEMED A VIOLATION OF ANY PROVISION THAT GOVERNS FIRE SAFETY, ZONING, OR PUBLIC HEALTH AND SANITATION, THE PENALTY SHALL NOT EXCEED THE SUM OF \$2,000.00 FOR EACH OFFENSE; PROVIDING A SAVINGS CLAUSE; AND PROVIDING FOR PUBLICATION.

13. CONSIDER APPROVING PURCHASE OF CAPITAL EQUIPMENT FOR FIRE AND POLICE DEPARTMENTS.

Mr. Dunaway presented a request to consider approving a capital equipment purchase. Currently the city has a brush truck on loan from Weir, however, based on our calls and because of the newly annexed property, the need to purchase our own has become more apparent. In addition, the City has not purchased any new police

cars in the past two years. Some of the existing police cars have exceeded 115,000 to 160,000 miles and required \$19,000 on repairs to keep them running.

We can purchase two brush trucks for \$170,000 and buy two police cars for \$80,000 for a total of \$250,000. The City's vehicle replacement fund has a balance of \$426,925. At this time we receive no funding from the County to fight fires outside the city limits but Chief Ekiss mentioned that he is now working with the County on a contractual agreement.

Council Member Hill moved to purchase and finance two brush trucks and purchase two police cars paying these vehicles from the vehicle replacement fund. Council Member Gonzales seconded the motion. VOTE: Four voted AYE. Motion passed.

14. CONSIDER AUTHORIZING A COOPERATIVE PURCHASING AGREEMENT WITH THE CITY OF FORT WORTH AND A PARTICIPATION AGREEMENT WITH JP MORGAN CHASE FOR PURCHASING CARD SERVICES.

Ms. Dennis stated that the City currently uses purchasing card services from Chase Bank. Recently, the state awarded a new contract to Citibank which is in the process of taking over the program. The City along with Leander, Round Rock and Hutto would like to remain with Chase by piggyback arrangement on the contract executed by the City of Fort Worth. Chase would have the same features as the state program.

Council Member Gonzales moved to authorize a Cooperative Purchasing Agreement with the City of Fort Worth and a Participation Agreement with JP Morgan Chase for Purchasing Card Services. Council Member Osborn seconded the motion. VOTE: Four voted AYE. Motion passed.

15. CONSIDER APPOINTMENTS TO THE TAYLOR ECONOMIC DEVELOPMENT CORPORATION BOARD.

Mr. Dunaway reminded Council that 13 applications have been received for the two vacancies and one application was turned in at this meeting for a total of 14. Council discussed how to narrow down the list.

Council Member Hill moved to have each council member submit two names to the City Manager for him to assimilate. Council Member Osborn seconded the motion. VOTE: Four voted AYE. Motion passed.

(Council adjourned into closed session at 8:28 p.m.)

16. EXECUTIVE SESSION I. 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 Stream

17. 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, in accordance with the authority contained in Section 551.072 in order to deliberate regarding acquisition of real property.

- Properties adjacent to existing city owned properties.

18. CONSIDER ACTION FROM EITHER EXECUTIVE SESSION.

Mayor Pro Tem McDonald resumed the open meeting at 9:13 p.m. and stated that there was no action taken on any issue during either of the Executive Sessions.

ADJOURN

With no further business; Mayor Pro Tem McDonald adjourned the meeting at 9:13 p.m.

John McDonald, Mayor Pro Tem

ATTEST:

Starla Hall, for Susan Brock, City Clerk



City Council Meeting February 10, 2011 Agenda Item Transmittal

Agenda Item #: 2
Agenda Title: Approve Ordinance 2011-01 amending the Fee Ordinance for city services.

Council Action to be taken: Approve by consent

Initiating Department: Finance Department

Staff Contact: Rosemarie Dennis, Finance Director

1. INTRODUCTION/PURPOSE

This Ordinance was introduced at the January 25th council meeting and is now under consideration for approval by consent.

2. DESCRIPTION/ JUSTIFICATION

As discussed in an earlier agenda item, IESI has requested a rate increase of 1.5% in their collection and disposal of solid waste charges. The new rates will take effect in February and will appear on the February utility bill that will be due in March.

Also included in the fee schedule, is a change to the sidewalk fee- in- lieu. Since it has been difficult for the City to obtain funds for the sidewalk fee-in lieu application process, staff recommends changing the fee from \$6.00 per square foot of sidewalk (\$24 per lineal foot) to \$3.00 per square foot (\$12 per lineal foot). The minimum sidewalk width is four feet.

Under the current program of \$6.00 per square foot a 100 foot sidewalk would have a fee of \$2,400 by changing this fee to \$3.00 per square foot would be \$1,200 one-half of the original fee. Only two property owners have paid and are paying into this program during the past three years. The lower fee would attract more applicants to apply for the fee-in-lieu program and would enable the City to increase its funds in order to build sidewalks in those areas of the City that would best be served by sidewalks.

3. FINANCIAL/BUDGET

4. TIMELINE CONSIDERATIONS

5. RECOMMENDATION

Approve Ordinance 2011-01 by consent.

6. REFERENCE FILES

2a. [Ordinance 2011-01](#)

2b. [Exhibit "A"](#) Current and New Fee Schedule

ORDINANCE NO. 2011-01

AN ORDINANCE AMENDING ORDINANCE NO. 2010-41 ADOPTED
ON SEPTEMBER 28, 2010 BY CHANGING CERTAIN RATES AND
OTHER SERVICES PROVIDED BY THE CITY

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TAYLOR:

SECTION 1.0 That the certain rates for utilities and other services provided by the city, for the support of the general government of the City of Taylor, Texas be amended in accordance with the changes shown in the attached Exhibit A.

SECTION 2.0 That the amendment, as shown in words and figures in Exhibit A, is hereby approved in all aspects and adopted as an amendment to Ordinance No. 2010-41.

SECTION 3.0 All other provisions of Ordinance No. 2010-41 shall remain in full force and effect.

SECTION 4.0 In accordance with Article 8 of the City Charter, this ordinance was introduced before the City Council of the City of Taylor, Texas on the 25th day of January, 2011.

PASSED, APPROVED, and ADOPTED on the ____ day of _____, 2011

John McDonald, Mayor Pro Tem

ATTEST:

Susan Brock, City Clerk

Exhibit "A"

CHANGES TO SCHEDULE

Fee Schedule for City Services 2010-11

I. Community Development, Engineering and Construction

H. Sidewalks Cash-In-Lieu Fee

	Fee
Sidewalk Fee	\$3.00 sq. ft.

III. Public Works

Solid Waste Collection

A. Residential Customers- collected by City on monthly utility bill.

Pick up once per week

Container/Size	Fees			
	Base Rate	+ Franchise Fee 10%	+ Sales tax (8.25%)	Total Fee- Monthly
Single 96 gallon cart	\$ 11.22	\$ 1.12	\$ 0.93	\$ 13.27
Single 65 gallon cart	\$ 9.66	\$ 0.97	\$ 0.80	\$ 11.42
Each Additional cart	\$ 3.65	\$ 0.37	\$ 0.30	\$ 4.32

B. One time collection of bulky wastes on call

Container /Size	Delivery Charge	Daily Rental	Cost per Haul
2 cu. Yards	\$67.67	\$4.06	\$67.67
3 cu. Yards	\$67.67	\$4.06	\$67.67
4 cu. Yards	\$67.67	\$4.06	\$67.67
6 cu. Yards	\$67.67	\$4.06	\$67.67
8 cu. Yards	\$67.67	\$4.06	\$67.67
10 cu. Yards	\$67.67	\$4.06	\$67.67

C. Commercial Customers- Monthly price includes 8.25% sales tax and 10% franchise fee.

Container /Size	Frequency of Service	Base Fee/Mo.	+ Franchise Fee 10%	+ Sales tax (8.25%)	Total Fee- Monthly	Add'n Pickup
96 Gallon Cart	One X per week pick up	\$ 17.63	\$ 1.76	\$ 1.45	\$ 20.85	\$ 25.00
2 cu. Yards	One X per week pick up	\$ 48.83	\$ 4.88	\$ 4.03	\$ 57.74	\$ 25.00
3 cu. Yards	One X per week pick up	\$ 63.91	\$ 6.39	\$ 5.27	\$ 75.57	\$ 35.00
4 cu. Yards	One X per week pick up	\$ 80.85	\$ 8.09	\$ 6.67	\$ 95.61	\$ 45.00
6 cu. Yards	One X per week pick up	\$ 101.06	\$ 10.11	\$ 8.34	\$ 119.50	\$ 55.00
8 cu. Yards	One X per week pick up	\$ 122.96	\$ 12.30	\$ 10.14	\$ 145.40	\$ 65.00
10 cu. Yards	One X per week pick up	\$ 149.89	\$ 14.99	\$ 12.37	\$ 177.24	\$ 75.00

96 Gallon Cart	Two Xs per week pick up	\$ 25.25	\$ 2.53	\$ 2.08	\$ 29.86	\$ 25.00
2 cu. Yards	Two Xs per week pick up	\$ 80.85	\$ 8.09	\$ 6.67	\$ 95.61	\$ 25.00
3 cu. Yards	Two Xs per week pick up	\$ 111.17	\$ 11.12	\$ 9.17	\$ 131.46	\$ 35.00
4 cu. Yards	Two Xs per week pick up	\$ 141.47	\$ 14.15	\$ 11.67	\$ 167.29	\$ 45.00
6 cu. Yards	Two Xs per week pick up	\$ 166.81	\$ 16.68	\$ 13.76	\$ 197.25	\$ 55.00
8 cu. Yards	Two Xs per week pick up	\$ 203.79	\$ 20.38	\$ 16.81	\$ 240.98	\$ 65.00
10 cu. Yards	Two Xs per week pick up	\$ 235.81	\$ 23.58	\$ 19.45	\$ 278.85	\$ 75.00

96 Gallon Cart	Three X s per week pick up	\$ 30.77	\$ 3.08	\$ 2.54	\$ 36.39	\$ 25.00
2 cu. Yards	Three X s per week pick up	\$ 100.07	\$ 10.01	\$ 8.26	\$ 118.33	\$ 25.00
3 cu. Yards	Three X s per week pick up	\$ 158.32	\$ 15.83	\$ 13.06	\$ 187.21	\$ 35.00
4 cu. Yards	Three X s per week pick up	\$ 204.68	\$ 20.47	\$ 16.89	\$ 242.03	\$ 45.00
6 cu. Yards	Three X s per week pick up	\$ 247.59	\$ 24.76	\$ 20.43	\$ 292.78	\$ 55.00
8 cu. Yards	Three X s per week pick up	\$ 286.32	\$ 28.63	\$ 23.62	\$ 338.57	\$ 65.00
10 cu. Yards	Three X s per week pick up	\$ 326.75	\$ 32.68	\$ 26.96	\$ 386.38	\$ 75.00

Container /Size	Frequency of Service	Base Fee/Mo.	+ Franchise Fee 10%	+ Sales tax (8.25%)	Total Fee- Monthly	Add'n Pickup
96 Gallon Cart	Four X s per week pick up	\$ 38.48	\$ 3.85	\$ 3.17	\$ 45.50	\$ 25.00
3 cu. Yards	Four X s per week pick up	\$ 186.27	\$ 18.63	\$ 15.37	\$ 220.26	\$ 35.00
4 cu. Yards	Four X s per week pick up	\$ 246.30	\$ 24.63	\$ 20.32	\$ 291.25	\$ 45.00
6 cu. Yards	Four X s per week pick up	\$ 278.64	\$ 27.86	\$ 22.99	\$ 329.49	\$ 55.00
8 cu. Yards	Four X s per week pick up	\$ 352.53	\$ 35.25	\$ 29.08	\$ 416.87	\$ 65.00
10 cu. Yards	Four X s per week pick up	\$ 422.74	\$ 42.27	\$ 34.88	\$ 499.89	\$ 75.00

96 Gallon Cart	Five X s per week pick up	\$ 47.69	\$ 4.77	\$ 3.93	\$ 56.39	\$ 25.00
3 cu. Yards	Five X s per week pick up	\$ 230.92	\$ 23.09	\$ 19.05	\$ 273.06	\$ 35.00
4 cu. Yards	Five X s per week pick up	\$ 319.89	\$ 31.99	\$ 26.39	\$ 378.27	\$ 45.00
6 cu. Yards	Five X s per week pick up	\$ 340.22	\$ 34.02	\$ 28.07	\$ 402.31	\$ 55.00
8 cu. Yards	Five X s per week pick up	\$ 444.88	\$ 44.49	\$ 36.70	\$ 526.07	\$ 65.00
10 cu. Yards	Five X s per week pick up	\$ 557.50	\$ 55.75	\$ 45.99	\$ 659.24	\$ 75.00

Delivery Charge:

20 yd Roll-off	Per Delivery	\$ 117.72	\$ 11.77	\$ 9.71	\$ 139.20
30 yd Roll-off	Per Delivery	\$ 117.72	\$ 11.77	\$ 9.71	\$ 139.20
40 yd Roll-off	Per Delivery	\$ 117.72	\$ 11.77	\$ 9.71	\$ 139.20

Daily Rental:

20 yd Roll-off	Per Day	\$ 1.82	\$ 0.18	\$ 0.15	\$ 2.15
30 yd Roll-off	Per Day	\$ 1.82	\$ 0.18	\$ 0.15	\$ 2.15
40 yd Roll-off	Per Day	\$ 1.82	\$ 0.18	\$ 0.15	\$ 2.15

Cost per Haul:

20 yd Roll-off	Per Haul	\$ 362.20	\$ 36.22	\$ 29.88	\$ 428.30
30 yd Roll-off	Per Haul	\$ 434.64	\$ 43.46	\$ 35.86	\$ 513.96
40 yd Roll-off	Per Haul	\$ 507.08	\$ 50.71	\$ 41.83	\$ 599.62

D. Industrial Solid Waste Collection Services- collected by service provider

Total monthly bill of industrial customer x	+ Franchise Fee 10%
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City Council Meeting February 10, 2011 Agenda Item Transmittal

Agenda Item #: 3

Agenda Title: Approve Ordinance 2011-3 regarding a request to rezone property located at 1551 CR 394 from R-1 Single Family to B-2 General Business and to also consider a Specific Use Permit for a Recycling Center at this location.

Council Action to be taken: Approve by consent Ordinance 2011-3

Initiating Department(s): Community Development.

Staff Contact: John Elsdon, AICP, City Planner

1. INTRODUCTION/PURPOSE

This ordinance was introduced at the January 25th council meeting for Wilco Recycling Center's proposal for a rezone from R-1 Single Family to B-2 General Business and a Specific Use Permit to operate a Recycling Center in the B-2 zoning district.

2. DESCRIPTION/ JUSTIFICATION

Location and Acres of the Property

Between CR 394 and the future Chandler Road, northeast of Mustang Creek North Loop, 18.202 acres

Property Owner and Applicant

Round Table Real Estate, LLC, John Rabon

Applicant's intentions for the property (development objective)

To develop a single stream recycling facility, which means all recyclable materials will be sent to this facility unsorted, on a regional basis. All sorting will take place at this facility and sent to various purchasers of the recyclable product.

Existing Zoning

R-1, Single Family

Proposed Zoning

B-2, General Business

Zoning History

The property was annexed into the city in December of 2010. In accordance with the Taylor Zoning Ordinance, newly annexed property is zoned R1, or single family zoning, when annexed.

Future Land Use Map

Not yet determined

Current Use of Property

Agriculture/Vacant

Surrounding Property: Existing Conditions or Use of Property and Zoning

North: County, not zoned, use is agriculture

South: County, not zoned, use is residential

East: R-1, Agriculture and residential

West: R-1, Agriculture and residential

Existing Thoroughfares (type and size)

North: (Chandler Road to be constructed by the County)

South: CR 394, Collector, 55 feet

East: N/A

West: N/A.

The City's Thoroughfare Plan

North: Chandler Road (to be constructed by the County), 200' Arterial

South: CR 394, Collector, 60 feet

East: N/A

West: N/A

Platting Information

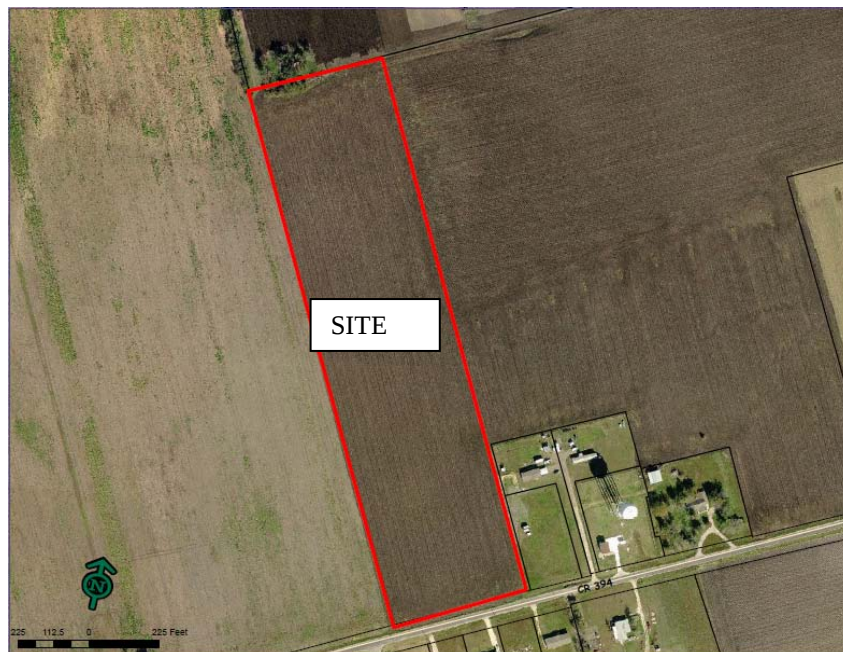
A platting application was approved by the Planning and Zoning Commission subject to staff comments.

Other Information

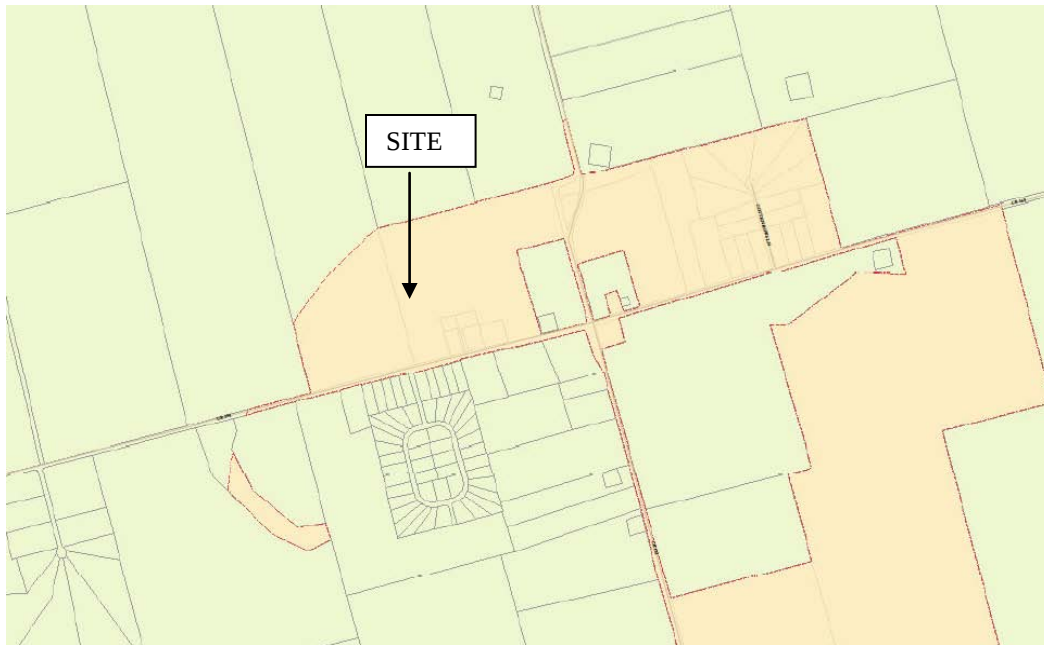
Photo of Site:



Aerial Photo:



Current Zoning, R-1:



Future Land Use Plan: To be determined in the near future

Discussion

The proposed development must rezone the subject property from R-1, Single Family, to B-2, General Business, with a Specific Use Permit for a Recycling Facility prior to the issuance of a building permit. The proposed development will meet all of the city's development regulations and staff does not anticipate any problems in relation to Chapter Five of the Zoning Ordinance, Performance Standards, which relate to the impact of dust, smoke, noise, odors, vibration, or other objectionable items. The applicant represented to the City that all operations will occur inside of the facility. The location will be on Chandler Road (to be built in the near future) and will handle the anticipated truck traffic.

Since there is no guidance from the Future Land Use Plan, which is designed to guide rezoning decisions, a recommendation based on the Map cannot be made. However, the establishment of this use at this location will certainly affect the nature of development in the future near the site.

Staff recommends approval of this rezone request from R-1 to B-2, and the request for a Specific Use Permit for a Recycling Facility within the B-2 District because the development, if the zoning is approved, will meet or exceed all of the city's development regulations.

During the Planning and Zoning public hearing, four persons spoke regarding this application. One was concerned that the applicant would not follow the rules regarding upkeep of the property. One was not in favor of the application. Two were in favor of the proposal, both

having seen other similar operations and noting that the operations were orderly and well-kept by the owners.

3. FINANCIAL/BUDGET

4. TIMELINE CONSIDERATIONS

If approved, the owner plans to begin construction of the facility in February of this year.

5. RECOMMENDATION

The Taylor Planning and Zoning Commission recommended approval of this rezone and specific use permit at the January 11, 2011 meeting. The condition for the specific use permit as recommended by the Planning and Zoning Commission and included in the Ordinance states as follows:

1. During operation of the recycling facility, no outside storage of recyclable materials or products shall occur at the Property.

The Council introduced this ordinance at the January 25th meeting and is now considering approval by consent.

6. REFERENCE FILES

3a. [Ordinance 2011-3](#)

ORDINANCE 2011-3

AN ORDINANCE CHANGING THE ZONING OF WILCO RECYCLING FACILITY SUBDIVISION, GENERALLY LOCATED AT 1551 CR 394, WILLIAMSON COUNTY TEXAS, FROM SINGLE FAMILY, R-1, TO GENERAL BUSINESS, B-2, AND APPROVING A SPECIFIC USE PERMIT FOR A RECYCLING CENTER IN THE B-2 DISTRICT; AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF TAYLOR, TEXAS, TO SHOW THE ZONING CHANGES ADOPTED HEREIN; PROVIDING A SAVINGS CLAUSE.

Whereas, the Taylor City Council conducted a public hearing on January 25, 2011, to consider the request made by Round Table Real Estate, LLC, the owner of the proposed Wilco Recycling Facility, Taylor, Williamson County, Texas, generally located at 1551 CR 394, as shown on Exhibit "A" incorporated by reference herein for all purposes ("Property"), to change the zoning for the Property from Single Family R-1 to General Business B-2, and receive approval for a Specific Use Permit for a Recycling Facility in the B-2 District; and

Whereas, the Planning and Zoning Commission, after conducting a public hearing on January 11, 2011, to consider the zoning and Specific Use request, recommended the zoning change and Specific Use Permit to the City Council; and

Whereas, the City Council, after a public hearing, approves the request for the Property zoning change and Specific Use Permit.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TAYLOR, TEXAS, that:

SECTION 1. The facts and recitations contained in the preamble of this Ordinance are hereby declared to be true and correct, and are incorporated by reference herein and made a part hereof, as if copied verbatim.

SECTION 2. The Property is changed from Single Family (R-1) to General Business (B-2).

SECTION 3. The Official Zoning map of the City of Taylor, Texas, is changed to show the Property zoning changed from Single Family(R-1) to General Business (B-2).

SECTION 4. The property is approved for a Specific Use Permit for a Recycling Facility with the following condition:

No outside storage of materials or products shall occur on the Property.

SECTION 5. All other terms and conditions contained in the official zoning map, except as amended herein, shall continue and remain in full force and effect.

SECTION 6. Should any section, paragraph, clause, phrase, or provision of this Ordinance be adjudged invalid or held unconstitutional, the same shall not affect the validity of this Ordinance as a whole or any part of the provisions thereof, other than the part so decided to be invalid or unconstitutional

SECTION 7. In accordance with Article VIII of the City Charter, Ordinance 2011-3 was introduced before the Taylor City Council on the 25th day of January, 2011.

PASSED, APPROVED, and ADOPTED on the _____ day of _____, 2011.

John McDonald, Mayor Pro-Tem

ATTEST:

Susan Brock, City Clerk

APPROVED AS TO FORM:

Ted W. Hejl,
City Attorney

CERTIFICATE

THE STATE OF TEXAS

COUNTY OF WILLIAMSON

I, Susan Brock, being the current City Clerk of the City of Taylor, Texas, do hereby certify that the attached is a true and correct copy of Ordinance No. 2011-3, passed and approved by the City Council of the City of Taylor, Texas, on the _____ day of

_____, 2011, and such Ordinance was duly introduced, passed, approved and adopted at meetings open to the public and notices of the meetings, giving the dates, places, and subject matter thereof, were posted as prescribed by Government Code Section 551.043.

Witness my hand and seal of office this _____ day of _____, 2011.

Susan Brock
City Clerk

EXHIBIT A

Wilco Recycling Center property, 1551 CR 394, Taylor, TX

Field Notes for Wilco Recycling Center:

DESCRIPTION OF AN 18.202 ACRE TRACT OF LAND OUT OF THE JOHN THOMAS SURVEY, ABSTRACT NO. 610, IN WILLIAMSON COUNTY, TEXAS, SAID 18.202 ACRE TRACT OF LAND BEING OUT OF THAT CERTAIN 67.78 ACRE TRACT OF LAND DESCRIBED IN A DEED TO SHUMORE JOINT VENTURE, OF RECORD IN DOCUMENT NO. 2000039782, OF THE OFFICIAL PUBLIC RECORDS OF WILLIAMSON COUNTY, TEXAS, SAID 67.78 ACRE TRACT OF LAND BEING THE REMAINING PORTION OF THAT CERTAIN 89.74 ACRE TRACT OF LAND DESCRIBED IN VOLUME 635, PAGE 342, OF THE DEED RECORDS OF WILLIAMSON COUNTY, TEXAS, THIS 18.202 ACRE TRACT OF LAND BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a 5/8 inch iron rod, found, on the north right-of-way line of that certain roadway known as County Road No. 394 (no record information found to date), for the southwest corner of that certain 89.74 acre tract of land described in Volume 635, Page 342, of the Deed Records of Williamson County, Texas, same point being the southeast corner of that certain 80 acre tract of land described as 'First Tract', in that certain deed of record in Volume 474, Page 540, said Deed Records, for the southwest corner of this tract of land,

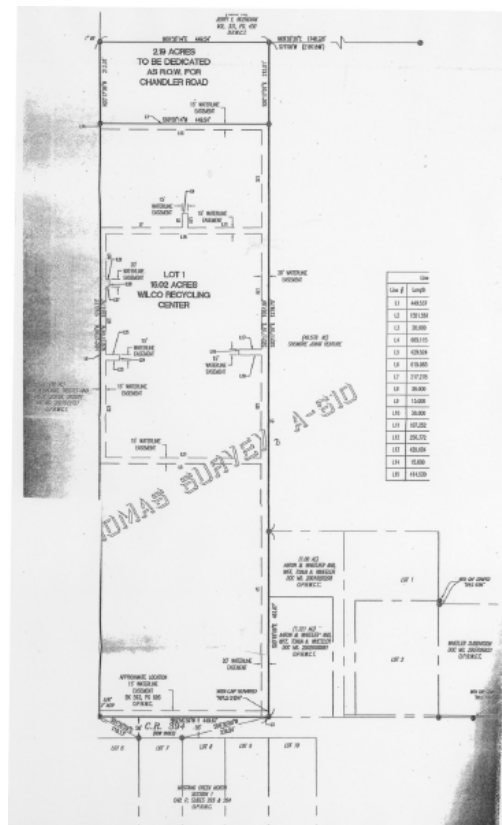
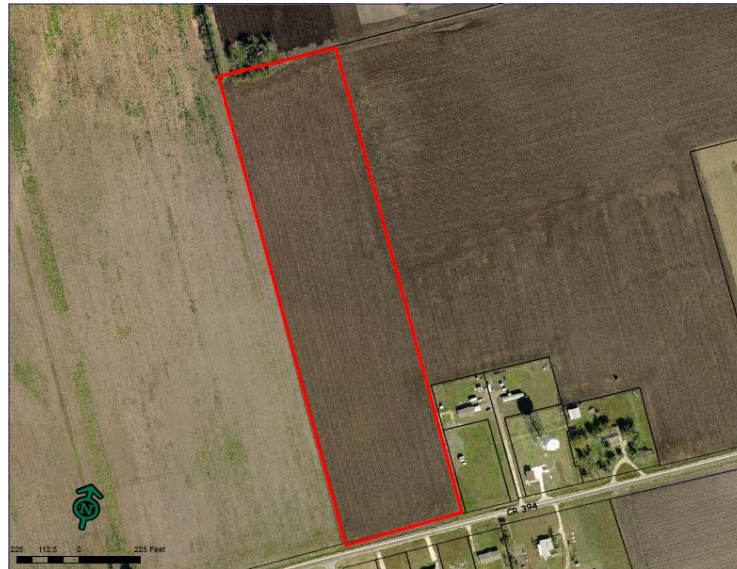
THENCE, North 21° 44' 22" West (record = South 19° 15' East), with the common boundary line of said 89.74 acre tract and said 80 acre tract, a distance of 1,763.74 feet (record = 1,764.30 feet), to a 1 inch iron rod, found in a tree line at the base of an downed tree at or near an interior corner of the John Thomas Survey, for the northwest corner of said 89.74 acre tract of land and said 67.78 acre tract of land, and for the northwest corner of this tract of land;

THENCE, North 68° 30' 38" East (record = South 71° 00' West), with the north boundary line of said 89.74 acre tract of land, same line being the north boundary line of said 67.78 acre tract of land, a distance of 449.56 feet to a 1/2 inch iron rod set with cap stamped "Cunningham-Allen, Inc", for the northeast corner of this tract of land;

THENCE, South 21° 44' 22" East, severing said remainder of the 89.74 acre tract of land, a distance of 1,279.63 feet to a 1/2 inch iron rod set with cap stamped "Cunningham-Allen, Inc", at the northwest corner of that certain 1.00 acre tract of land described in a deed of record in Document No. 2001005298, of the Official Public Records of Williamson County, Texas, same point being the northwest corner of that certain 5.00 acre tract called 'Tract II' in a deed of record in Volume 2531, Page 509, said Deed Records;

THENCE, South 21° 45' 13" East, with the west boundary line of said 'Tract II', at 478.96 feet, pass a 1/2 inch iron rod found with a cap stamped "RPLS 5784", in all a total distance of 484.00 feet to a 1/2 inch iron rod set with cap stamped "Cunningham-Allen, Inc", in aforementioned north right-of-way of County Road No. 394, at the southwest corner of said 'Tract II', for the southeast corner of this tract of land;

THENCE, South 68° 29' 47" West (record = North 71° 15' East), with said north right-of-way line of County Road No. 394, same line being the south boundary line of aforementioned 89.74 acre tract of land, a distance of 449.67 feet, to the POINT OF BEGINNING containing 18.202 acres of land within these metes and bounds.





City Council Meeting February 10, 2011 Agenda Item Transmittal

Agenda Item #: 4
Agenda Title: Approve Ordinance 2011-5 establishing a school zone in the 300 through 400 blocks of West 9th Street (Taylor Opportunity Center) and incorporate into this ordinance all school zones on city streets.

Council Action to be taken: Approve by consent Ordinance 2011-5

Initiating Department: Police

Staff Contact: Jeff Straub, Assistant City Manager; Police Chief

1. INTRODUCTION/PURPOSE

This ordinance was introduced at the January 25th council meeting and will establish a school zone (requested by TISD) in the 300 and 400 blocks of West 9th Street, the location of the Taylor Opportunity Center. The school zone will be in effect, 7 AM to 4:30 PM on days when school is in session.

2. DESCRIPTION/ JUSTIFICATION

The Taylor Opportunity is a functioning school facility, warranting a school zone. The list of other schools zones on city streets are added to this ordinance as a “housekeeping item.”

3. FINANCIAL/BUDGET

4. TIMELINE CONSIDERATIONS

ASAP

5. RECOMMENDATION

Approve by consent Ordinance 2011-5.

6. REFERENCE FILES

4a. [Ordinance 2011-5](#)

ORDINANCE NO. 2011-5

ORDINANCE ESTABLISHING SCHOOL ZONES WITHIN THE CITY OF TAYLOR, TEXAS, AT LOCATIONS SET FORTH HEREIN; ESTABLISHING REDUCED SPEED LIMITS WITHIN THE ESTABLISHED SCHOOL ZONES DURING THE HOURS SET FORTH HEREIN OR WHEN DESIGNATED BY A FLASHING SIGN; PROVIDING FOR A FINE OR PENALTY OF THIS ORDINANCE AS A MISDEMEANOR SUBJECT TO A FINE NOT TO EXCEED \$500.00 FOR EACH OFFENSE, EXCEPT HOWEVER, WHERE A DIFFERENT PENALTY HAS BEEN ESTABLISHED BY STATE LAW FOR SUCH OFFENSE, IN WHICH EVENT THE PENALTY SHALL BE FIXED BY STATE LAW AND IF DEEMED A VIOLATION OF ANY PROVISION THAT GOVERNS FIRE SAFETY, ZONING, OR PUBLIC HEALTH AND SANITATION, THE PENALTY SHALL NOT EXCEED THE SUM OF \$2,000.00 FOR EACH OFFENSE; PROVIDING A SAVINGS CLAUSE; AND PROVIDING FOR PUBLICATION.

WHEREAS, the Texas Transportation Code delegates powers to cities for regulation of the operation of motor vehicles on public roads within the jurisdiction of the City; and

WHEREAS, it is within the police powers of the City of Taylor, Texas, to regulate the operation of motor vehicles on the streets within the City; and

WHEREAS, it is reasonable and necessary under such police powers to regulate the operation of motors vehicles with regard to school zones designated herein and to impose a penalty for violation of this Ordinance.

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

SECTION 1. All of the facts recited in the preamble to this Ordinance are hereby found by the City Council to be true and correct and are incorporated by reference herein and expressly made a part hereof, as if copied herein verbatim.

SECTION 2. The following street location are hereby designated school zones within the City of Taylor, Texas, and each designated school zone shall have a reduced speed limit at the times or when designated by a flashing light as set forth herein:

a. 300 to 400 blocks on West 9th Street is designated as a school zone and shall have a speed limit of 20 miles per hour during the hours beginning at 7:00 am and ending at 4:30 pm daily except Saturdays and Sundays, or on any week day on which the Taylor Public Schools are not providing educational instruction to students;

b. 100 to 400 blocks on Mallard Lane is designated a school zone and shall have a speed limit of 20 miles per hour when the school zone has a flashing light designating the 20 mile per hour speed limit;

c. 500 to 600 blocks on Mallard Lane is designated a school zone and shall have a speed limit of 20 miles per hour when the school zone has a flashing light designating the 20 mile per hour speed limit;

d. 1500 to 1700 blocks on Mallard Lane is designated a school zone and shall have a speed limit of 20 miles per hour when the school zone has a flashing light designating the 20 mile per hour speed limit;

e. 300 to 700 blocks on T. H. Johnson Drive is designated a school zone and shall have a speed limit of 20 miles per hour when the school zone has a flashing light designating the 20 mile per hour speed limit;

f. 1700 to 2600 blocks on North Drive is designated a school zone and shall have a speed limit of 20 miles per hour during the hours of 7:15 am to 8:15 am daily except Saturdays and Sundays, or on any week day on which the Taylor Public Schools are not providing educational instruction to students;

g. 2900 to 3100 blocks on North Drive is designated a school zone and shall have a speed limit of 20 miles per hour when the school zone has a flashing light designating the 20 mile per hour speed limit;

h. 400 to 600 blocks on Washburn Street is designated a school zone and shall have a speed limit of 20 miles per hour during the hours of 7:30 am to 4:00 pm daily except Saturdays and Sundays, or on any week day on which the Taylor Public Schools are not providing educational instruction to students;

i. 400 to 600 blocks on Elliott Street is designated a school zone and shall have a speed limit of 20 miles per hour during the hours of 7:30 am to 4:00 pm daily except Saturdays and Sundays, or on any week day on which the Taylor Public Schools are not providing educational instruction to students;

j. 600 block on Fowzer Street is designated a school zone and shall have a speed limit of 20 miles per hour during the hours of 7:00 am to 4:00 pm daily except

Saturdays and Sundays, or on any week day on which the Taylor Public Schools are not providing educational instruction to students;

Section 3. It shall be a violation of this Ordinance to operate a vehicle that exceeds the proscribed speed limit established for a school zone during the hours a speed limit is imposed for the school zone or while the speed limit for the school zone is shown by a flashing light.

SECTION 4. The City of Taylor shall have signs conforming to the laws of the State of Texas installed designating the school zones herein above established.

SECTION 5. Any person, firm or corporation violating any of the provisions or terms of this Ordinance shall be guilty of a misdemeanor and upon conviction shall be subjected to a fine not to exceed the sum of Five Hundred Dollars (\$500.00) for each offense, except where a different penalty has been established by state law for such offense, and for any violation of any provision which governs fire safety, zoning or public health or sanitation, which shall be punished by a penalty of fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense; and each and every day such violation is continued shall be deemed to constitute a separate offense.

SECTION 6. If any paragraph, sentence, phrase or other portion of this Ordinance should be declared to be unconstitutional or invalid by a court of competent jurisdiction, such holding shall not affect the remainder of this Ordinance and all portions of the Ordinance not held to be invalid shall continue and remain in full force and effect.

SECTION 7. The City Clerk is hereby authorized and directed to publish the caption of this Ordinance, together with the penalty provision contained therein, in the manner and for the length of time prescribed by law.

In accordance with Article VIII, Section 1 of the City Charter, this Ordinance was introduced before the City Council of the City of Taylor, Texas, on the 25th day of January, 2011.

John McDonald, Mayor Pro Tem

ATTEST:

Susan Brock, City Clerk

APPROVED AS TO FORM:

Ted W. Hejl, City Attorney

CERTIFICATE

THE STATE OF TEXAS
COUNTY OF WILLIAMSON

I, Susan Brock, being the current City Clerk of the City of Taylor, Texas, do hereby certify that the attached is a true and correct copy of Ordinance No. 2011-5, passed and approved by the City Council of the City of Taylor, Texas, on the _____ day of _____, 2011, and such Ordinance was duly introduced, passed, approved and adopted at meetings open to the public and notices of the meetings, giving the dates, places, and subject matter thereof, were posted as prescribed by Government Code Section 551.043.

Witness my hand and seal of office this, the _____ day of _____, 2011.

Susan Brock
City Clerk



City Council Meeting February 10, 2011 Agenda Item Transmittal

Agenda Item #: 5

Agenda Title: Proclamation: Recognizing February as Black History Month

Council Action to be taken: Read and Present Proclamation; Ms. Nettie Robertson to accept

Initiating Department: Community Development
City Management

Staff Contact: Bob VanTil, Director of Community Development
Susan Brock, City Clerk

1. INTRODUCTION/PURPOSE

The purpose of this item is to read and present a proclamation celebrating February as Black History Month. Ms. Nettie Robertson will be accepting the proclamation.

2. DESCRIPTION/ JUSTIFICATION

3. FINANCIAL/BUDGET

4. TIMELINE CONSIDERATIONS

5. RECOMMENDATION

6. REFERENCE FILES

5a. [Proclamation](#) for Black History Month

Proclamation

Black History Month

WHEREAS, in 1976, Black History Month was formally adopted to honor the importance of Black History throughout our American history; and

WHEREAS, the history of the City of Taylor lies in the diversity of so many cultures and traditions celebrated by all of its residents; and

WHEREAS, African Americans have made and continue to make valuable and lasting contributions to the City of Taylor; and

WHEREAS, during Black History Month we are all encouraged to recognize the successes and challenges of African Americans and to continue to promote the common American ideals of freedom, equality and justice for everyone;

NOW, THEREFORE, on this the 10th day of February, the City Council of the City of Taylor, does hereby proclaim the month of February, 2011 as

Black History Month

John McDonald, Mayor Pro Tem



City Council Meeting February 10, 2011 Agenda Item Transmittal

Agenda Item #: 6

Agenda Title: Conduct Public Hearing and consider introducing Ordinance 2011-6 regarding a request to rezone the Church of Christ property located at 2702 North Main Street from R-1 Single Family to I-Institutional

Council Action to be taken: Conduct Public Hearing and consider introducing Ordinance 2011-6

Initiating Department(s): Community Development.

Staff Contact: John Elsdon, AICP, City Planner

1. INTRODUCTION/PURPOSE

The purpose of this item is to conduct a Public Hearing and consider introducing Ordinance 2011-6 to rezone property owned by the Church of Christ at 2702 North Main Street, from R-1 Single Family to I, Institutional.

2. DESCRIPTION/ JUSTIFICATION

Location and Acres of the Property

2702 N Main St, 2.99 acres

Property Owner and Applicant

Church of Christ, Frankie Hejl

Applicant's intentions for the property (development objective)

To remain as a church, the desire is to place a freestanding sign on the property, and this is not allowed in the Single Family R-1 District, but is allowed in the Institutional I District.

Existing Zoning

R-1, Single Family

Proposed Zoning

I, Institutional

Zoning History

Unknown

Future Land Use Map

Semi-Public, Institutional

Current Use of Property

Church

Surrounding Property: Existing Conditions or Use of Property and Zoning

North: B-1, Vacant (formerly Heartwood Nursing Home)

South: R-1, Residential

East: M-1, Agriculture, Vacant

West: B-1, McDonald's

Existing Thoroughfares (type and size)

North: N/A

South: N/A

East: N/A

West: North Main Street, 80 feet

The City's Thoroughfare Plan

North: N/A

South: N/A

East: N/A

West: North Main Street, to be widened

Platting Information

The property is not platted

Other Information

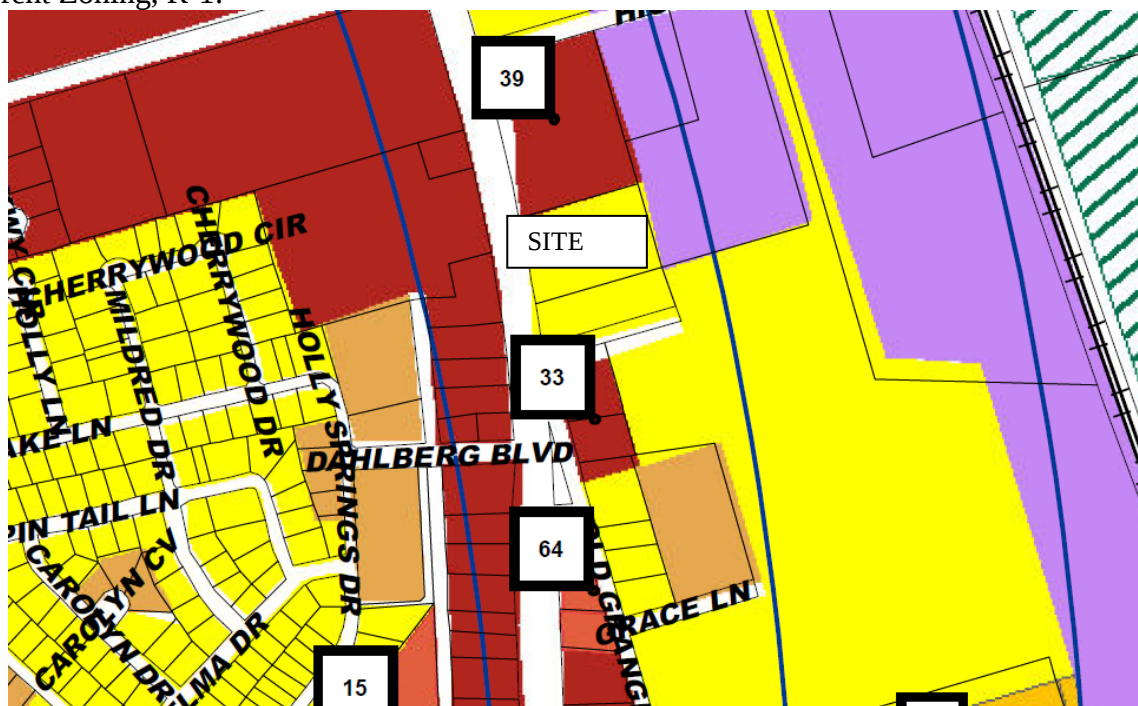
Aerial Photo:



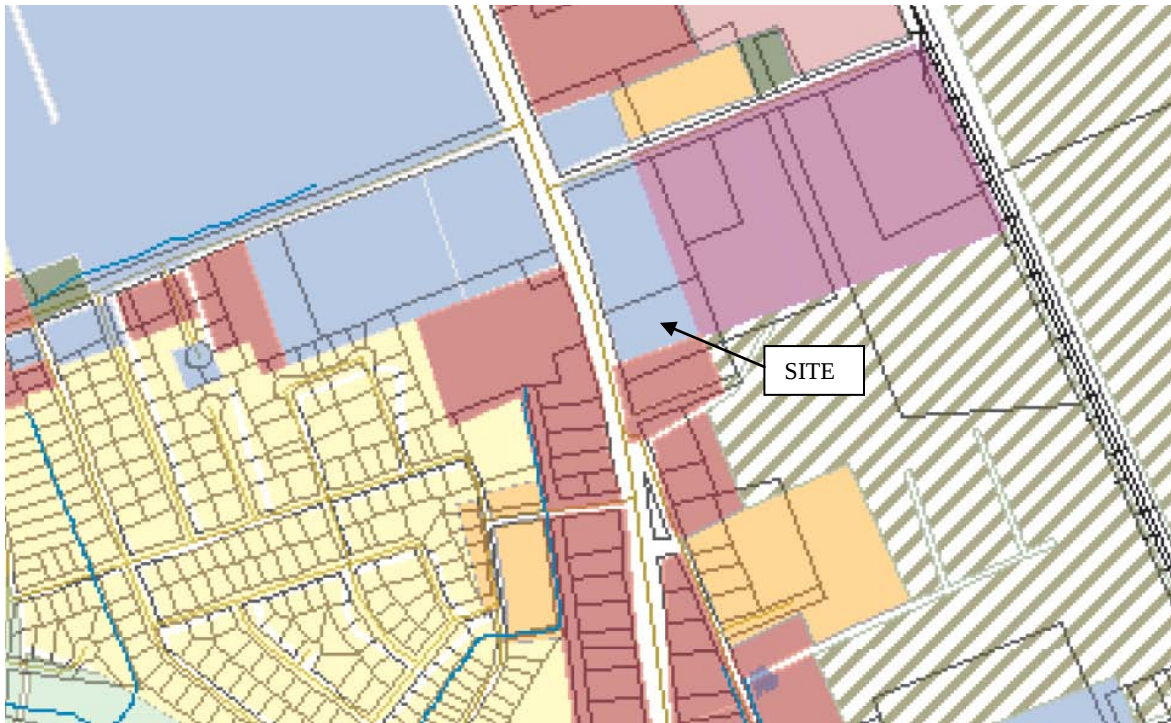
Photo of Site:



Current Zoning, R-1:



Future Land Use Plan: Semi-Public/Institutional



Discussion

The Future Land Use Plan designates this tract of land as Semi-Public/Institutional, which supports the rezoning of this property to Institutional. The applicant desires to place a freestanding sign on the property for the church.

3. FINANCIAL/BUDGET

4. TIMELINE CONSIDERATIONS

5. RECOMMENDATION

The Taylor Planning and Zoning Commission recommended approval of this proposed rezone at a public hearing the January 11, 2011 meeting.

6. REFERENCE FILES

6a. [Ordinance 2011-6](#)

ORDINANCE 2011-6

AN ORDINANCE CHANGING THE ZONING OF THE CHURCH OF CHRIST FACILITY, GENERALLY LOCATED AT 2702 NORTH MAIN STREET, WILLIAMSON COUNTY TEXAS, FROM SINGLE FAMILY, R-1, TO INSTITUTIONAL, I, AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF TAYLOR, TEXAS, TO SHOW THE ZONING CHANGES ADOPTED HEREIN; PROVIDING A SAVINGS CLAUSE.

Whereas, the Taylor City Council conducted a public hearing on February 10, 2011, to consider the request made by Church of Christ, Frankie Hejl, the owner of the property, Taylor, Williamson County, Texas, generally located at 2702 North Main Street, as shown on Exhibit "A" incorporated by reference herein for all purposes ("Property"), to change the zoning for the Property from Single Family R-1 to Institutional I; and

Whereas, the Planning and Zoning Commission, after conducting a public hearing on January 11, 2011, to consider the zoning request, recommended the zoning change to the City Council; and

Whereas, the City Council, after a public hearing, approves the request for the Property zoning change.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TAYLOR, TEXAS, that:

SECTION 1. The facts and recitations contained in the preamble of this Ordinance are hereby declared to be true and correct, and are incorporated by reference herein and made a part hereof, as if copied verbatim.

SECTION 2. The Property is changed from Single Family (R-1) to Institutional (I).

SECTION 3. The Official Zoning map of the City of Taylor, Texas, is changed to show the Property zoning changed from Single Family (R-1) to Institutional (I).

SECTION 4. All other terms and conditions contained in the official zoning map, except as amended herein, shall continue and remain in full force and effect.

SECTION 5. Should any section, paragraph, clause, phrase, or provision of this Ordinance be adjudged invalid or held unconstitutional, the same shall not affect the validity of this Ordinance as a whole or any part of the provisions thereof, other than the part so decided to be invalid or unconstitutional

SECTION 6. In accordance with Article 8 of the City Charter, Ordinance 2011-6 was introduced before the Taylor City Council on the 22nd day of February, 2011.

PASSED, APPROVED, and ADOPTED on the 22nd day of February, 2011.

John McDonald, Mayor Pro-Tem

ATTEST:

Susan Brock, City Clerk

APPROVED AS TO FORM:

Ted W. Hejl,
City Attorney

CERTIFICATE

THE STATE OF TEXAS

COUNTY OF WILLIAMSON

I, Susan Brock, being the current City Clerk of the City of Taylor, Texas, do hereby certify that the attached is a true and correct copy of Ordinance No. 2011-6, passed and approved by the City Council of the City of Taylor, Texas, on the 22nd day of February, 2011, and such Ordinance was duly introduced, passed, approved and adopted at meetings open to the public and notices of the meetings, giving the dates, places, and subject matter thereof, were posted as prescribed by Government Code Section 551.043.

Witness my hand and seal of office this 22nd day of February 2011.

Susan Brock
City Clerk

EXHIBIT A

Legal Description for Church of Christ rezone, 2702 North Main Street:

AW0495 PHARRASS, J. SUR., BLOCK 301, TRACT J, ACRES 2.990





City Council Meeting February 10, 2011 Agenda Item Transmittal

Agenda Item #: 7

Agenda Title: Consider introducing Ordinance 2011-08 to open the 30-day comment period for naming recently annexed streets within the City of Taylor, and set March 10, 2011 as the public hearing date.

Council Action to be taken: Consider Introduction of the Ordinance and setting public hearing date

Initiating Department: Community Development

Staff Contact: John Elsdon, AICP, City Planner

1. INTRODUCTION/PURPOSE

Consider introducing Ordinance 2011-08 for naming recently annexed streets within the City. And set the public hearing date for March 10, 2011.

2. DESCRIPTION/ JUSTIFICATION

During 2010, the City annexed a number of streets that were originally named by the County, and will need to be renamed since they are now within City limits.

A number of streets that were annexed will not be renamed at this time, since they are small segments of streets that continue into the county jurisdiction.

Letters were mailed to property owners adjacent to the streets to be named, along with posting of the street naming process on the City's web site and advertising in the Taylor Daily Press. The 30 day comment period was enclosed in the letters, web posting and newspaper notice. Persons interested in the process are encouraged to participate in the street naming process.

3. FINANCIAL/BUDGET

N/A

4. TIMELINE CONSIDERATIONS

A 30-day comment period will be allowed to receive input for new street names.

5. RECOMMENDATION

Introduce Ordinance 2011-08 to begin the 30 day comment period for naming annexed streets within Taylor, and set March 10, 2011 for the public hearing date.

6. REFERENCE FILES

- 7a. [Ordinance 2011-08](#)
- 7b. [Map of annexed streets for renaming](#)

ORDINANCE NO. 2011-8

“AN ORDINANCE PROVIDING FOR THE RENAMING OF CERTAIN STREETS ANNEXED DURING 2010; PROVIDING FOR A PUBLIC HEARING; PROVIDING A REPEALING CLAUSE; AND PROVIDING A SEVERABILITY CLAUSE”

WHEREAS, it is the desire of the City Council of the City of Taylor, Texas to rename certain streets within the City that were annexed during 2010; and

WHEREAS, the City Council held a public hearing on -----, 2011 to receive citizen comment on this action; and

WHEREAS, property owners along the streets to be renamed were notified by mail and were given the dates for the 30-day comment period for this action:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TAYLOR:

SECTION 1.0 That the facts and recitations contained in the preamble of this Ordinance are hereby found and declared to be true and correct.

SECTION 2.0 The City Council hereby renames those streets shown on the map titled Exhibit A.

SECTION 3.0 All other ordinances; parts of ordinances or resolutions in conflict with this Ordinance are hereby repealed to the extent of any such conflict.

SECTION 4.0 If any portion of the Ordinance shall, for any reason, be declared invalid by any court of competent jurisdiction, such invalidity shall not affect the remaining provisions hereof.

SECTION 5.0 In accordance with Article 8 of the City Charter, Ordinance No. 2011-8 was introduced before the City Council on the 10th day of February, 2011.

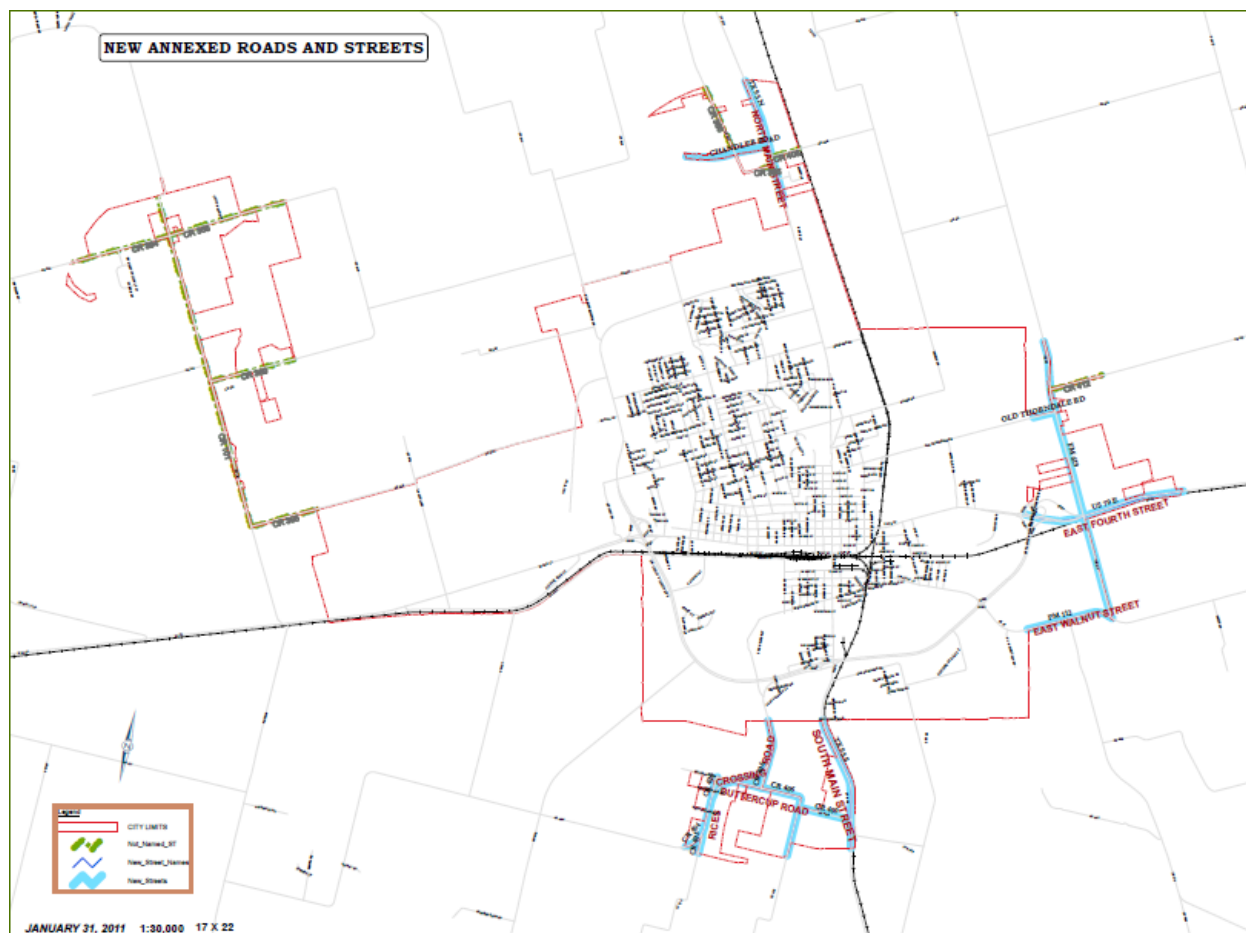
PASSED, APPROVED, and ADOPTED on the ----- day of -----, 2011.

John McDonald, Mayor Pro Tem

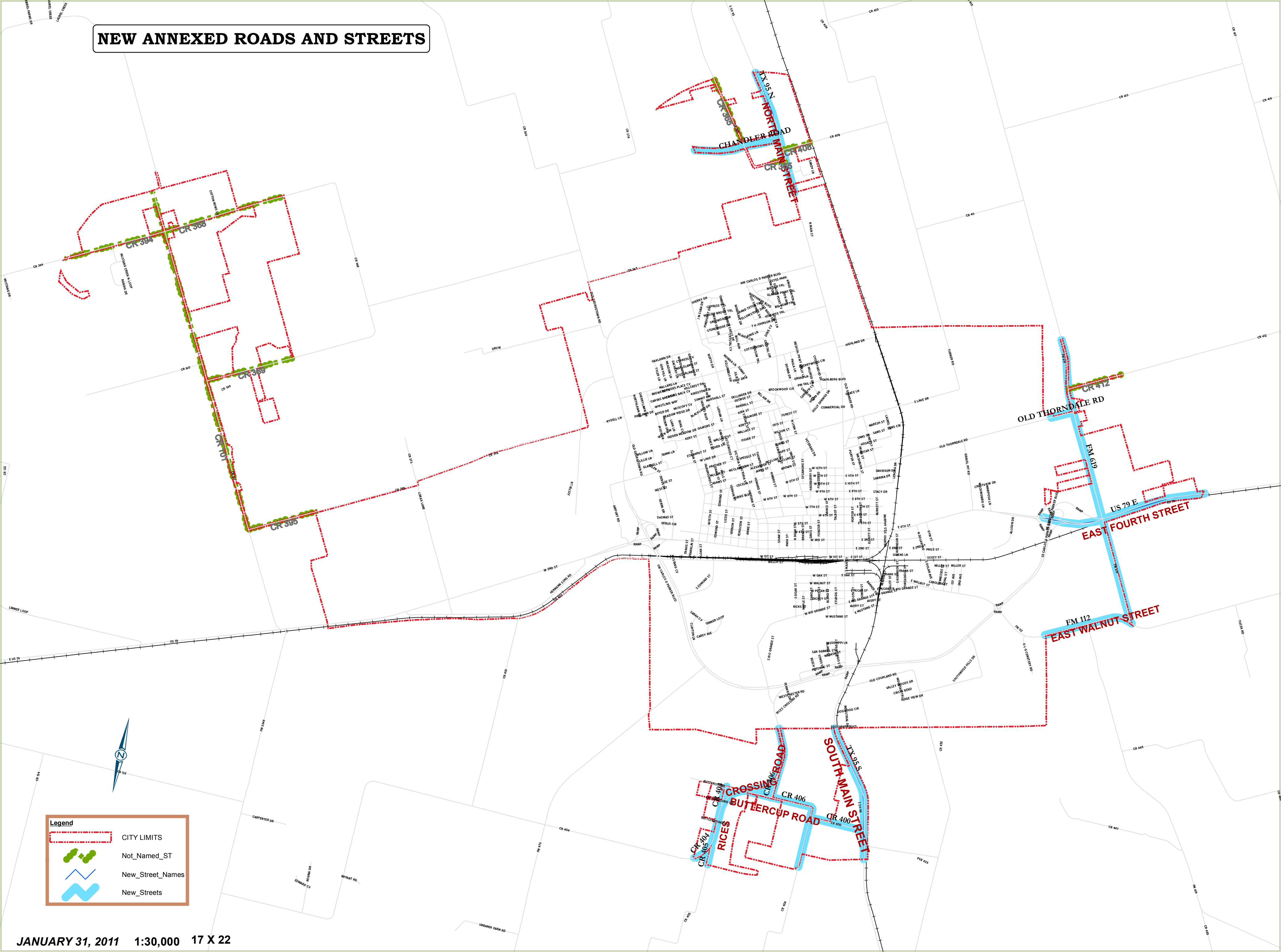
ATTEST:

Susan Brock, City Clerk

EXHIBIT A



NEW ANNEXED ROADS AND STREETS



Legend

- CITY LIMITS
- Not_Named_ST
- New_Street_Names
- New_Streets



City Council Meeting February 10, 2011 Agenda Item Transmittal

Agenda Item #: 8
Agenda Title: Consider Approving a Proposal from the Library Advisory Board regarding the use of funds from the Louis K. Ned Estate

Council Action to be taken: Approve, deny or table

Initiating Department: Library

Staff Contact: Karen Ellis, Library Director

1. INTRODUCTION/PURPOSE

On November 16, 2010, the Taylor Public Library received **\$346,199.47** from the estate of Louis K. Ned, longtime Taylor resident who passed away March 9, 2010. This generous gift to the Library was formally accepted by City Council at the November 23, 2010 City Council Meeting.

2. DESCRIPTION/ JUSTIFICATION

The Taylor Library Advisory Board met on January 18, 2011 to discuss possible uses of the Ned Estate gift. Additionally, recent computer equipment failure has prompted Library staff to add to this request.

3. FINANCIAL/BUDGET

The following purchases were recommended by the Library Advisory Board:

- Replacing the 2 Young Explorer computers for children - \$6000.00
- Replacing 5 public use computers and the archive computer - \$6000.00
- Books and processing materials - \$10,000.00

The Library Advisory Board recommended that any funds left over from this **\$22,000.00** would be put towards the purchase of more books and processing material.

More recently Library staff has experienced problems with the three Circulation check-out computers. These computers are 4 years old and are starting to malfunction. One has had repairs twice in a 1 week period and has since died. Since one of the core purposes of the Library is to circulate materials to patrons, replacement of these computers becomes vital. Staff recommends purchase of 3 computers at approximately \$1,000.00 per computer.

This puts the total request for use of the Ned Estate funds at **\$25,000.00.**

4. TIMELINE CONSIDERATIONS

The Library's Circulation Desk is down to 2 computers and 1 work-around with a laptop, which is far from ideal during busy times.

5. RECOMMENDATION

It is the recommendation of staff to approve the proposed spending of the Ned Estate funds as requested.

6. REFERENCE FILES

8a. [Minutes](#) from January 18, 2011 meeting of the Library Advisory Board

TAYLOR PUBLIC LIBRARY BOARD MINUTES

January 18, 2011

The meeting was called to order and a quorum declared by Vicki Thornton. Present were Theresa Gardner, Trisha Randig, John Kaatz, Diann Fox, Sharon Pick, and Vicki Thornton.

A motion to approve the minutes for the November meeting was made by Trisha Randig.

Mrs. Ellis reported that John Kaatz and Trisha Randig had been approved to serve another three year term.

There was no citizen communication.

Mrs. Ellis reported that her work is continuing with archiving photographs. Elmo and Santa visited the library December 11th and read to 120 children and 95 adults. Mrs. Ellis attended the CTLS Performer's Showcase at the Georgetown Public Library and began booking performers for the Summer Reading Program. The library is receiving art books totaling \$1903.00 in value through the Distribution to Underserved Communities program. The existence of and updates to library official policies was discussed. Some new policies may be drafted in order to meet administrative standards.

A discussion was held regarding the use of the bequest of the \$346, 199.47 from the Ned estate. After hearing a list of needs from Mrs. Ellis, the board proposed the following be presented to the city commission:

- Replacing the 2 Young Explorer computers for children - \$6000.00

- Replacing 5 public use computers and the archive computer - \$6000.00

- Books and processing materials - \$10,000.00

- Any money saved from this \$22,000.00 would be put towards the purchase of more books and processing material.

Mrs. Ellis will present this proposal to the board in February.

Under new business there was a discussion of the free tax preparation being offered at the library and city hall. This year United Way is also sponsoring free financial counseling by Steve Stokes. This is being held at the library the 2nd Thursday of the month from January – April.

The next meeting was set for February 15, 2011 at 6:00 p.m. The meeting was adjourned at 6:55 p.m.



City Council Meeting February 10, 2011 Agenda Item Transmittal

Agenda Item #: 9

Agenda Title: Consider appointing a Chair to the Tax Increment Financing (TIF) District Number 1 Advisory Board

Council Action to be taken: Consider appointment.

Initiating Department: Community Development

Staff Contact: Bob van Til
Director of Community Development

1. INTRODUCTION/PURPOSE

The purpose of this item is to appoint the Chair of the TIF Advisory Board.

2. DESCRIPTION/ JUSTIFICATION

In 2005, the City created the Taylor Tax Increment Financing District #1 in response to an objective contained in the 2004 Comprehensive Plan. With the creation of the District, the Council appointed the Main Street Board as the TIF District Advisory Board since the district covers the Main Street area for the most part.

Ordinance 2005-9, which created the TIF District, states that the Council shall appoint the Chair of the Advisory Board annually. The Chair serves from January to December. The Board, in turn, selects officers from within itself as required by State law.

Typically, the Chair of the Main Street Advisory Board has served as the Chair of the TIF Advisory Board. Last year, the Council appointed Mrs. Jan Konarik.

3. FINANCIAL/BUDGET

4. RECOMMENDATION

Staff recommends that the current Chair of the Main Street Board, Mrs. Carol Bachmayer, be appointed as the 2011 TIF Advisory Board Chair. Mrs. Bachmayer has agreed with the nomination.

5. REFERENCE FILES

9a. [TIF Board](#)

BOARD	TERM (Yrs)	MEMBER	APPOINTED	EXPIRES
TIF ADVISORY BOARD		Jan Konarik (current chair)		
		Carol Bachmayer		
		Mary Linda Hays		
		Wyndy Ellis		
		Janette Polach		
		Irene Michna		
		Dana Moehnke		
		A.P. Patschke		
		Christina Davis		
		Wayne Mueller		
		Lynn Gates		
		Bill Mikulencak, TISD Board representative		
		Ed Komandosky, Williamson County Represtantive		



City Council Meeting February 10, 2011 Agenda Item Transmittal

Agenda Item #: 10

Agenda Title: Consider appointments to the Taylor Economic Development Corporation Board of Directors.

Council Action to be taken: Appoint two members to the Board with terms expiring in January, 2014

Initiating Department: City Administration

Staff Contact: Jim D. Dunaway, City Manager

1. INTRODUCTION/PURPOSE

At the direction of Council, I have brought forward two candidates for recommendation to appoint to the Taylor Economic Development Corporation Board each with a three year term to expire in January, 2014. Three of the four of you provided me with names prior to the creation of this agenda, providing three recommendations for one candidate, two recommendations for another candidate and one recommendation for a third candidate.

2. DESCRIPTION/ JUSTIFICATION

The Taylor Economic Development Corporation was created by City Ordinance 1-11-93 pursuant to the Development Corporation Act of 1979, Art. 5190.6, Tex.Rev.Civ.State. and organized exclusively for the purpose of benefiting the city of Taylor by promoting, assisting and enhancing economic development activities for the City. "All powers of the Corporation shall be vested in a Board of Directors, which shall consist of five (5) persons, appointed by the governing body of the City."

Two vacancies exist. A total of thirteen applications were received prior to the time of the February 10th council meeting and are attached for your review. Two additional applications were received after that time. Board terms are for three years.

3. FINANCIAL/BUDGET

N/A

4. TIMELINE CONSIDERATIONS

This board is currently operating with one less member and would appreciate getting the appointments made as soon as possible.

5. RECOMMENDATION

Appoint Cordell Bennigson (received three recommendations) and Kelly Cmerek (received two recommendations) to serve on the TEDC Board with their new terms to begin immediately and expiring in January, 2014. Michael Bachmeyer received one recommendation.

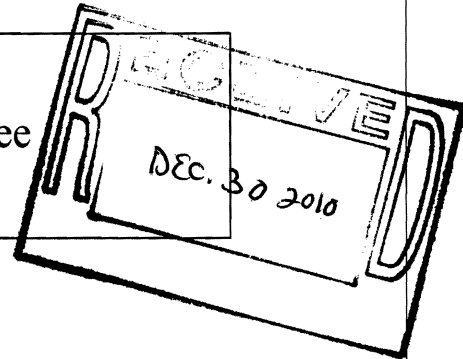
6. REFERENCE FILES

- 10a. [TEDC Board Roster](#)
- 10b. [TEDC Applications Received](#)

BOARD	TER M (Yrs)	MEMBER	APPOINTED	EXPIRES
Taylor Economic Development Corp (TEDC)	3	Rod Hortenstine 403 Pintail (H) 352-2702	5-2008	1-2011
	3	Nancy Fisher Tyson 1220 W. Lake Drive (H) 365-8434 nfisher28@yahoo.com	5-2010	1-2013
	3	William Maxwell 1001 Fowzer (H) 365-2707 bmaxwell@lcra.org	5-2008	1-2011
	3	Christine Lopez 2400 Cherrylawn Dr (C) 517-4857 (H) 365-1651 (Fax) 365-7984 cg4lopez@mindspring.com	4-2009	1-2012
	3	Clark Jackson 1804 Lexington (O) 352-5543 (H) 365-3574 (Fax) 352-7670 Clark.jackson@sbcglobal.net	4-2009	1-2012



City of Taylor
Boards and Committee
Application



PLEASE TYPE OR PRINT CLEARLY:

Name Michael Bachmeyer

Address (Residence and Mailing)

181 Windy Lane _____

Taylor, Texas 76574 _____

How long at this residence? 25 Years _____

Phone (Home) 512-365-7995 _____

Cell Phone 512-864-4863 _____

Fax none _____

Email bachmeym@att.net or mbachmeyer@weg.net

Occupation National Sales Manager

Employer WEG Electric Corp. _____

Address 6655 Sugarloaf Parkway _____

City Duluth, GA 30097 _____

Work Phone Same as Cell _____

Business owner? ☐ Yes ☒ No

Additional information? I work out of a home office
for WEG in Georgia. WEG corporate is in Brazil. _____

A list of Boards and Commissions and their meeting dates and times is included on the back of this form.
Please consider attending a committee meeting of interest to you prior to submitting your application.
Check the website at <http://www.ci.taylor.tx.us> for a complete roster of committee appointees.

List the Board or Commission you are applying for: Taylor Economic Development Corporation _____

List experience, training, skills or interests which you believe you could bring to this position. (Attach
resume or additional pages if needed.) Resume Attached _____

**APPLICANTS FOR ZONING BOARD OF ADJUSTMENTS, PLANNING AND ZONING,
BUILDING AND STANDARDS COMMISSION, AND PARKS AND RECREATION BOARD
MUST BE A LEGAL RESIDENT OF THE UNITED STATES AND A VOTING RESIDENT
WHO LIVES AND RESIDES* IN THE CITY OF TAYLOR. (*Effective 12/16/08. Residency
requirement does not apply to the Moody Museum Board, Library Board, Main Street Advisory Board,
Airport Board, or the TEDC. Change in residency status during term can result in termination of
appointment.)**

I hereby swear and affirm that the information provided above is true and correct

Signature

Date

12-29-10

Michael Bachmeyer
181 Windy Lane
Taylor, Texas 76574
H: (512) 365-7995 / C: (512) 864-4863
bachmeym@att.net

Objective

An executive sales / marketing position where strong technical and communication skills with attention to strategy, and detail may be utilized. Ideally, this position would provide the opportunity to leverage well-demonstrated relationship building and consultative sales skills.

Professional Experience

WEG Electric Corp.
Sales and Marketing

Duluth, Georgia

National Sales Manager, Oil and Gas

October 2008 - Present

- Primary function is to introduce Oil and Gas customers to WEG products by utilizing known contacts in the industry as well as developing new ones. These customers include but are not limited to; Original Equipment Manufacturers (OEM's), Engineering Procurement Contractors (EPC's), Distributors, End Users, etc. This includes high level customer meetings, formal presentations and hosting customer visits to WEG.
- Coordinate projects and lead sales effort that have USA and global implications for WEG.
- Position responsible for promoting all WEG products with particular focus on large machines.
- Participate as WEG's representative in trade associations, conferences, shows and other Oil and Gas related events.
- Represent WEG as a Senior Management figure at Oil and Gas customers and others as required.
- Mentor WEG outside sales Territory Area Managers (TAM's) and Large Machine Specialists as well as Application Engineers and Project Managers in Duluth.
- In general, use thirty year experience in the industry to raise WEG awareness in the USA and International community.

TECO-Westinghouse Motor Company
Sales and Marketing

Round Rock, Texas

Business Leader – New Business Development

August 2006 – October 2008

- TECO-Westinghouse Motor Company and Westinghouse Electric have produced electric motors only at the Round Rock, Texas facility since 1975. There was a desire to explore other industrial equipment that could utilize our major core competency; heavy custom manufacturing. This position was created to begin the search.
- Investigated many industries but soon targeted the Wind Industry. Signed a Strategic Alliance with a company in just four months. (See November 2006 press release for Composite Technology Corporation, Irvine, California) Successfully negotiated a 10 year contract manufacturing agreement for Wind Turbine nacelles and hubs. (See June press release) Estimated ten year value of \$10 billion USD.
- Revenue projection for 2009 for TECO-Westinghouse newly formed Wind Industry is greater than the total motor business. This will double the company's revenue between 2007 and 2009.

- Also responsible for Wind Industry generator segment. Negotiating contracts with global turbine manufacturers in Europe and the USA that will result in millions of dollars in sales for 2009 and beyond.
- P&L responsibility for all Wind Industry products and services.

General Manager – Custom Product Business Unit **January 2004 - July 2006**

- P&L responsibility for large, custom-built, AC electric motor product, DC motor product, renewal parts and service consulting organization; markets include petrochemical, paper-pulp, mining, and other heavy industrial sectors
- Responsible for project and account management and warranty administration for these products
- Business Unit responsible for \$90 million in sales and \$100 million in bookings
- In addition to day-to-day business, responsible for bringing new product to the marketplace and identifying future products to the Research and Development Group
- Design and implementation of business unit, department, and individual performance measurements
- Negotiate complex global contracts with affiliates, subsidiaries, and sister organizations
- Hired, train and manage the sales activities of professional field and inside sales
- Redesigned job roles and performance measures of department staff, resulting in significant skills upgrade of 40% of department while maintaining high quality and on-time delivery

Field Sales, Marketing and NBD Manager **January 2000 – December 2003**

- Direct field sales, marketing and New Business Development efforts into petroleum/chemical, electric utility, municipality, metal, mining, marine, air separation, refrigeration, and government markets
- Responsible for annual booking dollars of approximately \$130 million made up of three separate and distinct product groups
- Management Experience
 - Responsible for an organization of 50 employees including four domestic regional field sales managers, one international field sales manager, the New Business Development Group and the Marketing / Communications Group
 - Prepare and manage marketing and sales budget of over \$7,000,000
 - Proven record of education and motivation of employees over the last 15 years
 - Design of and participation in decision making directions for the company including design of sales incentive compensation plan, and marketing plan
 - Direct experience in due diligence process required for joint venture or buy out of a company
 - Global travel and proficiency in global business techniques

Global Sales Manager **March 1999 - January 2000**

- Support domestic and international sales force in regards to major projects. Responsible for identifying projects crucial for company success and responsible for closing the sale on these major projects along with the appropriate field sales individual
- Identified and led new business development opportunities both domestically and internationally. Business of this type closed during this period was approximately \$25 million
- Created and provided commercial / technical presentations to large potential global customers
- Assisted field sales individuals in regard to acceptability with their customers

Advancing Assignments**August 1978 – March 1999**

- Induction Motor Sales Manager
- Industry Specialist - Sales
- Senior Sales Specialist
- Design Engineer
- Order Entry Engineer
- Production Planner
- Standards Administrator
- Senior Designer

Required Business Travel

- Domestic and Global since 1990
- 60% -70% requirement since 1999

References

- Available on request



City of Taylor Boards and Committee Application

PLEASE TYPE OR PRINT CLEARLY:

Name, <u>Bruce Barron</u>	Occupation, <u>Retired</u>
Address (Residence and Mailing)	Employer _____
900 Dove Cove _____	Address _____
Taylor, TX 76574 _____	City _____
How long at this residence? <u>5 years</u>	Work Phone _____
Phone (Home), <u>512-352-3070</u>	Business owner? ☐ Yes ☒ No
Cell Phone _____	Additional information? _____
Fax, <u>same as home phone</u>	_____
Email, <u>carolbarron5665@sbcglobal.net</u>	_____

A list of Boards and Commissions and their meeting dates and times is included on the back of this form. Please consider attending a committee meeting of interest to you prior to submitting your application. Check the website at <http://www.ci.taylor.tx.us> for a complete roster of committee appointees.

List the Board or Commission you are applying for: Taylor Economic Development Corp.

List experience, training, skills or interests which you believe you could bring to this position. (Attach resume or additional pages if needed.) Sales Experience--40 years; management experience--20 years; business owner--5 years; Texas A&M graduate in marketing; life long resident of Taylor.

APPLICANTS FOR ZONING BOARD OF ADJUSTMENT, BUILDING AND STANDARDS COMMISSION, AND PARKS MUST BE A LEGAL RESIDENT OF THE UNITED STATE WHO LIVES AND RESIDES* IN THE CITY OF TAYLOR *requirement does not apply to the Moody Museum Board, Library & Airport Board, or the TEDC. Change in residency status during appointment.)*

I hereby swear and affirm that the information provided above is true :

Signature

R. Bruce Barron Date

*This is an application for the Taylor Economic Development Corp. in response to notice of 2 vacancies published in "Taylor Daily Press" (Dec. 19th). Thanks for opportunity to be considered.
R. Bruce Barron*



City of Taylor Boards and Committee Application

PLEASE TYPE OR PRINT CLEARLY:

Name Cordell Bennigson

Address (Residence and Mailing)

10613 Chestnut Ridge Rd _____

Austin, TX 78726 _____

How long at this residence? 1 year, 9 mo _____

Phone (Home) (512) 294-2909 _____

Cell Phone (512) 818-5400 _____

Fax (512) 595-8400 _____

Email cbennigson@durcon.com _____

Occupation Vice President, Operations

Employer Durcon Incorporated _____

Address 206 Allison Dr. _____

City Taylor, TX 76574 _____

Work Phone (512) 595-8005 _____

Business owner? ☐ Yes ☒ No

Additional information? _____

A list of Boards and Commissions and their meeting dates and times is included on the back of this form. Please consider attending a committee meeting of interest to you prior to submitting your application. Check the website at <http://www.ci.taylor.tx.us> for a complete roster of committee appointees.

List the Board or Commission you are applying for: Taylor Economic Development Corporation _____

List experience, training, skills or interests which you believe you could bring to this position. (Attach resume or additional pages if needed.) Resume Attached _____

APPLICANTS FOR ZONING BOARD OF ADJUSTMENTS, PLANNING AND ZONING, BUILDING AND STANDARDS COMMISSION, AND PARKS AND RECREATION BOARD MUST BE A LEGAL RESIDENT OF THE UNITED STATES AND A VOTING RESIDENT WHO LIVES AND RESIDES* IN THE CITY OF TAYLOR. (*Effective 12/16/08. Residency requirement does not apply to the Moody Museum Board, Library Board, Main Street Advisory Board, Airport Board, or the TEDC. Change in residency status during term can result in termination of appointment.)

I hereby swear and affirm that the information provided above is true and correct

Signature

Date

12/20/10

CORDELL BENNIGSON

10613 Chestnut Ridge Rd. • Austin, TX 78726

(512) 818-5400 / (512) 294-2909 (H) • cbennigson@austin.rr.com**EXECUTIVE MANAGEMENT**

An action oriented and experienced leader with a track record of significant achievements and results delivered through driving for success, aligning cross-functional teams, and empowering individuals. A strong leadership personality that provides clear guidance and expedites decision-making and action within complex and dynamic organizations. The unique combination of high-level vision, creativity, and operational experience required to develop and implement strategic plans for growth.

Functional and General Management Experience

Leadership Strategic Planning Operations Marketing Team Building Lean Manufacturing ISO
Continuous Improvement Product Management Organizational Effectiveness Financial Analysis

PROFESSIONAL EXPERIENCE**BURCON, INC., Taylor, TX (2009 – Current)**

\$70M Privately Equity Owned Global Specialty Chemical and Manufacturing Company

Vice President of Operations

Responsible for the overall strategy and leadership of operational activities with the objective of maximizing long-term growth and profitability while ensuring day-to-day operational requirements are met. Develop and implement operational and business improvement initiatives and provide leadership for the heads of operations departments including General Managers in Texas and Michigan and the managers responsible for Customer Service, Logistics, Global Procurement, and Engineering.

Member of executive management team that positioned the company for sale and participated in successful completion of the Private Equity deal process.

General Manager: Texas Operations

Led a team of approx. 175 managers, professionals, and employees in the manufacturing and distribution of over 25M pounds (200K unique custom pieces) of epoxy resin products annually. Responsible for all aspects of operations and financial goal attainment across multiple departments including production, engineering, scheduling, staffing, maintenance, EHS, quality control, training, shipping, and purchasing.

Delivered increased productivity, material yield, and cost reductions by redesigning organizational and accountability structures and through a process of Continuous Improvement based on Lean Manufacturing practices.

DELL, INC., Austin, TX (2005 – 2009)

\$65B Global Fortune 50 Electronics and Computer Company

Senior Manager: Global Consumer Imaging & Displays

Led the marketing and product management teams for the \$700M Consumer Imaging, Displays, and Projectors businesses reporting to the global VP. Responsible for marketing strategy, merchandizing, channel development and distribution, product planning, and forecasting activities to deliver revenue, margin, and market share growth.

Developed comprehensive new Global Consumer Imaging strategy including product portfolio, partner selection, market positioning, and channel programs.

Exceeded FY09 Imaging revenue and margin goals during a period of economic contraction.

Selected by executive management as one of top 15% of Senior Managers globally to participate in accelerated leadership development program.

Product Manager

Managed marketing activities for the online sale of printing products. Achieved margin goals while establishing standardized promotional guidelines across multiple business segments. Worked directly with customers and sales teams to close sales deals and resolve customer issues. Led a cross-functional team in improving the customer experience for over 20K daily orders for imaging products.

Operations Manager

Second-level manager leading all aspects of Materials team's execution including material management and employee relations in U.S. manufacturing facility. Led growth of team from 35 to over 60 employees while improving employee satisfaction survey results by 17% and managed cross-functional projects that reduced inventory by 50% saving over \$2M annually

Designed and implemented a Balanced Scorecard which drove process adherence, improved materials gross accuracy by 24%, reduced scrap costs, and improved Units/Labor Hour productivity by 10%.

Business Process Improvement (BPI) Yellow Belt Certified

BAE SYSTEMS, Nashua, NH (2004)

\$30B Global Aerospace and Defense and Electronic Systems Company

Strategic Planning/Business Development Associate

Led development and presentation of \$2.6 Billion sector's mid-year Integrated Business & Strategy Plan for North American headquarters. Participated in sector's strategic planning working group to create an action plan for modifying the sector's future strategic profile and strategic capabilities.

UNITED STATES MARINE CORPS, MAJOR (1994 - 2003)

1st Marine Division, Kuwait/Iraq/San Diego

Air Officer/Forward Air Controller

Planned and coordinated strategic and tactical aviation support for Operation Iraqi Freedom and advised a two-star General on aviation employment. Designed and oversaw execution of the air support plan as a member of a 25 person operational planning team. Controlled aircraft operations, directed aviation targeting, and conducted risk assessment utilizing advanced technology systems.

Revised procedures which reduced casualty transportation time by over 50%.

Awarded the Meritorious Service Medal for service in Operation Iraqi Freedom.

Pilot/Flight Officer

Flew jet aviation missions as an AV-8B Harrier pilot. Designated a carrier qualified Naval Pilot after completion of a 3 year masters-level training program. Recognized for superior performance as #1 in class and top 5% of 800 annual students.

EDUCATION & OTHER ACTIVITIES

Harvard Business School, MBA 2005, Awarded First-Year Academic Honors

University of California, Berkeley 1994, B.A. Political Science

MIT Sloan Business School, 2010, Executive Program: Developing a Leading Edge Operations Strategy



City of Taylor Boards and Committee Application

PLEASE TYPE OR PRINT CLEARLY:

Name Kelly Cmerek

Address (Residence and Mailing)

1406 Sagewood Drive _____

Taylor, TX 76574 _____

How long at this residence? 3 years (lifelong resident of Taylor) _____

Phone (Home) 512-365-8450 _____

Cell Phone 512-468-4231 _____

Fax 512-419-3467 _____

Email kelly.cmerek@bbvacompass.com _____

Occupation Banker/Small Business Lender

Employer BBVA Compass Bank _____

Address 1703 W 5th Street, Ste 500 _____

City Austin _____

Work Phone 512-421-5875 _____

Business owner? ☐ Yes ☒ No

Additional information? _____

A list of Boards and Commissions and their meeting dates and times is included on the back of this form. Please consider attending a committee meeting of interest to you prior to submitting your application. Check the website at <http://www.ci.taylor.tx.us> for a complete roster of committee appointees.

List the Board or Commission you are applying for: Taylor EDC Board of Directors _____

List experience, training, skills or interests which you believe you could bring to this position. (Attach resume or additional pages if needed.) University of Texas at Austin, BBA, Finance, 1995; 15 years experience in commercial lending with the last 12 at BBVA Compass Bank; I am a SBA loan specialist and regularly consult with startup and expanding business; I would hope to leverage contacts in the small business community, the US Small Business Administration, and consultants to assist Taylor EDC in meeting its goals. _____

APPLICANTS FOR ZONING BOARD OF ADJUSTMENTS, PLANNING AND ZONING, BUILDING AND STANDARDS COMMISSION, AND PARKS AND RECREATION BOARD MUST BE A LEGAL RESIDENT OF THE UNITED STATES AND A VOTING RESIDENT WHO LIVES AND RESIDES* IN THE CITY OF TAYLOR. (*Effective 12/16/08. Residency requirement does not apply to the Moody Museum Board, Library Board, Main Street Advisory Board, Airport Board, or the TEDC. Change in residency status during term can result in termination of appointment.)

I hereby swear and affirm that the information provided above is true and correct

Signature

Willy Curren

Date

1/10/11



City of Taylor

Boards and Committee Application

PLEASE TYPE OR PRINT CLEARLY:

Name Debbie Jameson

Address (Residence and Mailing)

3161 CR 342 _____

Milano, Texas 76556 _____

How long at this residence? 6 years _____

Phone (Home) (512) 455-9339 _____

Cell Phone (512) 864-4911 _____

Fax (512) 352-1623 _____

Email djjame@signletters.com _____

Occupation HR/Safety Coordinator

Employer Gemini Inc. _____

Address 102 Wagner Way _____

City Taylor, Texas 76574 _____

Work Phone (512) 352-5207 _____

Business owner? ☐ Yes ☒ No

Additional information? _____

A list of Boards and Commissions and their meeting dates and times is included on the back of this form. Please consider attending a committee meeting of interest to you prior to submitting your application. Check the website at <http://www.ci.taylor.tx.us> for a complete roster of committee appointees.

List the Board or Commission you are applying for: TEDC _____

List experience, training, skills or interests which you believe you could bring to this position. (Attach resume or additional pages if needed.) Please see attached resume _____

APPLICANTS FOR ZONING BOARD OF ADJUSTMENTS, PLANNING AND ZONING, BUILDING AND STANDARDS COMMISSION, AND PARKS AND RECREATION BOARD MUST BE A LEGAL RESIDENT OF THE UNITED STATES AND A VOTING RESIDENT WHO LIVES AND RESIDES* IN THE CITY OF TAYLOR. (*Effective 12/16/08. Residency requirement does not apply to the Moody Museum Board, Library Board, Main Street Advisory Board, Airport Board, or the TEDC. Change in residency status during term can result in termination of appointment.)

I hereby swear and affirm that the information provided above is true and correct

Signature by email _____ Date 1/4/11 _____

Deborah J. Jameson

P.O.Box 25
3161 CR 342
Milano, Texas 76556
(512) 455-9339

My Qualifications for Taylor EDC Board

Fifteen years experience in banking provided me with the experience needed to successfully own and operate two separate businesses. Having sold both businesses at a profit, these experiences have yielded a unique perspective and management expertise, which will be useful in evaluating economic development opportunities. My current position with Gemini Inc. gives me a vested interest in the economic health of the Taylor business community.

Education

1973-1977 The University of Texas at Austin, Bachelor of Business Administration. Management major.
1973-1970 Sharpstown High School, Houston, Texas.

Employment – Full time

February 2009 to Present

Human Resources/Safety Coordinator, Gemini Inc., Taylor, Texas

Manage all HR, safety, and environmental activities for 3 manufacturing plants. Most recently achieved SHARP recognition from OSHA for our safety program. Also handle workers compensation and FMLA activities for all of the Gemini North American operations, which include manufacturing facilities in 5 states, Mexico and Canada.

January 2006 – November 2008

Support Manager, Wal-Mart, Rockdale, Texas

Hourly management position with specific responsibility for all hiring and staffing needs for the store, assisting with new employee orientation and ongoing training of all employees. Additional duties included merchandising, inventory management, and assisting the store manager with profit and loss monitoring.

June 1995 – September 2004

Co Owner, Ragtime Ranch Inn, Elgin, Texas

A 4 room bed and breakfast, the Ragtime Ranch was also a popular place for receptions, parties, and reunions. Full catering services were provided, and the largest group served was 400 guests. The two owners performed all hostess, maid, maintenance, grounds keeping, and cooking duties.

September 1992 – June 1995

Co Owner, Only The Best Emporium, Elgin, Texas

A specialty retail shop featuring Texas made crafts and gifts. Received the Elgin Chamber of Commerce Distinguished Business Award in 1994.

June 1977- September 1992

Senior Vice President and Deputy Credit Officer, Texas Commerce Bank (predecessor to JP Morgan Chase Bank) – Houston, Texas, New York, New York, and Austin, Texas

Various lending and management duties during 15 year tenure, including corporate and commercial lending, corporate finance, cash management, and credit operations.

Employment – Part Time

January 2009 – February 2009

Customer Service Coordinator, H&R Block, Rockdale, Texas - Seasonal tax assistance.

October 2004 – April 2005

Sales Clerk, GiGi's Exclusives, Elgin, Texas - Retail sales, daily register settlement and bank deposit preparation.

March 2004 – April 2004

Scorer, Pearson Education Testing Services, Austin, Texas - Evaluated and scored 11th grade TAKS essay questions.

January 1998 – December 2003

Board Member, Bastrop County Appraisal Review Board, Bastrop, Texas - Handled property appraisal value protests.



City of Taylor
Boards and Committee
Application

RECEIVED
JAN 13 2011

PLEASE TYPE OR PRINT CLEARLY:

Name Raymond Lenz

Address (Residence and Mailing)

1101 FM 1063, Taylor, Texas 76574 _____

P. O. Box 75, Thrall, Texas 76578 _____

How long at this residence? 25 years _____

Phone (Home) 512-862-3540 _____

Cell Phone 512-971-8314 _____

Fax 512-352-8989 _____

Email raylenz@yahoo.com _____

Occupation Retail Sales

Employer Taylor Equipment _____

Address 21075 Hwy 79 _____

City Taylor, Texas 76574 _____

Work Phone 512-352-5548 _____

Business owner? ☒ Yes ☐ No

Additional information? Have owned Taylor
Equipment since 1985 with wife Suzanne. _____

A list of Boards and Commissions and their meeting dates and times is included on the back of this form. Please consider attending a committee meeting of interest to you prior to submitting your application. Check the website at <http://www.ci.taylor.tx.us> for a complete roster of committee appointees.

List the Board or Commission you are applying for: TEDC _____

List experience, training, skills or interests which you believe you could bring to this position. (Attach resume or additional pages if needed.) Born Taylor, Texas, Graduated Thrall High School, BS Texas State, 10 yrs in Public Education, 7 yrs Bank Vice President for Ag & Real Estate Lending & Investments, Have owned Taylor Equipment for 25 yrs. Interested in the economic growth of the Taylor area. _____

APPLICANTS FOR ZONING BOARD OF ADJUSTMENTS, PLANNING AND ZONING, BUILDING AND STANDARDS COMMISSION, AND PARKS AND RECREATION BOARD MUST BE A LEGAL RESIDENT OF THE UNITED STATES AND A VOTING RESIDENT WHO LIVES AND RESIDES* IN THE CITY OF TAYLOR. (*Effective 12/16/08. Residency requirement does not apply to the Moody Museum Board, Library Board, Main Street Advisory Board, Airport Board, or the TEDC. Change in residency status during term can result in termination of appointment.)

I hereby swear and affirm that the information provided above is true and correct

Signature

Raymond Long

Date

1-12-11



City of Taylor
Boards and Committee
Application

RECEIVED
JAN 14 2011

PLEASE TYPE OR PRINT CLEARLY:

Name David Patton

Address (Residence and Mailing)

1202 Laurel Street

Georgetown, TX 78626

How long at this residence? 7 YEARS

Phone (Home) 512-863-0838

Cell Phone 512-750-1799

Fax 512-352-3539

Email msrental@aol.com

Occupation self-employed

Employer Main Street Rental

Address 1811 N. Main Street

City Taylor

Work Phone 512-365-7368

Business owner? ☒ Yes ☐ No

Additional information? _____

A list of Boards and Commissions and their meeting dates and times is included on the back of this form. Please consider attending a committee meeting of interest to you prior to submitting your application. Check the website at <http://www.ci.taylor.tx.us> for a complete roster of committee appointees.

List the Board or Commission you are applying for: Taylor Economic Development Corp. (TEDC)

List experience, training, skills or interests which you believe you could bring to this position. (Attach resume or additional pages if needed.) See attached

APPLICANTS FOR ZONING BOARD OF ADJUSTMENTS, PLANNING AND ZONING, BUILDING AND STANDARDS COMMISSION, AND PARKS AND RECREATION BOARD MUST BE A LEGAL RESIDENT OF THE UNITED STATES AND A VOTING RESIDENT WHO LIVES AND RESIDES* IN THE CITY OF TAYLOR. (*Effective 12/16/08. Residency requirement does not apply to the Moody Museum Board, Library Board, Main Street Advisory Board, Airport Board, or the TEDC. Change in residency status during term can result in termination of appointment.)

I hereby swear and affirm that the information provided above is true and correct

Signature

Date

1/13/11

My wife Ive and I began Main Street Rental in Taylor, Texas 26 years ago. Four years later we added Main Street Laundry. During those 26 years of doing business in Taylor we have supported the Chamber of Commerce and the community. When I was on the Taylor Chamber of Commerce board there was no TEDC. The Chamber was helping encourage the citizens of Taylor to vote to delegate some of the sales tax money to be used to setup and run what is now TEDC.

My education and business experience - I graduated from Eastern Illinois University with a B.S. in Industrial technology. Before starting my own business I worked for engineers and contractors getting experience in municipal, commercial and industrial construction. In 1979 I started my construction company and continued to do municipal, commercial and industrial construction until 1995. We started Main Street Rental in 1985 and started Main Street Laundry in 1989.

I have many years of varied business experience and have run a business and written payroll checks for 32 years. I think that my experience would be helpful in dealing with and understanding existing and new business that TEDC is talking to relocate, improve, expand, and retain business for Taylor, Texas.

I believe that Taylor has a unique business community that is not duplicated in the area. I would like to be a member of the TEDC board to help advance the Taylor business and industrial community.

Thank you,

A handwritten signature in cursive script that reads "David Patton". The signature is written in black ink and is positioned above the printed name.

David Patton



City of Taylor
Boards and Committee
Application

PLEASE TYPE OR PRINT CLEARLY:

Name Linda Peacock
Address (Residence and Mailing)
3977 Sapphire Loop
Round Rock 78681
How long at this residence? 6 mo.
24 yrs @ previous in RR
Phone (Home) 512-244-3466
Cell Phone 512-694-8238
Fax 512-246-1453
Email linda@accordhc.com

Occupation Business Development Dir.
Employer Accord Home Care, Inc
Address 1717 N IH35 Ste 210
City Round Rock, TX 78664
Work Phone 512-246-1451
Business owner? ☐ Yes ☒ No
Additional information? Current
employment 11 1/2 yrs. Prior
experience - 30 yr banking
career

A list of Boards and Commissions and their meeting dates and times is included on the back of this form. Please consider attending a committee meeting of interest to you prior to submitting your application. Check the website at <http://www.ci.taylor.tx.us> for a complete roster of committee appointees.

List the Board or Commission you are applying for: TEDC

List experience, training, skills or interests which you believe you could bring to this position. (Attach resume or additional pages if needed.) See attachment.

APPLICANTS FOR ZONING BOARD OF ADJUSTMENTS, PLANNING AND ZONING, BUILDING AND STANDARDS COMMISSION, AND PARKS AND RECREATION BOARD MUST BE A LEGAL RESIDENT OF THE UNITED STATES AND A VOTING RESIDENT WHO LIVES AND RESIDES* IN THE CITY OF TAYLOR. (*Effective 12/16/08. Residency requirement does not apply to the Moody Museum Board, Library Board, Main Street Advisory Board, Airport Board, or the TEDC. Change in residency status during term can result in termination of appointment.)

I hereby swear and affirm that the information provided above is true and correct

Signature Linda Peacock Date Jan. 4, 2011

Linda C. Peacock
3977 Sapphire Loop
Round Rock, Texas 78681

Current and Prior Work Experience:

Accord Home Care, Inc.	Business Development Director
First Texas Bank, RR	Vice President/ Manager/Commercial Lender
Aplus Federal Credit Union	Manager
First State Bank of Austin	Vice President/Manager
Round Rock National Bank	Loan Officer
Sabine Bank, Port Arthur	Loan Officer
Southside Bank, Tyler	Board of Directors Liaison

As a business development director for Accord Home Care and previously as a career banker, my job has been the development of relationships with other business entities. My responsibility was always to increase the size of my branch or referrals from health care professionals.

Boards and Committees I have served on:

Round Rock Chamber-- Ambassador Committee, Beautification Committee, Retention Committee, Chamber Business Women (chair for two years)

Round Rock Area Volunteer Center - Board Treasurer

Faith in Action Caregiver Board – Fundraiser Chair

Professional Women of Williamson County – founding member

Women Impacting the Nation – Board

City of Round Rock Community Development Commission (CDBG)

Frontier Days Committee

RRHS Project Graduation – Treasurer

Dragonette Booster Club – President

Professional Association of Health Care Management – Corporate Liaison

St. David's Round Rock Medical Center Rock n' Doc Gala – Co-chair

Taylor Chamber of Commerce member

Training:

Throughout my career I have been fortunate to receive training in all aspects of marketing and business development.

City of Taylor
Boards and Committee
Application



RECEIVED

JAN 10 2011

PLEASE TYPE OR PRINT CLEARLY:

Name **Dennis Richter**

Address (Residence and Mailing) **2705 North Dr.**
Taylor Tx. 76574

How long at this residence? **33 yrs**

Phone (Home) **512-365-3541**

Cell Phone **512-914-1821**

Fax

Email **dlrichte@swbell.net**

Occupation **Retired-SBC(AT&T)**

Employer

Address

City

Work Phone

Business owner? **No**

Additional information?

A list of Boards and Commissions and their meeting dates and times is included on the back of this form. Please consider attending a committee meeting of interest to you prior to submitting your application. Check the website at <http://www.ci.taylor.tx.us> for a complete roster of committee appointees.

List the Board or Commission you are applying for: TEDC _____

List experience, training, skills or interests which you believe you could bring to this position. (Attach resume or additional pages if needed.) Employed by SBC for 35 years (25 years in management) (1956-1991). Manager at Taylor 20 years (1971-1991). Served on Taylor A&I board for 20+ years (Chairman 9 years). Actively involved in Business/Industrial recruitment for Taylor for 20+ years thru Taylor A&I and Chamber of Commerce (prior to TEDC). Member of Rural Capital Area PIC Board for 6 years (1989-1995) (Board Chair for 2 yrs) overseeing Job Training grants. _____

APPLICANTS FOR ZONING BOARD OF ADJUSTMENTS, PLANNING AND ZONING, BUILDING AND STANDARDS COMMISSION, AND PARKS AND RECREATION BOARD MUST BE A LEGAL RESIDENT OF THE UNITED STATES AND A VOTING RESIDENT WHO LIVES AND RESIDES* IN THE CITY OF TAYLOR. (*Effective 12/16/08. Residency requirement does not apply to the Moody Museum Board, Library Board, Main Street Advisory Board, Airport Board, or the TEDC. Change in residency status during term can result in termination of appointment.)

I hereby swear and affirm that the information provided above is true and correct

Signature

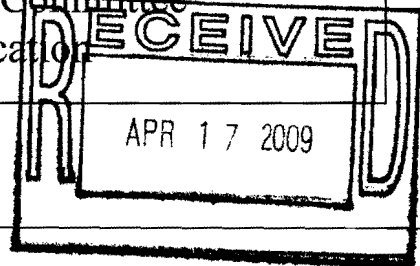
Dennis Richter

Date

1-10-2011



City of Taylor
Boards and Committee
Application



PLEASE TYPE OR PRINT CLEARLY:

Name Jeff Ripple

Address (Residence and Mailing)

210 C.R. 446 _____

Taylor, Texas 76574 _____

How long at this residence? 24 years _____

Phone (Home) 365-5874 _____

Cell Phone 293-7687 _____

Fax 365-8906 _____

Email jeff@cfctaylor.com _____

Occupation Pastor

Employer Christ Fellowship Church _____

Address 1517 McLain _____

City Taylor _____

Work Phone 352-7531 _____

Business owner? ☐ Yes ☒ No

Additional information? _____

A list of Boards and Commissions and their meeting dates and times is included on the back of this form. Please consider attending a committee meeting of interest to you prior to submitting your application. Check the website at <http://www.ci.taylor.tx.us> for a complete roster of committee appointees.

List the Board or Commission you are applying for: TEDC _____

List experience, training, skills or interests which you believe you could bring to this position. (Attach resume or additional pages if needed.) I have been involved in the community in various ways for some time. As an involved member of this community I have a vested interest to help ensure Taylor's longterm growth and development in a responsible and productive way. As a pastor of a local congregation I feel a responsibility to contribute to the city's success for the good of all. I received my BBA in Marketing from the University of Texas. For over eight years I dealt exclusively with the independent retail market in central Texas. I have owned and operated my own business, dealing with people across the country in the private sector as well as local, state, and non-profit agencies. More than any other qualification, the greatest asset I would bring to this board is my desire to see Taylor succeed and succeed well. I believe my years of working in and for the good of this community, the fact that I have raised three children here, and have put my roots deep in this community are the greatest quality I can bring to this board. If you feel there is someone else that could better serve in this capacity, by all means that is the person that should serve this board. I will continue to work and pray for this board and the men and women who are making the decisions that will affect our community in the years to come. God bless you! If you need more information, I will be happy to provide a resume' upon request. Thank you for your consideration.

APPLICANTS FOR ZONING BOARD OF ADJUSTMENTS, PLANNING AND ZONING, BUILDING AND STANDARDS COMMISSION, AND PARKS AND RECREATION BOARD MUST BE A LEGAL RESIDENT OF THE UNITED STATES AND A VOTING RESIDENT WHO LIVES AND RESIDES* IN THE CITY OF TAYLOR. (*Effective 12/16/08. Residency requirement does not apply to the Moody Museum Board, Library Board, Main Street Advisory Board, Airport Board, or the TEDC. Change in residency status during term can result in termination of appointment.)

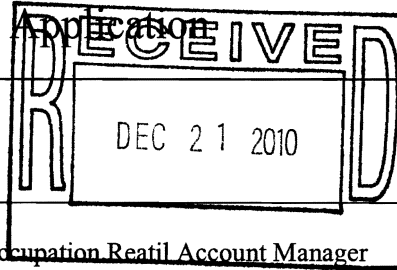
I hereby swear and affirm that the information provided above is true and correct

Signature Jeff Ripple _____
04/17/09 _____

Date



City of Taylor Boards and Committee



PLEASE TYPE OR PRINT CLEARLY:

Name James F Rudd

Address (Residence and Mailing)

1011 Symes Street _____

Taylor, Texas 76574 _____

How long at this residence? 5 years _____

Phone (Home) 512-297-1799 _____

Cell Phone 512-297-1799 _____

Fax 512-248-6434 _____

Email jim.rudd@att.net _____

Occupation Reatil Account Manager

Employer ERCOT _____

Address 2705 West Lake Drive _____

City Taylor, Texas 76574 _____

Work Phone 512-248-6346 _____

Business owner? ☐ Yes ☒ No

Additional information? _____

A list of Boards and Commissions and their meeting dates and times is included on the back of this form. Please consider attending a committee meeting of interest to you prior to submitting your application. Check the website at <http://www.ci.taylor.tx.us> for a complete roster of committee appointees.

List the Board or Commission you are applying for: TEDC _____

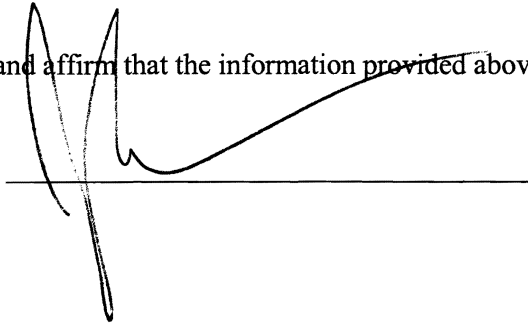
List experience, training, skills or interests which you believe you could bring to this position. (Attach resume or additional pages if needed.) Served as chairman of the Taylor Chamber of Commerce.

Currently vice-president of Keep Taylor Beautiful. Also currently serve on the Taylor Middle School Campus Improvement Committee. Volunteer at MAPS (Mentoring a Pasemann Student) and mentor students at the middle school. Organized field trips for Taylor High School students. Have worked with the TEDC in the past during my role as chairman.

APPLICANTS FOR ZONING BOARD OF ADJUSTMENTS, PLANNING AND ZONING, BUILDING AND STANDARDS COMMISSION, AND PARKS AND RECREATION BOARD MUST BE A LEGAL RESIDENT OF THE UNITED STATES AND A VOTING RESIDENT WHO LIVES AND RESIDES* IN THE CITY OF TAYLOR. (*Effective 12/16/08. Residency requirement does not apply to the Moody Museum Board, Library Board, Main Street Advisory Board, Airport Board, or the TEDC. Change in residency status during term can result in termination of appointment.)

I hereby swear and affirm that the information provided above is true and correct

Signature

A handwritten signature in black ink, consisting of a large, stylized 'M' or 'W' shape followed by a horizontal line.

Date

12/21/2010

CITY OF TAYLOR DESCRIPTION OF BOARDS AND COMMISSIONS

Airport Board meets the fourth Thursday each month and makes recommendations to the City Council about the operations of the municipal airport and helps ensure that the airport meets the needs of the City and the air industry.

Building & Standards Commission meets as needed to provide final interpretations concerning alleged violations of ordinances by upholding or overturning decisions made by the building officials. Members must be knowledgeable and experienced with the building, plumbing, mechanical, electrical and fire codes adopted by the city.

Civil Service Commission is a three member board appointed by the City Manager to adopt rules regarding hiring and promotional processes, the disciplinary process, maintenance of personnel files, and other subjects as defined by Civil Service Law.

Library Advisory Board meets the third Tuesday each month at 6pm and makes recommendations to the City Council regarding library operations and to help ensure that the Library meets the needs of the City.

Main Street Advisory Board meets the first Thursday each month to carry out an annual action plan for implementation of a downtown revitalization program focused on: design/historic preservation, promotion, organization/management, and economic restructuring/development.

Moody Museum Advisory Board meets one Monday evening a month and makes recommendations regarding the operation of the Moody Museum.

Parks and Recreation meets the third Tuesday at 6 pm or as needed and makes recommendations to the City Council regarding sports and recreational programs, and facilities and helps ensure that they meet present and future needs.

Planning & Zoning Commission meets on Tuesday evenings and makes decisions regarding platting or replatting of land into subdivisions within the corporate limits and within the extraterritorial jurisdiction of the City and makes recommendations to the City Council regarding the regulations of the use of land, location of buildings, and the locations of businesses, in respect to their environments.

Taylor Economic Development Corporation (TEDC) meets at 4:30 pm once a month (usually the third Wednesday) and promotes, assists, and enhances economic development activities for the City.

Taylor Housing Authority meets on Tuesday afternoon and establishes policy and reviews operations of subsidized housing in Taylor. One member must be a Housing Authority resident.

Zoning Board of Adjustments meets as needed to hear and decide special exceptions to the zoning ordinance and rules on appeals. This board is autonomous.

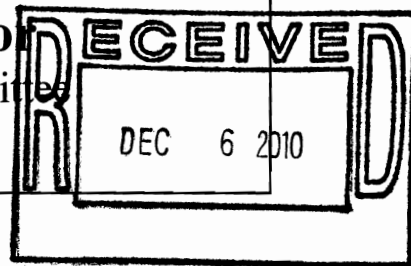
As an applicant for a city board or commission, your application is public information and will be available to the press and the public upon request. Incumbents whose terms expire are automatically considered for reappointment unless they indicate non-interest and comply with other eligibility requirements. Applications are kept on file in the City Clerk's Office for two (2) years from date of application.

Please complete and return to:

City Clerk, City of Taylor
400 Porter St.
Taylor, Texas 76574
(512) 352-3676 or (Fax) (512) 352-8255
susan.brock@ci.taylor.tx.us



City of Taylor
Boards and Committees
Application



PLEASE TYPE OR PRINT CLEARLY:

Name BRANDT RYDELL

Address (Residence and Mailing)
2205 WEST LAKE DRIVE
TAYLOR, TEXAS 76574

How long at this residence? SINCE MARCH 2006

Phone (Home) (512) 365-2243

Cell Phone N/A

Fax (512) 248-3194

Email brydell@ercot.com

Occupation SENIOR CORPORATE COUNSEL

Employer ELECTRIC RELIABILITY COUNCIL OF TEXAS, INC.

Address 7620 METRO CENTER DRIVE

City AUSTIN, TEXAS 78744

Work Phone (512) 248-3928

Business owner? ☐ Yes ☒ No

Additional information?
WORK AT ERCOT'S TAYLOR CAMPUS

A list of Boards and Commissions and their meeting dates and times is included on the back of this form. Please consider attending a committee meeting of interest to you prior to submitting your application. Check the website at <http://www.ci.taylor.tx.us> for a complete roster of committee appointees.

List the Board or Commission you are applying for: TAYLOR ECONOMIC DEVELOPMENT CORPORATION

List experience, training, skills or interests which you believe you could bring to this position. (Attach resume or additional pages if needed.) PLEASE SEE ATTACHED RESUME

APPLICANTS FOR ZONING BOARD OF ADJUSTMENTS, PLANNING AND ZONING, BUILDING AND STANDARDS COMMISSION, AND PARKS AND RECREATION BOARD MUST BE A LEGAL RESIDENT OF THE UNITED STATES AND A VOTING RESIDENT WHO LIVES AND RESIDES* IN THE CITY OF TAYLOR. (*Effective 12/16/08. Residency requirement does not apply to the Moody Museum Board, Library Board, Main Street Advisory Board, Airport Board, or the TEDC. Change in residency status during term can result in termination of appointment.)

I hereby swear and affirm that the information provided above is true and correct

Signature  Date 12/6/10

BRANDT RYDELL

2205 West Lake Drive • Taylor, Texas 76574

Home: (512) 365-2243 • Work: (512) 248-3928 • E-mail: brydell@ercot.com

EXPERIENCE

ELECTRIC RELIABILITY COUNCIL OF TEXAS, INC. (Taylor, Texas)

Senior Corporate Counsel—February 2006 to present

- Provide legal advice and support in various transactional matters.
- Draft and negotiate contracts, including vendor agreements and consultant contracts, intellectual property contracts, agreements related to real estate, and market participant agreements.

SCHLOTZSKY'S, LTD. (Austin, Texas)

Corporate Counsel—November 2002 to February 2006

- Provided legal advice and support for real estate operations, including drafting and negotiating all purchase and sale agreements, leases, and construction documents.
- Reviewed and drafted various commercial contracts, including supplier, vendor, and licensing agreements.
- Negotiated workouts of distressed franchisees with landlords and third party lenders.
- Managed litigation related to company's real estate matters.

SMITH, ROBERTSON, ELLIOTT & GLEN, L.L.P. (Austin, Texas)

Associate Attorney—May 2002 to October 2002

- Conducted a general real estate and business practice, focusing primarily on commercial real estate transactions including sales, acquisitions, and leasing on behalf of both landlords and tenants.
- Drafted and negotiated legal documents in facilitating acquisition and disposition of real property for both real estate developer and retail clients, including Barnes & Noble Booksellers, Inc. and The Container Store.

WAL-MART STORES, INC. (Bentonville, Arkansas)

Corporate Counsel (Wal-Mart Legal Team)—February 2000 to April 2002

- Drafted and negotiated legal documents in facilitating acquisition of real property for Wal-Mart's various retail concepts in Texas, Oklahoma, Louisiana, Arkansas, Missouri, Mississippi, Alabama, Tennessee, Georgia, and South Carolina.
- Worked with in-house real estate managers, civil engineering managers, construction managers, brokers, and civil consultants in furtherance of Wal-Mart's real estate acquisitions.
- Managed litigation related to company's real estate matters.

Senior Real Estate Attorney (Wal-Mart Realty Transactions Department)—August 1999 to February 2000

- Directed and advised department of 8 real estate attorneys and 2 administrative assistants.
- Reviewed and approved legal documents prepared by the various attorneys in facilitating disposition of Wal-Mart's excess properties (both buildings and land) nationwide.

Real Estate Attorney (Wal-Mart Realty Transactions Department)—May 1997 to August 1999

- Drafted and negotiated legal documents in facilitating disposition of Wal-Mart's excess properties (both buildings and land) nationwide.

EDUCATION AND HONORS

UNIVERSITY OF TEXAS SCHOOL OF LAW (Austin, Texas)—August 1994 to December 1996

- Juris Doctorate, December 1996
- Licensed to practice law in State of Texas since May 1997

UNIVERSITY OF ARKANSAS (Fayetteville, Arkansas)—August 1989 to May 1994

- Bachelor of Arts, History and English, *magna cum laude*, May 1994
- Phi Beta Kappa
- Rhodes Scholarship semifinalist

Named a "Rising Star of Texas Law" in Texas Monthly's 2005 Texas Super Lawyers edition



City of Taylor Boards and Committee Application

PLEASE TYPE OR PRINT CLEARLY:

Name Jeffrey D. Stone

Address (Residence and Mailing)

1617 Tammi Lane _____

Taylor, TX. 76574 _____

How long at this residence? 20 years _____

Phone (Home) 512-352-7034 _____

Cell Phone _____

Fax _____

Email jstone40@austin.rr.com _____

Occupation Retired

Employer _____

Address _____

City _____

Work Phone _____

Business owner? ☐ Yes ☐ No

Additional information? _____

A list of Boards and Commissions and their meeting dates and times is included on the back of this form. Please consider attending a committee meeting of interest to you prior to submitting your application. Check the website at <http://www.ci.taylor.tx.us> for a complete roster of committee appointees.

List the Board or Commission you are applying for: TEDC _____

List experience, training, skills or interests which you believe you could bring to this position. (Attach resume or additional pages if needed.) 23 yrs with TXU retiring as Senior Environmental Technician; 21 yrs with USN/USNR 6 yrs Submarine Nuclear Plant Electrical Operator/15 yrs Naval Construction Battalion served as construction detachment officer in charge and Austin detachment asst. officer in charge;

8 yrs business owner, motel/restaurant/lounge, real estate broker, residential real estate rental owner/operator. _____

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I hereby swear and affirm that the information provided above is true and correct

Signature

Jeffrey D. Stone

Date

12/20/2010



City Council Meeting February 10, 2011 Agenda Item Transmittal

Agenda Item #: 11
Agenda Title: Consider introducing Ordinance 2011-7 to amend Ordinance 97-2 to allow Eccentrix to install a 120 foot tower on its property at 133 ½ West Second Street.

Council Action to be taken: Consider Introduction of Ordinance 2011-7

Initiating Department: Community Development

Staff Contact: John Elsdon, AICP, City Planner

1. INTRODUCTION/PURPOSE

Consider introducing Ordinance 2011-7 to amend the 1997 Wireless Communication Facilities Ordinance. Eccentrix plans to install a 120' tower at 1331 ½ West Second Street which prompted staff to look at the ordinance to accommodate the Company since the current requirements preclude the Company from installing the needed communications tower.

2. DESCRIPTION/ JUSTIFICATION

The 1997 Wireless Communications Ordinance, section 6, has minimum distance requirements from residential structures or zoning for wireless communication towers. Amending the ordinance will remove the requirements, as well as provide housekeeping amendments for the Ordinance.

The 1997 ordinance requires Lattice Towers to be a certain distance from any residential structure or zoning district. For instance, a tower that is the height of the proposed tower (120') would be required to be 420' from residential structures or districts (residential buffer). Towers that are lower than the proposed tower would be required to have a smaller buffer, and higher towers would be required to have a larger buffer. This language is proposed to be removed from the ordinance. The requirement that the tower's fall zone be entirely contained on the property is maintained.

The Eccentrix facility will be located in the Light Industrial District, and not be over 120', and will be installed so that the fall zone is entirely contained on the property. Currently, the residential buffer would extend to the north side of W 2nd where residences are located.

In addition to eliminating Section 6, A and B, other amendments relate to:

Section 1, Definitions – Defines residentially zoned properties, and which districts allow residential uses.

Section 3, B – Describes the zoning districts that a Wireless Communications Facility may locate without a Specific Use Permit if the tower is 40' or less.

Section 4, B – Describes the zoning districts that a Wireless Communications Facility may locate if the tower height is more than 40' and up to 100', and the location and design of the antenna within Business Districts should blend in with and/or enhance the view of the surrounding area.

Section 10, A, 2 – is deleted in its entirety, which referred to setback requirements for residential districts and residential structures found within Section 6.

Section 10, A, 4, a and b – Defines landscaping requirements for towers viewable from a residential structure, requires existing vegetation be preserved, and states the size and location of shade trees and evergreen hedges.

Section 10.5 – Requires a fence around a Wireless Communications Facility for safety purposes.

3. FINANCIAL/BUDGET

N/A

4. TIMELINE CONSIDERATIONS

N/A

5. RECOMMENDATION

Introduce Ordinance 2011-7 to amend the 1997 Wireless Communication Facilities Ordinance to allow Eccentrix to install a 120' tower at their facilities at 1331 ½ West Second Street.

6. REFERENCE FILES

11a. [Ordinance 2011-7](#)

11b. [Original Ordinance 97-2](#) (Original Ordinance is included with this item)

11c. [Map of Wireless](#) Communication Facilities location and fall radius

EXHIBIT 13a

ORDINANCE NO. 2011-07

AN ORDINANCE AMENDING ORDINANCE 97-2 WHICH ORDINANCE PROVIDES THE REGULATIONS AND STANDARDS FOR THE SITING OF WIRELESS COMMUNICATION FACILITIES, ANTENNAS AND TOWERS; BY AMENDING SECTION 6 WHICH AMENDMENT ELIMINATES ALL DISTANCE AND SETBACK REQUIREMENTS OF ALL TOWERS USED IN WIRELESS COMMUNICATION FACILITIES FROM RESIDENTIAL STRUCTURES AND RESIDENTIALLY ZONED PROPERTIES; BY AMENDING SECTION 1-DEFINITIONS REGARDING THE DEFINITION OF A RESIDENTIAL ZONED PROPERTY; BY AMENDING SECTION 3- B, LOCATIONS AND LIMITATION FOR WIRELESS COMMUNICATIONS FACILITIES WITHOUT SPECIAL USE PERMITS; BY AMENDING SECTION 4 B. LOCATIONS AND LIMITATIONS FOR WIRELESS COMMUNICATIONS FACILITIES TOWERS WITH A SPECIAL USE PERMIT; BY AMENDING SECTION 10 1.a, 5 - SITE DEVELOPMENT STANDARDS AND SUBMITTAL REQUIREMENTS; PROVIDING FOR A FINE OR PENALTY OF THIS ORDINANCE AS A MISDEMEANOR SUBJECT TO A FINE NOT TO EXCEED \$500.00 FOR EACH OFFENSE, EXCEPT HOWEVER, WHERE A DIFFERENT PENALTY HAS BEEN ESTABLISHED BY STATE LAW FOR SUCH OFFENSE, IN WHICH EVENT THE PENALTY SHALL BE FIXED BY STATE LAW AND IF DEEMED A VIOLATION OF ANY PROVISION THAT GOVERNS FIRE SAFETY, ZONING, OR PUBLIC HEALTH AND SANITATION, THE PENALTY SHALL NOT EXCEED THE SUM OF \$2,000.00 FOR EACH OFFENSE; PROVIDING A SAVINGS CLAUSE; AND PROVIDING FOR PUBLICATION.

WHEREAS, the City Council desires to remove the setback distance requirements of towers used in wireless communication facilities from residential structures and residential zoned properties within the City; and

WHEREAS, the City Council further desires to amend Ordinance 97-2 regulating the standard for wireless communications facilities, antennas and towers with the City as stated in the caption and as herein after set forth.

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

SECTION 1. All of the facts recited in the preamble to this Ordinance are hereby found by the City Council to be true and correct and are incorporated by reference herein and expressly made a part hereof, as if copied herein verbatim.

SECTION 2. Section 6- Setback Distance Requirements of Wireless Communications Facilities Towers from Residential

Structures and Residential Zoned Properties is deleted in its entirety and in lieu thereof shall read as follows:

Section 6. Safety Requirements and Fall Zone for Towers.

A. Safety issues will be fully addressed by applicants for a wireless communications facility and wireless communications facilities should be located in such a manner that if the structure should fall along its longest dimension it will remain within the owned or leased property boundaries of the service provider and avoid structures, public streets and utility lines. If a proposed wireless communication facility has a potential for affecting a nearby property or structure upon collapse or scattering of equipment debris, the situation must be addressed by applicant.

B. Property uses and distances referred to in this section shall be determined as of the date and time that the completed WCF permit application is filed.

SECTION 3. Section 1P. Definitions of Ordinance 97-2 is amended so that Section 1 P. shall read as follows:

Section 1. P. Residentially zoned property is any piece of real estate located within any of the following districts: Single Family, Multi-Family, Manufactured Home, Duplex, Downtown Neighborhood, and Residential Planned District.

SECTION 4. Section 3 B. Locations and Limitations for Wireless Communications Facilities Without Special Use Permits of Ordinance 97-2 is amended so that Section 3.B and Section 3.D.1. shall read as follows:

Section 3.B. Wireless Communications Facilities with towers may locate, without a special use permit within B-1 Local Business, B-2 General Business, B-3 Central Business and BP-2 Business Park 2 Districts if the tower height does not exceed forty (40') feet.

Section 3.D.1. Wireless Communications Facilities may mount, without a special use permit on the exterior of any nonresidential and non-historic building within any zoning district, provided the antenna or antenna support structure or equipment:

1. is mounted flush with the exterior of the building and

it projects no more than twenty-four(24") inches from the surface of the building to which it is attached and does not exceed height restrictions establish in the Zoning Ordinance and that the projection is at least fifteen(15') feet above grade; and

SECTION 5. Section 4.B. - Locations and Limitations for Wireless Communications Facilities Towers with a Special Use Permit of Ordinance 97-2 is amended to read as follows:

Section 4B. Wireless Communications Facilities with tower heights of more than forty (40') feet and up to one hundred (100') feet shall be allowed within the B-1 Local Business, B-2 General Business, B-3 Central Business and BP-2 Business Park 2 Districts by Special Use permit only. The applicant must show a good faith effort to design the antennas and tower to be as unobtrusive as possible. The City strongly urges all applicants, wanting to locate a wireless communication tower within Business Districts to design the tower and antennas in such a way so as to blend in with and/or enhance the view of the surrounding area.

SECTION 6. Section 10.A.2 is deleted in its entirety, and Sections 10.A.4.a. and b. and Section 10.A.5 Site Development Standards and Submittal Requirements of Ordinance 97-2 are amended to read as follows:

Section 10. A. 4.a and b. 4. Wireless Communications Facilities with towers viewable from a residential structure, residentially zoned property of public roadway shall be landscaped along the perimeter of the wireless communications facility fencing. Further, the use of existing vegetation shall be preserved to the maximum extent practicable and may be used as a substitute of or in supplement al toward meeting landscaping requirements. The installed landscaping requirement include

a) a row of shade trees a minimum of one(1") inch caliper shall be planted around the perimeter of the fence with a maximum ten(10') feet between each tree;

b) a continuous hedge of one gallon sized(minimal) evergreen shall be planted along the perimeter of the wireless communications facility with at least two(2') feet between each tree; and

Section 10.5. Wireless Communications facilities with towers shall be required to have a fence around the facility for safety purposes.

SECTION 7. Ordinance No. 97-2 amended as previously passed is hereby amended by this Ordinance. Except as amended, Ordinance 97-2 shall remain as written and in full force and effect.

SECTION 8. If any word, sentence, paragraph, subdivision, clause, phrase or section of this Ordinance be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of this Ordinance which shall remain in full force and effect.

Section 9.
The City Clerk of the City of Taylor, Texas, is hereby directed to publish the caption of this Ordinance as authorized by Section 52.013, Texas Local Government Code.

SECTION 10.
In accordance with Article VIII, Section 1 of the City Charter, this Ordinance was introduced before the City Council of the City of Taylor, Texas, on the ____ day of _____, 2011.

PASSED, APPROVED and ADOPTED on this the ____ day of _____, 2011.

John McDonald, Mayor Pro Tem

ATTEST:

Susan Brock, City Clerk

APPROVED AS TO FORM:

Ted W. Hejl, City Attorney

CERTIFICATE

THE STATE OF TEXAS
COUNTY OF WILLIAMSON

I, Susan Brock, being the current City Clerk of the City of Taylor, Texas, do hereby certify that the attached is a true and correct copy of Ordinance No. 2011-07 passed and approved by the City Council of the City of Taylor, Texas, on the ____ day of _____, 2011, and such Ordinance was duly introduced, passed, approved and adopted at meetings open to the public and notices of the meetings, giving the dates, places, and subject matter thereof, were posted as prescribed by Government Code Section 551.043.

Witness my hand and seal of office this the ____ day of _____, 2011.

Susan Brock
City Clerk

ORDINANCE NO. 97-2

AN ORDINANCE PROVIDING REGULATIONS AND STANDARDS FOR THE SITING OF WIRELESS COMMUNICATION FACILITIES, ANTENNAS AND TOWERS; PROVIDING A PENALTY UPON CONVICTION OF A FINE NOT TO EXCEED TWO HUNDRED DOLLARS (\$200.00) AND EACH DAY A VIOLATION IS PERMITTED TO EXIST SHALL CONSTITUTE A SEPARATE OFFENSE; PROVIDING A SAVINGS CLAUSE; ESTABLISHING AN EFFECTIVE DATE AND REPEALING ALL ORDINANCES IN CONFLICT HERewith.

BE IT ORDAINED BY THE CITY OF TAYLOR:

Section 1 - Definitions

The following words and phrases shall have the meaning ascribed to them as follows:

- A. Alteration means any modification, replacement, or reconstruction that increases the Height or materially increases the dimension of a Tower structure.
- B. Antenna means any device used to collect or radiate radio waves, microwaves, or electromagnetic waves. An antenna could include directional or panel antennas, ancillary antenna, parabolic or panel dishes, omni-directional antennas such as whips, and other similar transmitting or receiving equipment intended for commercial use.
- C. Backhaul means to transmit data/signals through a wire line, microwave or other interconnection from the Antenna to the wire-line local exchange telephone loop.
- D. Calendar days means any day including Saturdays, Sundays, and scheduled holidays designated by City Commission.
- E. Collocation means the use of a single support structure by more than one wireless communication service provider.
- F. Communication tower (Tower) means any fixed, free standing, uninhabitable structure, not a shelter, built primarily to support Antennas or other associated hardware. Communication towers include, but are not limited to the following:
 - 1. Lattice towers which are self-supporting structures consisting of a network of crossed metal braces, forming a Tower which is usually triangular or square in cross section; or
 - 2. Monopoles which are self-supporting structures consisting of a single pole sunk into the ground and/or attached to a permanent foundation.

(Towers that are supported, in whole or in part, by guy wires and ground anchors are not allowed in the City).
- G. Director means the Community Development Coordinator for the City of Taylor, Texas, or his or her designated representative.
- H. Electric substation and electric substation structure means all enclosed property and structures within any electric public utility substation.
- I. Equipment enclosure is defined as a small structure, shelter, cabinet, or vault used to house and protect the electronic equipment necessary for processing wireless communication signals. Associated equipment may include air conditioning and emergency generators.
- J. Existing nonresidential structure is any existing nonresidential structure, such as a water tower, commercial building or electric utility tower to which an Antenna may be attached.

- K. Grade means the lowest point of elevation of the finished surface of the ground, paving or sidewalk within the area between the building or structure and a line five (5) feet from the building or structure.
- L. Height of building or structure means the vertical distance above a reference datum measured to the highest point to the coping of a flat roof or the deck line of a mansard roof or to the average height of the highest gable of a pitched or hipped roof. The reference datum shall be selected by either of the following, whichever yields a greater height of building:
1. The elevation of the highest adjoining sidewalk or ground surface within a five-foot horizontal distance of the exterior wall of the building when such sidewalk or ground surface is not more than ten (10) feet higher than the lowest Grade; or
 2. An elevation ten (10) feet higher than the lowest Grade when the sidewalk or ground surface described in item (1) above is more than ten (10) feet above lowest Grade.
- The Height of a stepped or terraced building is the maximum Height of any segment of the building.
- M. Height of Wireless Communication Facility (Height) means the vertical distance between the finished Grade at the base of the WCF or tower or the lowest point of contact with the building, and the highest point of the WCF structure, including the Antennas.
- N. Historic district, structure or site is defined as any district, structure or site designated as historic by any lawfully authorized local, state or federal historic preservation entity or governmental entity, including the City.
- O. Residential structure means any structure that is at least 50% built, designed, or altered to provide living accommodations and at least 50% of the building's intended use is residential.
- P. Residentially zoned property is any piece of real estate located within any of the following districts: Agricultural, Residential Estate, Single Family, Multi-Family, Dense Multi-Family, Residential Planned, and Residential Office Districts.
- Q. Wireless Communication Facility (WCF) means an unstaffed facility for the transmission and reception of radio, microwave or electromagnetic signals used for commercial communication by a wireless communication service provider. WCFs are composed of one or more of the following components:
1. antenna,
 2. equipment enclosure,
 3. security barrier, and/or
 4. communication tower.
- A. Wireless communication service provider (Service Providers) means any company, corporation, alliance, individual or other legal entity that provides a wireless communication service directly to the public for a fee or to such classes of users as to be effectively available directly to the public regardless of the facilities used. Services include, but not limited to, portable phones, car phones, pagers, digital data transmission, or radio or television communication.

Section 2 - Locations on and in the Vicinity of Bull Branch Creek or Historic Districts, Structures, and Sites

To protect the City's natural beauty and historic character:

- A. WCFs with Towers may not be built within a five hundred (500) foot radius of any district, structure or site designated Historic by any other lawfully authorized local, state or federal historic preservation agency or entity by law, including the City.

- B. WCFs may not locate on existing structures designated as Historic.
- C. WCFs with Towers may not locate within five hundred (500) feet of the centerline of the Bull Branch Creek.

Section 3 - Locations and Limitations for WCFs Without Special Use Permits

- A. WCFs with Towers may locate, without a Special Use Permit, within Industrial Districts if the Tower Height does not exceed one hundred twenty (120) feet.
- B. WCFs with Towers may locate, without a Special Use Permit, within Commercial-Second Height and Commercial-First Height Districts if the Tower Height does not exceed forty (40) feet.
- C. WCFs may locate, without a Special Use Permit, on the roof of any nonresidential and nonhistoric building, within any zoning district, provided the WCF does not exceed, by ten (10) feet, the lesser of the Height of the Building or Structure or the Height limits of the district in which it is located.
- D. WCFs may mount, without a Special Use Permit, on the exterior of any nonresidential and nonhistoric building, within any zoning district, provided the Antenna or Antenna support structure or equipment:
 - 1. Is mounted flush with the exterior of the building or that it projects no more than twenty-four (24) inches from the surface of the building to which it is attached and does not exceed Height restrictions established in the Land Development Code and that said projection is at least fifteen (15) feet about Grade; and
 - 2. Is textured and colored so as to blend with the surrounding surface of the building.
- E. WCFs are allowed, without a Special Use Permit, on existing towers or tanks, utility, lighting and sign support structures and within any Electric Substation, within any zoning district, provided that the Antennas or related equipment or structures do not exceed, by ten (10) feet, the lesser of the Height of the Structure or the Height limits of the highest permitted structure in the district in which it is located.

WCFs may locate within the districts mentioned within this section provided they comply with all other standards regarding Height requirements; Collocation; Historic Districts, Structures or Sites; Residential Structures; Residentially Zoned Property; setbacks and site development and submittal requirements of the Zoning Ordinance.

Section 4 - Locations and Limitations for WCF Towers with a Special Use Permit

- A. WCFs with Tower Heights that exceed one hundred twenty (120) feet shall be allowed within Industrial districts by a Special Use Permit only.
- B. WCFs with Tower Heights of more than forty (40) feet and up to one hundred (100) feet shall be allowed within Commercial-Second Height and Commercial-First Height Districts by Special Use Permit only. The applicant must show a good faith effort to design the Antennas and Tower to be as unobtrusive as possible. The City strongly urges all applicants, wishing to locate a WCF Tower within Commercial-Second Height and Commercial-First Height Districts, to design the Tower and Antennas in such a way so as to blend in with and/or enhance the view of the surrounding area.

WCFs may locate, with a Special Use Permit, within the districts mentioned within this section provided they comply with all other standards regarding Height requirements: Collocation; Historic Districts; Structures or Sites; Residential Structures; Residentially Zoned Property; setbacks and site development and submittal requirements of the Zoning Ordinance.

Section 5 - Collocation

- A. To minimize the number of WCFs to be sited, applicants shall cooperate with other Service Providers in Collocating additional Antennas on Towers and/or on structures to the extent that Collocation is reasonably economical and technically feasible. An applicant shall exercise good faith in Collocating with other providers and sharing the permitted site. Such good faith shall include sharing technical information to evaluate the feasibility of Collocation.
- B. Service providers should, to the maximum extent feasible, promote Collocation of Antennas by multiple providers through the use of nonexclusive agreements for Antenna sites, relocation and reconfiguration of Antennas to accommodate additional users, utilization of current technology to maximize Antenna separation and minimize Antenna/Tower Height and obtrusiveness, and ensure building support structures are of sufficient strength.
- C. The City encourages that each WCF Tower be constructed in such a way that the structure can support multiple additional Antenna systems having the same or similar wind and weight loading characteristics of those that are proposed by applicant. Tower space on existing WCF Towers should be provided on a reasonable, proportioned cost basis to other Service Providers who seek use of the structure, unless it would result in the creation of a level of radio frequency interference which would degrade applicant's services.

Section 6 - Setback Distance Requirements of WCF Towers from Residential Structures and Residentially Zoned Properties

- A. No permit for a Tower shall be approved or issued unless the proposed WCF is in compliance with the applicable provisions governing setback distance requirements, which are as follows:
 - 1. **Monopole Towers:** The distance between the base of a single Monopole, and all Residential Structures or Residentially Zoned Property must not be less than:
 - a) the Height of Tower for structures under sixty (60) feet;
 - b) one and one-half (1-½) times the Height of the WCF structure if the Height of that WCF structure is over sixty (60) feet, but not over ninety (90) feet;
 - c) two (2) times the Height of the WCF structure if the Height of that WCF structure is over ninety (90) feet, but not over one hundred five (105) feet,
 - d) two and on-half (2-½) times the Height of the WCF structure if the Height of that WCF structure is over one hundred five (105) feet, but not over one hundred twenty (120) feet; or
 - e) three (3) times the Height of the WCF structure if the Height of that WCF structure is over one hundred twenty (120) feet.
 - 2. **Lattice Towers:** The distance between the base of a WCF structure and all Residential Structures or Residentially Zoned Property must not be less than:
 - a) three (3) times the Height of the WCF structure if the Height of that WCF structure is over forty-five (45) feet, but not over eighty-five (85) feet;
 - b) three and one-half (3-1/2) times the Height of the WCF structure if the Height of that WCF structure is over eighty-five (85) feet, but not over one hundred twenty (120) feet; and
 - c) four (4) times the Height of the WCF structure if the Height of that WCF structure is over one hundred twenty (120) feet.

- B. All distance measurements referred to in this section shall be the distance of a straight horizontal line from the center of the base of the WCF to the center of the residential lot minus fifty (50) feet or the closest residential property line, whichever results in the greatest distance from the WCF and the nearest outer wall of a Residential Structure or Residentially Zoned Property Line.
- C. Safety issues will be fully addressed by applicants for a WCF siting WCFs should be located in such a manner that if the structure should fall along its longest dimension it will remain within the owned or leased property boundaries of the Service Provider and avoid structures, public streets and utility lines. If a proposed WCF has a potential for affecting a nearby property or structure upon collapse or scattering of equipment debris, the situation must be addressed by applicant.
- D. Property uses and distances referred to in this section shall be determined as of the date and time that the completed WCF permit application is filed.

Section 7 - Fencing Requirements

- A. The base of a WCF with a Tower, including all mechanical equipment and accessory structures, must be completely enclosed by a fence, wall, or barrier which limits climbing access to such WCF and any supporting systems, lines, wires, buildings or other structures. The base must be fully screened from view of Residential Structures, Residentially Zoned Properties, or public roadways by a substantially opaque screening fence designed and built to provide privacy.
- B. The fence shall be a minimum height of eight (8) feet and consistent in color and character to surrounding structures and properties.
- C. The fencing shall have no openings, holes, or gaps larger than four (4) inches measured in any direction.
- D. The fencing may contain gates or doors allowing access to the WCF and accessory structures for maintenance purposes; such gates or doors shall be kept completely closed and locked except for maintenance purposes and shall be located so that all gates and doors do not intrude into the public right-of-way.
- E. The requirements of this section do not apply to:
 - 1. WCFs located on buildings or structures that are not designed or built primarily to support WCFs, provided that the general public has no physical access to the WCFs and adequate safety measures are taken to prevent access by unauthorized people;
 - 2. legally existing WCFs having security fences at least six (6) feet in height; and
 - 3. WCFs with Towers that are sufficiently camouflaged or disguised such that the City determines that a security fence is unnecessary and/or would cause the Tower to be unnecessarily more obtrusive.

Section 8 - Maintenance and Inspection

- A. The owner or operator of a WCF shall be responsible for the maintenance of the WCF and shall maintain all buildings, structures, supporting structures, wires, fences, or ground areas used in connection with a WCF in a safe condition and in good working order, as required by city building, fire, or any other applicable codes, regulations or ordinances or to standards that may be imposed by the City at the time of the granting of a permit. Such maintenance shall include, but shall not be limited to, maintenance of the paint, landscaping, fencing, Equipment Enclosure, and structural integrity. If the City finds that the WCF is not being properly maintained, the city will notify the owner of the WCF of the problem. If the applicant fails to correct the problem within thirty (30) days after being notified, the City may undertake maintenance at the expense of the applicant or revoke the permit, at its sole option.

- B. By applying for a WCF permit under this article, the applicant specifically grants permission to the City, its duly authorized agents, officials, and employees, to enter upon the property for which a permit is sought, after first providing a reasonable attempt to notify a person designated by the applicant, except in the event of an emergency, for the purpose of making all inspections required or authorized to be made under this part of the Land Development Code, the Fire Code, the Building Code, or any other applicable regulation, rule, or ordinance. The City may require periodic inspections of WCFs to ensure structural integrity and other code compliance. Based upon the result of an inspection, the City may require repair or removal of a WCF.

Section 9 - Radio Frequency Standards

- A. The applicant shall comply with federal standards for radio frequency emissions and must submit a signed statement that the proposed site fully complies with federal standards for radio frequency emissions. The City reserves the right to request that the applicant submit a sealed report from a registered radio frequency engineer which provides the estimated cumulative field measurements of radio frequency emissions of all Antennas installed at the subject site and compares the results with established federal standards. Said report shall be subject to review and approval by the City for consistency with federal standards. If on review the City finds that the proposed or established WCF does not meet federal standards, the City may deny or revoke the permit, whichever is applicable at the time.
- B. The applicant shall ensure that the WCF will not cause localized interference with the reception of area television or radio broadcasts, or other legally existing WCFs. If on review, the City finds that the WCF interferes with such reception, it may deny the permit. If such interference occurs after the permit is issued and the problem is not corrected within sixty (60) days, the City may revoke or modify the permit.

Section 10 - Site Development Standards and Submittal Requirements

- A. WCFs shall conform to the following site development standards:
1. All Towers must be of Monopole construction to the extent reasonably feasible, except that a Lattice Tower shall be allowed upon a showing that a Monopole structure will not adequately address the Service Provider's operations.
 2. To minimize potential safety hazards, WCFs with Towers shall be setback from Residential Structures or Residentially Zoned Property lines as required in Section 6.
 3. WCFs shall be designed and placed on the site in a manner that takes maximum advantage of existing trees, mature vegetation, and structures so as to:
 - a) Use existing site features to screen as much of the total WCF as possible from public view;
 - b) Use existing site features as a background so that the total WCF blends into the background with increased sight distances; and
 - c) To the degree technically feasible, locate on a portion of the site that is effectively isolated from view of residential areas by structures or terrain features unless the WCFs are integrated or act as an architectural element of the structure such as a flag pole or parking lot light or are effectively screened through installed landscaping or other acceptable screening.
 4. WCFs with Towers viewable from a Residential Structure, Residentially Zoned Property of public roadway shall be landscaped along the perimeter of the WCF fencing. Further, the use of existing vegetation shall be preserved to the maximum extent practicable and may be used as a substitute of or in supplement towards meeting landscaping requirements. The installed landscaping requirements include:

- a) A row of shade trees a minimum of one (1") inch caliber, shall be planted around the perimeter of the fence with a maximum of ten (10) feet;
- b) A continuous hedge of one gallon sized (minimal) evergreens shall be planted along the perimeter of the WCF; and
- c) All landscaping shall be drought-resistant or irrigated and properly maintained to ensure good health and viability.

The City may waive landscaping requirements if the design of the WCF Tower is such that landscaping would cause the Tower to be more obtrusive, if the Tower is integrated or acts as an architectural element of a structure such as a flag pole, parking lot light, bell tower, or other similar structure and/or the City determines landscaping to be unnecessary.

- 5. WCFs with Towers shall conform to the fence standards established in Section 16 and 17 of the Land Development Code.
 - 6. Equipment Enclosures of a WCF, which may be seen from a Residential Structure, Residentially Zoned Property or public roadway, is encouraged to be located underground, if site conditions permit. If the Equipment Enclosure is not put underground, then it must be within the building in which the Antenna is mounted or in a separate Equipment Enclosure which matches the existing building or surrounding structures in character and building materials.
 - 7. All signs, flags, lights, and attachments other than those required for communications operators, structural stability, or as required for flight visibility by the Federal Aviation Administration (FAA) and Federal Communications Commission (FCC) shall be prohibited on any WCF.
 - 8. Applicant shall identify to the City any structures in the vicinity that the applicant investigated for possible use that have not been addressed otherwise in the application.
- B. All Service Providers wishing to operate WCF shall ensure and submit documentation demonstrating:
- 1. That the Tower will be erected and operated in compliance with current FCC and FAA rules and regulations and other applicable federal, state, and local standards particularly as apply to the Taylor Municipal Airport.
 - 2. That all Back Haul Providers are identified and have all the necessary approvals to operate as such, including holding necessary franchises, permits, and certificates.
 - 3. A notarized statement signed by the WCF Tower operator, the Tower owner and the landowner that indicates:
 - a) The extent to which all agree to allow Collocation of additional WCF equipment by other Service Providers on the applicant's structure or within the same site location on a reasonable and non-discriminatory basis.
 - b) An understanding of Section 8 of this Ordinance relating to Maintenance and Inspections.
 - c) An understanding that if the Service Provider fails to remove the WCF upon sixty (60) days of its discontinued use, the responsibility for removal falls upon the landowner, and in the event the WCF is not removed within another sixty (60) days, the City may remove the WCF and recover the costs associated with such removal from the landowner and place a lien on the property until such costs are paid.

Service Providers shall submit updated notarized statements as required above whenever ownership or operators change.

4. A certification and sealed report from a registered professional engineer stating that all structural components of the WCF comply with all applicable codes and regulations. In the case of WCF Towers, the report should further note the extent to which the Tower is designed and/or built to accommodate Collocation.

C. Service Providers wishing to establish a WCF shall:

1. Secure all necessary approvals and permits needed to operate or construct a WCF within the City;
2. Fully and accurately complete a questionnaire supplied by the City;
3. Comply with all ordinances of the City;
4. Pay all related development and permit application fees;
5. Reimburse the City for actual costs incurred by the City for radio frequency evaluations, structural engineering reviews and/or any other services that the City may deem necessary to review and process the application; and
6. Provide the City with:
 - a) A master Antenna plan, including detailed maps:
 - showing the precise locations and characteristics of the proposed and all existing WCFs in the City and in its extraterritorial jurisdiction (ETJ);
 - indicating coverage areas of proposed and existing sites within the City and its ETJ; and
 - showing topography of proposed site.

Updates of the above documents shall be filed with the City as they become available;

- b) Photo simulations of the proposed WCF from varying points and distances, including affected residential properties and public rights-of-way. The photo simulation shall also include a diagram or map indicating points from where the photo simulations are taken; and
- c) Site and landscaping plans indicating:
 - the specific placement of the WCF and all related structures on the site;
 - the location of existing trees, and other significant site features;
 - the type and location of landscaping planned for screening;
 - the color(s) for the WCF; and
 - architectural and structural drawings for the proposed site.

Section 11 - Notice Requirements for a WCF Permit

- A. The notice requirements of this section apply only to applications for which a public hearing is required and if the proposed WCF Tower is within two hundred (200) feet or a distance equal

to twice the Height of the proposed WCF, whichever is greater, of a Residential Structure or Residentially Zoned Property.

B. The applicant for a WCF permit must post and use reasonable efforts to maintain a sign on the subject WCF site for a minimum of thirty (30) Calendar Days beginning no later than the sixty (60th) Calendar Day following the date of the filing of the required completed application with the City. The sign shall be posted no less than fifteen (15) feet from the public right-of-way that is used as access to the WCF site. The sign shall face and be legible from the public right-of-way. The sign shall contain at a minimum the following items of information:

1. that this is the proposed site of a WCF;
2. the proposed maximum Height above Grade of the proposed WCF;
3. the WCF permit application number assigned to this project by the City of Taylor;
and
4. the telephone number of the City of Taylor where additional information concerning this proposed WCF may be obtained.

The applicant shall remove the sign from the subject WCF site after (i) the permit is obtained or (ii) the appeals process is complete.

C. Written notice of the filing of each application for a WCF permit shall be given to the owners, as is indicated by the most recently approved tax rolls, of all property within a distance of two hundred (200) feet, or a distance that is equal to twice the Height of the proposed WCF, whichever is greater, from the proposed WCF site. The required written notice, which will be mailed out by the City, shall be in a form prescribed by the director and shall be mailed by depositing the same in the United States mail.. The required notice shall be mailed no later than the tenth (10th) calendar day following the filing of the required fully-completed application.

D. Written notice shall be published by the City at least once in a local newspaper of general circulation within the City not later than the seventh (7th) Calendar Day following the date of filing of the required completed application. Such notice shall be published in the section of such newspaper in which other legal notice are commonly published.

E. The "written notice" required in subsection (C) above shall include at the minimum the following:

1. the name, signature, address, and telephone number of the person or entity that will own the proposed WCF structure;
2. the name, address, and telephone number of the applicant if different from the owner of the proposed WCF;
3. the approximate proposed location of the WCF structure including the street address (or nearest street intersection) and the name of the subdivision or survey if there is not recorded subdivision;
4. the proposed use of the WCF structure and site;
5. the proposed maximum Height above Grade of the proposed WCF structure; and
6. that additional information may be obtained by writing or telephoning the office of the Director, including the telephone number.

Section 12 - Permitted Hours for Construction

Construction, placement, removal, or Alterations to a WCF shall not be performed except between the hours of 7:00 a.m. and 9:00 p.m. of any day, except in a bona fide emergency.

Section 13 - Permit Limitations

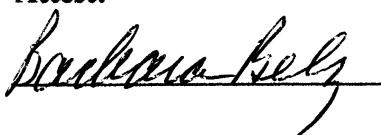
- A. Any City permit, including the Special Use Permit, shall become null, void and non-renewable if the permitted WCF is not constructed within one (1) year of the date of issuance, provided that the Special Use Permit may be extended one time for six (6) months if construction has commenced before expiration of the initial year.
- B. The applicant/permittee of a WCF shall expressly indemnify, protect, and hold the City harmless to the maximum extent allowed by law. No exceptions to this requirement shall be allowed.
- C. Any City permit, including a Special Use Permit, for a WCF shall expire and the applicant must remove the WCF if it is not put into use within one hundred twenty (120) days after construction or if use is discontinued for a period in excess of one hundred twenty (120) days. If the WCF is not so removed, the City may cause the WCF to be removed and all expenses of removal shall be paid by the owner of the land where the WCF is located.
- D. The applicant shall notify the Director of all changes in ownership or operation of the WCF Tower within thirty (30) days of actual knowledge of the change.

Section 14 - Closing Provisions

- A. Any person, firm partnership, association, corporation or other legal entity violating this Ordinance or any portion hereof, shall, upon conviction, be guilty of a misdemeanor and shall be fined not more than \$200.00 and each day that such violation continues shall constitute a separate offense and punishable accordingly.
- B. If any provision, section, subsection, paragraph, sentence, clause or phrase of this Ordinance or the application of same to any person or set of circumstances, shall for any reason be held unconstitutional, void or invalid, such invalidity shall not effect the validity of the remaining provisions of this Ordinance of their application to other persons or set of circumstances and to this end, all provisions of the Ordinance are declared to be severable.
- C. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed to the extent of such conflict.
- D. This Ordinance shall take effect from and after thirty (30) days from its final passage by the Board of Commissioners. The City Clerk is hereby directed to give notice hereof by causing the caption of this Ordinance to be published in the official newspaper of the City of Taylor within (10) days after the final passage of this Ordinance.
- E. The requirements of this part of the Land Development Code apply to all new WCFs after the effective date hereof and the expansion and/or Alteration of any legally existing WCFs; provided that an in-kind or smaller replacement of transmission equipment will require only a written notification to the City.
- F. A WCF which was legally in existence on the effective date of this part of the Land Development Code shall not be required to be removed or relocated in order to meet the minimum distance requirements of this part of the Land Development Code due to subsequent platting of a residential lot nearer to the WCF than the distance requirements of this Section. However, any Alteration to existing WCFs shall require compliance with the applicable provisions of this part of the Land Development Code.

**INTRODUCED, PASSED, APPROVED and ADOPTED on the first reading this
the 25th day of March, 1997**

Attest:

 , Barbara Belz, City Clerk



Ed Komandosky, Vice Chairman
Board of Commissioners

PASSED, APPROVED and ADOPTED on the second reading this the 22 day of April, 1997

Donald R. Hill
Donald R. Hill, Chairman
Board of Commissioners

Attest:

Barbara Belz
Barbara Belz, City Clerk

PASSED, APPROVED and ADOPTED on the third and final reading this the 27th day of May, 1997

Donald R. Hill
Donald R. Hill, Chairman
Board of Commissioners

Attest:

Barbara Belz
Barbara Belz, City Clerk

Eccentrix Wireless Proposed 120' Tower - Possible Fall Radius





City Council Meeting February 10, 2011 Agenda Item Transmittal

Agenda Item #: 12

Agenda Title: Consider approving Resolution R11-3 calling for an election for one At Large council member on May 14, 2011, designating polling places and providing notice of the election.

Council Action to be taken: Approve Resolution R11-3 Calling for an election May 14, 2011.

Initiating Department: City Administration

Staff Contact: Susan Brock, City Clerk

1. INTRODUCTION/PURPOSE

Council must call an election by ordinance or resolution. The term for the At Large position expires in May, 2011.

2. DESCRIPTION/ JUSTIFICATION

Pursuant to the provisions of Articles 701 and 704, Vernon's Annotated Texas statutes, as amended, the Texas Election Code, the City Charter and other related statutes the City Council of the City of Taylor, Texas, is authorized to call an election for the purpose of electing one person At Large as a representative of the City Council of the City of Taylor.

3. FINANCIAL/BUDGET

4. TIMELINE CONSIDERATIONS

Mr. Hejl submitted a request for preclearance regarding newly annexed persons in 2010 and their respective voting districts. We have received approval from the first annexation but are still waiting for final word from the Department of Justice regarding how these voters will fit into our single member districts. We have requested these new residents be placed in the districts contiguous to their area annexed.

Candidates can begin filing an application on February 14 and the last day to order an election is March 14, 2011.

5. RECOMMENDATION

Approve Resolution R11-3.

6. REFERENCE FILES

12a. [Resolution R11-3](#)

12aa. [Resolution R11-3 in Spanish](#)

RESOLUTION NO. R11-3

A RESOLUTION CALLING AN ELECTION TO BE HELD IN THE CITY OF TAYLOR, TEXAS, ON SATURDAY, MAY 14, 2011, FOR THE PURPOSE OF ELECTING ONE PERSON AS A MEMBER OF THE CITY COUNCIL OF SAID CITY, TO BE ELECTED AT LARGE DESIGNATING THE POLLING PLACES AT WHICH VOTING SHALL TAKE PLACE; APPOINTING AN EARLY VOTING CLERK AND AN EARLY VOTING BALLOT BOARD; PROVIDING FOR NOTICE OF SAID ELECTION.

WHEREAS, pursuant to the provisions of Articles 701 and 704, Vernon's Annotated Texas statutes, as amended, the Texas Election Code, the City Charter and other related statutes the City Council of the City of Taylor, Texas is authorized to call an election in order to submit to the voters for the purpose of electing one person At Large of the City Council of the City of Taylor.

WHEREAS, it is hereby officially found and determined that the meeting at which this resolution is approved was open to the public and public notice of the time, place and purpose of the meeting was given, as required by Chapter 551, Government Code, as amended.

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TAYLOR:

1. An election is hereby ordered to be held in the City of Taylor, Texas, on Saturday, May 14, 2011, between the hours of 7:00 a.m. and 7:00 p.m., for the purpose of electing one person as at At Large member of the City Council of the City of Taylor. Person(s) filing as a candidate for such office must be a resident of the city. The person elected shall be elected for a three (3) year term.

2. For the purpose of said election there shall four election precincts more particularly described as District 1, District 2, District 3, and District 4. Eligible voters shall vote in the election precinct in which they reside. The polling places are as follows:

District 1	Taylor City Hall 400 Porter Street Taylor, Texas
District 2	WBCO (Williamson-Burnet County Opportunities) 303 Ferguson Taylor, Texas
District 3	Taylor High School 3101 N. Main Street Taylor, Texas
District 4	Northside Elementary School

1004 Dellinger Street
Taylor, Texas

3. The City Clerk shall cause the official ballots for said election to be prepared and printed in conformity with Chapter 52 of the Texas Election Code, adopted by the Sixty-Ninth Legislature in 1985, and as now contained in Sec. 52.001, et seq, of the Election Code, said ballots to be printed not less than twenty (20) days prior to May 14, 2011.

4. The Williamson County Elections Administrator shall be appointed as the Early Voting Clerk for the City of Taylor who will be responsible for appointing the presiding judges(s) for each of said Early Voting and Temporary polling places and is hereby further authorized to appoint additional election clerks to assist in conducting said elections.

Early voting shall be conducted by personal appearance at the City of Taylor, City Hall Municipal Building, 400 Porter Street, Taylor, Texas during the period early voting is required or permitted by law, being May 2, 2011 through May 10, 2011 on each weekday.

5. All resident, qualified electors of the city shall be entitled to vote at the election.

7. The City Clerk of the City of Taylor shall give notice of election in the manner required by the Charter of the City of Taylor and the Texas Election Code and shall further give notice by posting a copy of this resolution on the bulletin board in the City Hall in Taylor, Texas, at least twenty (20) days before the election date.

PASSED and APPROVED by the City Council of the City of Taylor, Texas on the 10th day of February, 2011.

John McDonald, Mayor Pro Tem
Taylor City Council

ATTEST:

Susan Brock, City Clerk

RESOLUCIÓN NÚM. R11-3

UNA RESOLUCIÓN CONVOCANDO UNA ELECCIÓN A CELEBRARSE EN LA CIUDAD DE TAYLOR, TEXAS, EL SÁBADO 14 DE MAYO DE 2011, CON EL PROPÓSITO DE ELEGIR A UNA PERSONA COMO MIEMBRO DEL AYUNTAMIENTO MUNICIPAL DE TAL CIUDAD, EN SER ELEGIDO EN GENERAL; DESIGNANDO LOS LUGARES DE VOTACIÓN DONDE SE LLEVARÁ A CABO LA VOTACION; NOMBRANDO A UN ADMINISTRADOR DE VOTACION TEMPRANA Y A UNA JUNTA DE VOTACIÓN TEMPRANA; Y CONTEMPLANDO LA NOTIFICACIÓN DE DICHA ELECCIÓN.

POR CUANTO, de acuerdo a lo estipulado en los Artículos 701 y 704 de Vernon's Annotated Texas Statutes (Estatutos Anotados de Vernon's), según enmendados, el Código Electoral de Texas, los Estatutos Municipales y otros estatutos relacionados, el Ayuntamiento Municipal de la Ciudad de Taylor, Texas, queda autorizado a convocar una elección para la consideración de los electores At Large del Ayuntamiento Municipal de la Ciudad de Taylor.

POR CUANTO, se halla y determina oficialmente que la reunión en la cual esta resolución fue adoptada fue abierta al público, y que se dio aviso público de la fecha, lugar y propósito de la reunión, como se contempla en el Capítulo 551, Código del Gobierno, según enmendado.

POR TANTO, EL AYUNTAMIENTO MUNICIPAL DE LA CIUDAD DE TAYLOR RESUELVE LO SIGUIENTE:

1. Se ordena por este medio una elección a celebrarse en la Ciudad de Taylor, Texas, el sábado 14 de mayo de 2011, entre las horas de 7:00 a.m. y 7:00 p.m., con el propósito de elegir a uno persona como miembro del Ayuntamiento Municipal de la Ciudad de Taylor. La(s) persona(s) que se postulen como candidatos para dicho cargo o cargos deberán ser residentes del ciudad de Taylor, Texas. La persona electas servirán en su capacidad por un período de tres (3) años.

2. Con motivo de esta elección habrá 4 precintos electorales descritos particularmente como Distrito 1, Distrito 2, Distrito 3, y Distrito 4. Los electores elegibles votarán en el precinto electoral donde residen. Los dos lugares de votación son los siguientes:

Distrito 1	Taylor City Hall 400 Porter Street Taylor, Texas
District 2	WBCO (Williamson-Burnet County Opportunities) 303 Ferguson Taylor, Texas
District 3	Taylor High School 3101 N. Main St Taylor, Texas

Distrito 4 Northside Elementary School
1004 Dellinger Street
Taylor, Texas

3. El Oficial Administrativo Municipal se encargará de que las papeletas oficiales para dicha elección sean preparadas e impresas conforme al Capítulo 52 del Código Electoral de Texas, adoptado por la sesión número sesenta y nueve de la Legislatura de Texas en 1985, y ahora incluido en la Sección 52.001, en secuencia, del Código Electoral, tomando en cuenta que tales papeletas serán impresas veinte (20) días o más del 14 de mayo de 2011.

4. El Administrador de Elecciones del Condado de Williamson será nombrado como Secretario de votación anticipada para la Ciudad de Taylor. El secretario será responsable de nombrar a los magistrados que presidirán en cada uno de dichos lugares de primera votación y de votación temporal y queda autorizado a designar a funcionarios electorales adicionales para ayudar en la realización de dichas elecciones.

La votación temprana será en persona en: City of Taylor, City Hall, 400 Porter Street, Taylor, Texas durante el período requerido o permitido para la votación temprana, siendo éste del 2 de mayo de 2011 al 10 de mayo de 2011, cada día entre semana.

5. Todo votante residente y calificado para votar del ciudad de Taylor tendrá derecho a votar en la elección.

6. El Oficial Administrativo de la Ciudad de Taylor dará aviso de esta elección en la manera requerida por el estatuto de la Ciudad de Taylor y el Código Electoral de Texas y dará aviso también colocando una copia de esta resolución en el tablero de anuncios en el Ayuntamiento Municipal de Taylor, Texas, por lo menos veinte (20) días antes de la fecha de la elección.

ADOPTADO y APROVADO por el Ayuntamiento Municipal de la Ciudad De Taylor este día 10 de febrero de 2011.

John McDonald, Alcalde
Ayuntamiento, Ciudad de Taylor

ATESTIGUA:

Susan Brock, City Clerk



City Council Meeting February 10, 2011 Agenda Item Transmittal

Agenda Item #: 13

Agenda Title: Consider contract for services to redraw election districts based on the results of the 2010 Census.

Council Action to be taken: Approve, deny or consider additional proposals.

Initiating Department: City Administration

Staff Contact: Susan Brock, City Clerk

1. INTRODUCTION/PURPOSE

The city has solicited and received three proposals for redistricting services. This agenda item is to review these proposals and select one to enter into a contract for these services.

2. DESCRIPTION/ JUSTIFICATION

Last year, the firm of Bickerstaff, Heath and Delgado made a presentation to Council regarding their services for redistricting. Since that time, staff developed a Request for Proposals and solicited two additional firms for the same service. All three proposals are included in your packet. After reviewing each one using a rating scale for various components, they were evaluated on the following basis: basic qualifications and technical capabilities, performance history and references, scope of services and costs.

The Bojorquez firm has the smallest staff and least experience in redistricting and proposed a “team approach” where they would partner with other firms to complete the process. The firm of Knight and Partners has experience working with small cities for attorney services, and has one staff person who has some experience with redistricting. The Bickerstaff and associates firm seems to have the most experience and best planned approach to the task. I have personally seen them demonstrate the in house software used to determine single member districts and their staff has the capability of producing all components in house. While they are willing to come to Taylor as often as we want to pay them to, they stress more use of digital technology and web conferencing as a way to save money and accomplish the goal in a more cost effective approach.

All other components of the process are similar with each firm: they will all plan and attend public meetings, submit the final plan to the Department of Justice, and meet with Council as often as needed.

Initially, staff recommended the Bickerstaff group for their expertise as well as the fact that Williamson County had signed a contract for their services and we thought that using

the same firm would be an advantage and the City of Georgetown, the only other single member district in the county, has contracted with the firm of Bickerstaff.

However, since that time, the County re-advertised for additional proposals and eventually selected the civil litigation firm, Bierne, Maynard and Parson primarily based in Houston. We did not solicit a proposal from this firm.

3. FINANCIAL/BUDGET

Establishing an exact cost of these services is difficult since the proposals are based on time and scope of work to be performed to complete the project. Estimates from the three firms under consideration range from \$9,500 to \$15,000 depending on the work performed.

4. TIMELINE CONSIDERATIONS

5. RECOMMENDATION

All firms have submitted similar costs analyses. Staff has reviewed all proposals and conducted phone interviews with previous clients. Based on the overall scoring of the proposals submitted, staff recommends approving the contract with Bickerstaff, Heath, Delgado, and Acosta.

6. REFERENCE FILES

- 13a. [Scoring matrix](#)
- 13b. [Bickerstaff proposal](#)
- 13c. [Bojorquez proposal](#)
- 13d. [Knight & Partners proposal](#)

Firm Name	Basic Qualifications	Performance history	Technical Capabilities	Scope of services	Base Fee	Total Project Estimate	Hourly rates
Bojorquez Law Firm (Austin)	Bojorquez heads a collaborative consortium with 2 other law firms and a mapping firm; Jacob Limon, 9 yrs exp demographer	9 cities 4 counties 1 school district	Partner with Doucet map demographer who uses redistricting software	Initial assessment; draft plans and 2 public mtgs; DOJ submission		\$20-25,000	\$225/hr Atty \$125/hr Demogr \$95/hr other staff
Bickerstaff, Heath, Delgado, Acosta (Austin)	Bob Heath: 30 yrs experience redistricting; Syd Falk: 20 yrs experience redistricting	15 cities 16 school districts	Uses census and VTD geography and software; GIS specialists on staff; “one stop shop”	Initial assessment; develop plans; submit to DOJ; public mtgs; litigation support	\$3750	\$14,500	\$350/hr Atty \$150/hr Demogr
Knight & Partners (Austin)	Law firm representing small cities; Barney Knight, 19 yrs exp as city attorney;	20 cities 4 counties	Planner with experience in redistricting and home rule charters	Initial assessment; develop 3 plans, public hearings, DOJ submissions	\$3000	\$9,500	\$175/hr Atty \$70/hr other personnel

Bickerstaff Heath Delgado Acosta LLP

3711 S. MoPac Expressway Building One, Suite 300 Austin, Texas 78746 (512) 472-8021 Fax (512) 320-5638 www.bickerstaff.com

June 15, 2010

Mr. Jim Dunaway
City Manager
City of Taylor
City Hall
400 Porter Street
Taylor, Texas 76574

Dear Mr. Dunaway:

Thank you for allowing us to make a presentation to the City Council next Tuesday, June 22, regarding our redistricting service. We are ready to assist the City of Taylor with this project in the coming cycle.

This letter provides some information for you and the City Council on our background and also outlines the scope of services entailed. I have enclosed:

- Information on our core redistricting team;
- A proposed scope of services;
- A time line that describes when the services will need to be performed; and
- A proposed contract for services for your consideration.

My partners, Bob Heath and Syd Falk, and I are heading up the Firm's redistricting efforts for the 2011 redistricting cycle. In addition to these attorneys, several other attorneys at the Firm have substantial elections, redistricting and voting rights experience. We also have experienced support staff including a full-time GIS (Geographic Information System) technician that assists with technical aspects of the process, such as in-house production of maps and analysis of demographic data. A brief introduction to the credentials of our redistricting team is attached.

Our team guides the City through the legal decisions that are the core of the redistricting process and then prepares submissions to the U.S. Department of Justice ("DOJ") to obtain Voting Rights Act section 5 preclearance for any changes adopted by the City. As part of the service, we monitor the submission at DOJ and respond to any inquiries or requests for additional information about the City's submission. We work with City officials, staff, and members of the public to ensure compliance with redistricting

June 15, 2010

Page 2

obligations and meaningful public participation. The attached Scope of Services describes these steps in more detail.

Our attorneys work closely with the City Council to set a schedule for the project once the census data is published. Most of the redistricting work will be undertaken during the City's 2010-2011 fiscal year; depending on how long the project lasts, there may be work during the next fiscal year as well. Our billing is done on an hourly basis, and we will be pleased to jointly develop a budget with you. We will work with you to limit costs by having work done where appropriate by lower-cost associates and GIS specialists working under a lawyer's supervision. Rather than being tied to a one-size-fits-all fixed fee with limitations on what services are available, we will cooperate with you to develop the specific services that you want and need and will work with you to provide a cost-effective means of providing those services.

We look forward to meeting with you and the Council and to answer any questions you may have about redistricting or about the Firm. Also, we will plan to provide a proposed budget for discussion based on reasonably anticipated work for your City.

I have attached a copy of an engagement letter for your information. We would be pleased to represent the City in the present redistricting cycle.

Sincerely,

A handwritten signature in black ink, appearing to read 'DPM4'.

David Méndez

DM/da
Enclosures

Bickerstaff Heath Delgado Acosta LLP
Redistricting Team

Our redistricting team consists of a number of Firm lawyers. The Firm's team is headed by Bob Heath, David Méndez and Syd Falk. In addition, the Firm has six other attorneys and two technical staff that have substantial elections, redistricting and voting rights experience.

C. Robert Heath

Mr. Heath has been lead counsel on many redistricting cases and is a frequent speaker on redistricting at state and national conferences. In December 2009 he was featured as a panelist at the Conference on Voting Rights Litigation sponsored by the International Municipal Lawyers Association in Columbia, South Carolina. In March of this year he spoke before the Association of State Legislatures at their National Redistricting Conference.

He has supervised the preparation of many complex submissions to the Department of Justice. Mr. Heath represented governmental entities in several voting rights lawsuits. A notable recent suit is *Chen v. City of Houston*, 206 F.3d 502 (5th Cir. 2000), in which the City obtained a summary judgment dismissing a *Shaw v. Reno* challenge to its council districts. He has 30 years experience as a redistricting attorney. Mr. Heath graduated from The University of Texas School of Law in 1972. He is licensed by the Supreme Court of the State of Texas, and also to practice in the U.S. District Court for all Texas districts, the U.S. Court of Appeals for the Fifth Circuit, and the Supreme Court of the United States.

Mr. Heath has spoken and delivered papers on redistricting throughout the United States and is recognized as an expert in this area of law. His article, *Managing the Political Thicket: Developing Objective Standards in Voting Rights Litigation*, 21 Stetson L. Rev. 819 (1992), was quoted and cited by the United States Supreme Court in *Holder v. Hall*, 512 U.S. 874, 889 (1994) (O'Connor, J., concurring).

David Méndez

Mr. Méndez has experience in voting rights and redistricting issues and regularly advises counties, cities, colleges and school districts in these areas. He has also prepared numerous Department of Justice submissions. He joined the Firm in 1986 and during the 1991 and 2001 redistricting cycles, he represented some of the largest counties in Texas in their redistricting and justice and constable precinct realignment projects. Mr. Méndez graduated from The University of Texas School of Law in 1980. He is licensed to practice law by the Supreme Court of the State of Texas, and also to practice in the U.S. District Court for all of the Districts in Texas and the U.S. Court of Appeals for the Fifth Circuit.

He speaks and writes extensively on election law, voting rights and redistricting issues and hosts a one day seminar for local government officials on redistricting sponsored by the Texas Leadership Institute. Mr. Méndez has also presented election law and voting rights topics for the Office of the Secretary of State of Texas for local government officials, for TAC, the VG Young Institute, the University of Texas School Law Conference and the Texas Association of Community College Attorneys.

Mr. Méndez was lead attorney or had substantial authority for several redistricting projects including for the following clients: Dallas County, Dallas County Community College District, Dallas Independent School District, City of Midland, City of San Angelo and City of Bryan.

Mr. Méndez assisted extensively in the Firm's representation of the City of Houston in the 1991 *Campos* litigation, and conducted substantial portions of the discovery, defended council members' depositions and prepared expert witnesses, as well as analysis and briefing of legal issues. He has helped numerous cities and other entities implement single member districts. Mr. Méndez also works frequently on election contests, recounts and other election law related matters before the courts and the Texas Legislature. He has spoken at seminars on election law sponsored by county associations and the Secretary of State. Mr. Méndez has 20 years of redistricting and Voting Rights Act experience.

Sydney W. Falk, Jr.

Mr. Falk has substantial experience in voting rights litigation, both through his work on cases handled by the Firm (including *Chen v. City of Houston*), and as a former Fifth Circuit briefing attorney. Prior to obtaining his law degree, Mr. Falk received a Ph.D. in theoretical astrophysics and did post-doctoral work at Cal. Tech and the University of Chicago. His background in mathematics and statistics is valuable in analyzing relevant redistricting statistics and the expert testimony in voting rights cases. He has 20 years redistricting experience, including preparation of many preclearance submissions. He has successfully defended Dallas County and (with Bob Heath) Bexar County in lawsuits challenging their redistricting plans, in particular, aspects of their plans that eliminated justice precincts; the counties prevailed in these cases. He was co-counsel with Bob Heath in the *Chen v. City of Houston* case; and participated with other firm attorneys in the 1991 *Campos v. City of Houston* litigation. He recently defended Bexar County in a case challenging the County's elimination of a justice of the peace position; the case settled and the abolition of the position stood. Mr. Falk graduated from The University of Texas School of Law in 1984. He is licensed to practice law by the Supreme Court of the State of Texas, and also to practice in the U.S. District Courts for all Texas federal districts, the U.S. Court of Appeals for the Fifth and Ninth Circuits, and the Supreme Court of the United States.

GIS/Redistricting Staff

Sherry McCall

Ms. McCall is the Firm's senior redistricting specialist. As the Firm's GIS specialist, she will handle or supervise the technical drawing of the City's maps, and she works closely with legal counsel and our Elections Specialist to compile the various technical reports and maps required for the Department of Justice submission.

Prior to joining the Firm 13 years ago, she was a GIS specialist at the Texas Education Agency where she helped implement the Agency's first GIS system. She has data programming experience and has worked extensively with data from the Texas Education Agency, the Census Bureau and the Texas Legislative Council. Once the Census data is released in 2011, Ms. McCall and other Firm GIS staff under her supervision will develop specific client districting plans, and she will also be responsible for the initial review of other specialists' plans as well as the preparation of all data used for the redistricting cycle. She also assists attorneys in analyzing population data and relevant historical elections, and develops exhibits needed for preclearance submissions. She provides analyses and exhibits for all redistricting litigation cases. Ms. McCall graduated from the University of North Texas with a B.A. in Biology in 1991. She is not an attorney and is not licensed to practice law.

Betty Brown

Ms. Brown serves as the Elections Specialist for the Firm. Ms. Brown is responsible for compiling the data that supports a city's DOJ submission. She works closely with the legal team and the GIS specialist to make sure we have all of the materials we need for the City's submission to DOJ. She will be in contact with City staff to obtain the information we need from your office to complete the necessary submission. Ms. Brown also is responsible at the Firm for functions that prepare cities and other governmental entities for elections as well as for consultation regarding records management, policy development, office administration, and training of personnel. Under attorney supervision, she reviews processes and procedures to ensure compliance with local, state and federal law. Ms. Brown worked in the City of Austin's City Clerk's Office for 22 years prior to joining the Firm. She is Texas Registered Municipal Clerk #92 and has received her Master Municipal Clerk's designation from The International Institute of Municipal Clerks. She is a member of the Capital Chapter of City Clerks, Texas Municipal Clerks Association, and International Municipal Clerks Institute. She is not an attorney and is not licensed to practice law.

PROPOSED SCOPE OF SERVICES

1. Initial schedule planning. The Firm will consult with the City Council and establish a tentative schedule for performance of the various tasks for which the Firm has been engaged. This would include scheduling City Council meetings, work sessions and public meetings; establishing target dates for presentation of proposed plans for City Council consideration and/or for public discussion; establishing the target deadline for City Council adoption of a redistricting plan and the target deadline for submission of a preclearance request to the Department of Justice. The Firm will counsel the City Council and clearly define the Council's responsibility in the redistricting process.
2. Conduct training sessions. If desired, the Firm will also schedule training sessions or workshops for the City Council or any City staff who will be involved with the City's redistricting process. Possible topics include overview of applicable legal standards; development of redistricting criteria; organization and coordination of redistricting process and schedule; role of public input and conduct of public meetings; required documentation for preclearance submission; the Firm's GIS and demographic capabilities; and, the use of internet-based conferencing to conduct some or all of the meetings and public hearings.
3. Identify and begin other census pre-release tasks. Tasks in this category may include: (i) collecting data concerning existing City Council member voting district boundaries, to be input into the Firm's GIS/redistricting software databases, and verified, and any other demographic or boundary-related data or information the City may have; (ii) assisting the City with preparation of draft resolutions, public notices, and other documents likely to be needed during the process (and preparation of their translation into Spanish); and (iii) identifying and beginning to collect data and documents likely needed as part of any ultimate preclearance submission.

The Firm is experienced in the use of census data and Tiger/Line (census geography) files and is capable of drawing districts at various levels of geography. Where possible, the geographical units the Firm recommends be used are election (voting) precincts, which in census terminology are known as voting tabulation districts or VTDs. This is especially appropriate in the context of seeking to avoid *Shaw v. Reno* (racial gerrymandering and/or reverse discrimination) liability. In the event of unforeseen circumstances, as appropriate, the Firm would use VTD geography with census population data.

4. Performing an initial assessment. Upon the release of the Census Data in 2011, the Firm will examine the new population data and determine whether current city council districts or wards have become sufficiently unbalanced in population as to require the City to engage in redistricting. This “initial assessment” will be presented to and discussed with the City Council.
5. Development and adoption of criteria for redistricting. The Firm will assist the City Council in identifying and adopting practical and legal criteria to be followed during the redistricting process. In light of *Shaw v. Reno*-type of cases concerning gerrymandering and the standards that have emerged from them, this is a critical element of a successful redistricting process and important to establishing defensibility of an adopted plan against later litigation. (Much of this can be done before the release of census data.)
6. Develop redistricting plans. The Firm will develop redistricting plans for City Council members' single member districts, using the Firm's GIS and demographic capabilities. The Firm will work with the City Council to develop plans suitable for preclearance submission which take into account, consistent with the applicable legal requirements, the various practical and political considerations the City Council determines are relevant. We anticipate that a number of plans may be developed, each responding to a different set of considerations proposed by the City Council and that some modifications or refinements may be required before a plan is acceptable to the City Council. As desired, the Firm will provide written materials in support or explanation of any plans developed by the Firm at the City Council's request.
7. Advise the City Council regarding the merits of plan(s). The Firm will advise the City Council of the relative legal and practical merits of particular plans under consideration. As requested, members of the Firm will attend meetings of the City Council at which plans are presented and discussed. As desired, the Firm will provide written materials in support or explanation of any plans evaluated by the Firm at the City Council's request. In addition, the Firm will provide an independent assessment of any plans under serious consideration. This assessment will verify whether and how the plan under consideration satisfies the applicable legal standards and whether the adopted redistricting criteria appear to have been followed.
8. Conduct public presentation and discussion of proposed plans. Typically, one or more plans proposed by the City will be presented for public comment. The Firm will conduct public presentations of proposed plans and summarize public comments for the City Council.

Testimony at each hearing will be transcribed by a certified court reporter or by electronic recording devices, depending upon the City's instructions. The substance of such meetings, public comments on the specific plans presented, and the City's responses, should be characterized in the preclearance submission. Our experience is that the time and cost for attorney review of such meetings associated with preparation of the submission package is greatly reduced – by more than the cost of the reporter – if there is an accurate printed transcript on which to rely, in lieu of poring over tapes of the meetings, from which identification of the various speakers is difficult at best, if not impossible, and which may suffer unpredictably from poor sound quality or even wholly missed portions of meetings.

9. Preparation of preclearance submission. Upon adoption of a plan, the Firm will prepare the required Voting Rights Act section 5 preclearance submission for the Department of Justice, including assembling all documentation required.

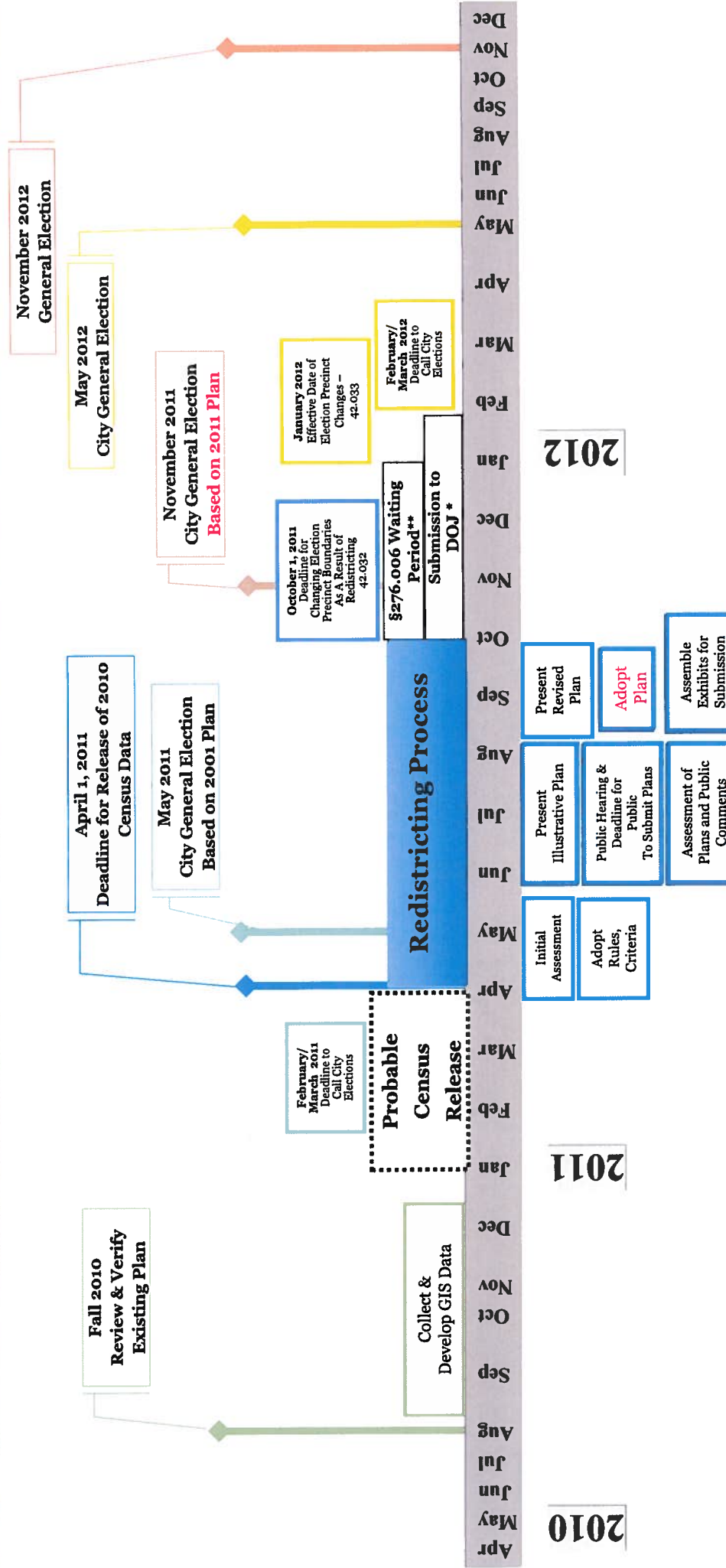
As the City is aware, under section 5 of the Voting Rights Act, any redistricting plan adopted by the City Council will need to be approved by the Department of Justice or by a three-judge district court in the District of Columbia before it can be implemented. The Firm has prepared hundreds of submissions to the Department of Justice and routinely does this for its redistricting clients. It is important that the submission not be thought of as merely something that happens at the end of the process. Rather, the redistricting process should be specifically designed to address the issues that will be important to the Department of Justice and to develop the material that will need to be included in the submission. It is also important to remember that the submission process involves not only the written submission materials, but often also includes a substantial effort to respond to clarifying questions posed by the Department and to its requests for additional information. The Firm will work with the City to submit its plan to any other required agency.

10. Responding to DOJ requests for additional information. During the Department of Justice's review of the preclearance submission, it may request additional information. The Firm will prepare responses to those requests and deal directly with DOJ to answer any questions. In unusual circumstances, it may be desirable for City Council members and members of the Firm to visit with DOJ officials in Washington D.C. We do not anticipate such circumstances to arise, but in the event such circumstances arose, the Firm would be available to meet with DOJ personnel.

11. Ongoing legal counsel and consulting. The Firm will be available through the conclusion of the submission stage to provide ongoing legal counsel and consulting to the City concerning the redistricting process, related requirements, the plan(s) considered and the plan adopted, the City's preclearance submission, and initial implementation of any precleared plan. This does not include counseling regarding any specific litigation brought against the City, which would fall under the category of litigation representation.
12. Litigation. In the event there is actual litigation or threatened litigation, the Firm will be available to counsel the City about the likely merits of any suit or claim brought or anticipated to be brought imminently, or to defend the challenge. The Firm would also be available to advise the City regarding potential litigation arising after the submission process is concluded.

A major goal of the redistricting process is to design a plan that will avoid litigation and liability. The Firm tries during the process to minimize the likelihood of a legal challenge by advising the client of the most legally defensible plan and by being sure that the process produces a record that can be used to demonstrate that the adopted plan complies with the applicable legal standards. Sometimes, however, when the opponents of a plan are unsuccessful in the political arena, they will move their battle to the courthouse. In those instances, the Firm is prepared to defend the plan as it has extensive experience in litigating Voting Rights Act and *Shaw v. Reno* issues. As described earlier, the Firm has unique experience in *Shaw v. Reno*-type cases, because of its success in the *Chen v. City of Houston* case. The members of the Firm are licensed in the U.S. Supreme Court and various lower federal courts, including in particular the U.S. Court of Appeals for the Fifth Circuit, and the U.S. District Courts for the Eastern, Western, Northern and Southern Districts of Texas.

Time Line for 2011 Redistricting and Subsequent General Election ***



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 AUSTIN-EL PASO-HOUSTON-DALLAS-EDINBURG

*Department of Justice Preclearance requires 60 days for initial review and possibly 60 additional days with a request for additional information.
 **Section 276.006 of the Texas Election Code requires that redistricting orders be adopted at least three months prior to election day.
 The section 276.006 waiting period and the submission time may overlap as we have depicted above.

***The redistricting time line may be affected by the City Charter.

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- Client List -

Cities

Counties	Cities	Schools
Archer County	Alvin	Austin ISD
Austin County	Arlington	Ballinger ISD
Bandera County	Beeville	Brady ISD
Baylor County	Brenham	Bryan ISD
Bee County	Bryan	Coleman ISD
Bexar County	Cameron	Crockett Co. Consolidated
Brazos County	Crosbyton	Crosbyton ISD
Cass County	Del Rio	D-Hanis ISD
Caldwell County	Denton	Daingerfield-LoneStar ISD
Callahan County	Eldorado	Dallas ISD
Chambers County	Gainesville	Del Valle ISD
Coleman County	Galveston	Fort Davis ISD
Colorado County	Georgetown	Galveston ISD
Dallam County	Grand Prairie	Grady ISD
Dallas County	Greenville	Greenville ISD
El Paso County	Houston	Henderson ISD
Fayette County	Jasper	Houston ISD
Galveston County	Killeen	Kerrville ISD
Gillespie County	La Grange	Klondike ISD
Grimes County	La Porte	McCamey ISD
Guadalupe County	Midland	Midland ISD
Hamilton County	Mineral Wells	North East ISD
Hardin County	Missouri City	Port Arthur ISD
Haskell County	Port Arthur	Schleicher ISD
Hidalgo County	Port Lavaca	Stanton ISD
Hopkins County	Sterling City	Sterling City ISD
Jasper County	Sugar Land	Socorro ISD
Jefferson County	Temple	Tyler ISD
Kaufman County	Waco	Winters ISD
Kendall County	Wharton	
Kerr County		
Knox County		
Lampasas County		
Lee County		
Liberty County		
Lynn County		
Live Oak County		
Llano County		
Madison County		
Martin County		
Matagorda County		
Marion County		
Midland County		
Mitchell County		
Moore County		
Nacogdoches County		
Panola County		
Palo Pinto County		
Pecos County		
Reagan County		
Robertson County		
Runnels County		
Schleicher County		
Scurry County		
Smith County		
Sterling County		
Sutton County		
Tarrant County		
Val Verde County		
Waller County		
Washington County		
Wharton County		
Wilbarger County		
Williamson County		
Wise County		
Wood County		

Black Denotes 2001 Redistricting Client Only

Blue Denotes 1991 Redistricting Client Only

Statement of Qualifications

for

Redistricting Solutions

submitted to the:

City of Taylor

submitted by:



www.RedistrictingSolutions.com
www.TexasMunicipalLawyers.com

July 25, 2010

INTRODUCTION

The **Bojorquez Law Firm**, in collaboration with **Redistricting Solutions**, respectfully submits this Statement of Qualifications for providing professional services to assist the City of Taylor in assessing the results of the 2010 Census and potentially redrawing city council wards (aka, “districts”) to comply with state and federal law.

Our law firm exclusively represents municipalities across Texas. Our attorneys serve in the capacity of *City Attorney* or *Special Counsel* for varying cities (e.g., home-rule and general-law, large and small, urban and rural).

In 2000-2001, Alan Bojorquez successfully guided 7 cities, 4 counties and a school district through the Redistricting Process. He also shepherded a town through mid-decade redistricting based on annexations and rapid residential growth. Alan is now joined by Cristina Ruiz Blanton, a former staff attorney in the Elections Division of the Texas Secretary of State’s Office, who has extensive experience in Preclearance under the Voting Rights Act.

Our firm has collaborated with two other Austin law firms experienced in apportionment (aka, districting) to bring together a team of governmental lawyers experienced in working with governmental entities in redistricting law. Our collaboration is known as **Redistricting Solutions**, and our sole purpose is to provide additional resources, expertise and depth of knowledge in districting and election law matters to meet the special needs of local governmental entities (e.g., cities, counties, school districts, and special districts). We have also retained a premiere engineering firm to provide the demographic analysis and mapping support required for our redistricting services. Through this arrangement, we can assure Taylor gets the benefit of state of the art technological support (demography, equipment, software, and analysis).

We believe the information that follows this will demonstrate our qualifications to serve as the City of Taylor’ consultant.



Alan J. Bojorquez

ABOUT APPORTIONMENT

The process of drawing single-member district boundaries must include and balance four basic legal principles:

1. One Person-One Vote under the U.S. Constitution (equal population);
2. Section 5 of the US Voting Rights Act (requiring preclearance and applying a retrogression standard to minority group populations in specific districts);
3. Non-discrimination standard of Section 2 of the US Voting Rights Act; and
4. *Shaw v. Reno* line of cases (limitations on the use of race as a factor in redistricting).

OUR SERVICES

The Bojorquez Law Firm and its *Redistricting Solutions* team will assist the city by:

- Determining the demographics results of the 2010 Census.
- Educating decision-makers on the legal requirements.
- Explaining legal parameters established by state and federal law.
- Formulating process and procedures for boundary establishment.
- Facilitating public outreach, hearings, and input from special interest groups, stakeholders and civic organizations.
- Coordinating communication with media.
- Preparing viable draft boundary plans of all single-member districts).
- Advising the city council regarding the consequences of chosen plans.
- Submitting package to US DOJ seeking preclearance.
- Defending the city in any resulting legal challenges.

PREPARATION

The City of Taylor should soon begin to collect the information that will be needed to prepare an initial analysis and evaluation of the 2010 Census. Providing this information to the Bojorquez Law Firm early in the process will assist us in providing the city with an efficient and timely redistricting analysis and process:

1. The city should provide its current city limit (aka, incorporated municipal boundary) information as soon as reasonably practicable. If the current boundaries exist in a “shape file” or similar electronic format, those files will be required.
2. The city will need to provide: (a) historical election data for past city council elections for the past 10 years; (b) Department of Justice preclearance submissions from those

elections; and (c) any other pertinent records. If there is a court order or other pertinent information from prior voting rights litigation, then that information should be located and supplied to the Bojorquez Law Firm.

3. We will assist the city in posting and advertising appropriate public hearings and public meetings, as necessary, to obtain community input and evaluation of possible changes to existing district boundaries.

THE PROCESS

A successful apportionment process must begin with the involvement of community stakeholders. Community support for the boundary changes requires transparency in all phases of the process. We take an inclusive approach to the districting process. We can bring our demographer and computer equipment to public meetings so community members can participate in live analysis of potential district changes and the drawing of alternative plans. Alan Bojorquez's family is of Spanish origin, and Cristina Ruiz Blanton is bilingual in English and Spanish; thus, the firm is sensitive and responsive to the needs of Spanish language speakers. We firmly believe that transparency and accurate, timely information are essential to a successful redistricting process.

A proposed timeframe for the districting process is:

1. **Summer 2010.** The city should consider *hiring an experienced firm* to guide the city through the Apportionment / Redistricting Process, including evaluation of current data, analysis of Census results, delineating potential district boundary lines, and submitting the proposed plan to the Department of Justice for preclearance.
2. **Fall 2010.** Provide current city limit boundaries and data files, election data from past 10 years, Department of Justice preclearance submissions, and other relevant data to the consulting firm for *data-entry* and initial map-drawing.
3. **Early Spring 2011.** Analyze the data and produce an *initial assessment* whether the proposed districts will achieve the permissible population balances between the (greater than 10% deviation between any two districts). The initial assessment will be presented to the city council, along with appropriate backup and a sample order confirming the city's intent to commence apportionment / districting.
4. **Late Spring 2011.** We will develop suggested apportionment *criteria* for districting plans for Council approval that are consistent with the mandates of the federal Voting Rights Act, and conform to districting best practices (preserving historic boundaries, recognizing clearly identifiable community and economic interests, preserving constituency-representative relations by minimizing contests among incumbents, minimizing the impact of districting on community interests). The city council may consider whether it wishes to appoint an *Apportionment Committee* to draft sample districting plans for the city council's consideration.

5. **Early Summer 2011.** Following consultation with the city council, or meetings with the *Apportionment Committee*, ***draft plans*** will be drawn for consideration by the council and by members of the public. These draft plans will be discussed during at least two “workshops” open to the public, at which time input will be solicited and alternative plans may be drawn.

In addition, any plans submitted by members of the public will be received and analyzed. It has been our experience that this important phase of the proposed work takes the longest time, especially if there is significant public input and interest. Public education and collaboration, while time consuming, is an essential part of the process. The firm will also be available to meet individually with stakeholders such as community leaders and special interest groups.

6. **Summer 2011.** Once a proposed ***consensus plan*** is developed, it will be presented for approval by the city council. Thereafter, potential polling place modifications will be evaluated and approved by the council.
7. **Fall 2011.** Upon approval of an apportionment plan, all pertinent documentation of the process, including public notices, minutes, comments from members of the public, the various plans considered, and related materials will be compiled and submitted to the Department of Justice for ***preclearance*** under Section 5 of the Voting Rights Act. It is important that the preclearance request be filed in the early fall of 2011 so as to allow the Department sufficient time to review and resolve any questions they may have prior to the candidate filing deadline in March of 2012. The Department of Justice has an initial sixty-day review period for submissions, which can be extended by an additional sixty days by notice to the submitting entity that additional information is necessary to consider the submission.

The Bojorquez Law Firm will provide all legal, demographic, computer and language translation/interpreter services necessary to perform and complete all stages of the redistricting process. The firm will prepare all public notices of meetings and workshops (in English, Spanish and other languages represented in the local community), all orders approving districting plans for districts and polling places, and compiling and preparing the necessary documentation for the Department of Justice submission. In addition, attorneys from the firm can be present at all workshops and meetings of the city council in which redistricting matters are discussed and/or acted upon. Appropriate language interpreter services (Spanish and other languages, American Sign Language) will be provided for community meetings as appropriate to effectively communicate with the community.

The city council will be provided with detailed color maps and complete data files with the new districts. All data and information shall remain the property of the city.

OUR TEAM

We propose that **Mr. Bojorquez** serve as the attorney who will be primarily responsible for districting matters for your city, and act as team leader.

Alan J. Bojorquez, Principal. As owner and manager of the Bojorquez Law Firm, PLLC, Alan serves as City Attorney or Special Counsel for several municipalities. Prior to going into private practice, Alan was Assistant General Counsel for the ***Texas Municipal League***. He earned his Juris Doctorate, Master of Public Administration, and Bachelor of Arts from Texas Tech University. While in school, Alan interned for the cities of Lubbock and Garland. Alan is a member of the American Planning Association, International Municipal Lawyers Association and Texas City Attorney Association. Alan received his Merit Certification in Municipal Law from the Texas City Attorneys Association and is a member of the College of the State Bar. He is author of the **TEXAS MUNICIPAL LAW & PROCEDURE MANUAL**. Alan has previously guided 8 cities, 4 counties and a school district through the Redistricting Process.

Cristina Ruiz Blanton, Of Counsel. Cristina provides general municipal legal counsel to Texas cities with a specialty in Election related matters. After graduating with a degree in Corporate Finance from the University of Texas-Pan American, Cristina received her law degree from St. Mary's School of Law in San Antonio, Texas. Prior to joining the Bojorquez Law Firm, Cristina served as a Staff Attorney with the ***Texas Secretary of State's Elections Division***. During her tenure with the Secretary of State, Cristina assisted counties, cities and schools with a wide array of election issues, conducted election schools for all governing bodies and provided assistance to governing bodies with Spanish translation of election materials and compliance with federal law standards. Cristina also has civil litigation experience, and has prosecuted misdemeanor cases as a former Assistant County Attorney.

Jill Hoffman, Associate. Jill is furthering her commitment to serving the public by representing municipal clients. After receiving her Bachelor's Degree from Southwestern University, Jill aided the people of El Salvador through the Peace Corps. While earning her Juris Doctorate from South Texas School of Law, she interned for the City of Austin's City Attorney's Office. Jill's law review article, "The Status of Surface Water Rights Laws in Texas," has been accepted for publication in the TEXAS ENVIRONMENTAL LAW JOURNAL.

Redistricting Solutions. The Bojorquez Law Firm has formed a collaborative consortium--*Redistricting Solutions*--with two other Austin-based law firms, Hudson & O'Leary, LLP, and the Law Offices of Powell & Leon, LLP, so as to provide redistricting clients with additional resources to assist with the upcoming release of the 2010 census. Our goal is to assure that all of our clients will have a high level of service and appropriate expertise on redistricting matters. Our team works collaboratively to provide both breadth and depth of experience in the area of redistricting in an efficient, cost-effective manner. All of our firms have expertise in election law and redistricting matters. For more information about this collaboration please visit www.RedistrictingSolutions.com. *Redistricting Solutions* attorneys who may also work on this project are:

Sara Hardner Leon. Ms. Leon has over twenty years experience representing public school districts across Texas. Ms. Leon is a 1985 graduate of Brown University, where she majored in Latin American Studies. She attended graduate school at the Institute of Latin American Studies at the University of Texas. She is also a 1990 graduate of the University of Texas School of Law. She was licensed to practice law in Texas in 1990 and is admitted to practice in the Federal District Courts for the Northern, Southern, Eastern, and Western Districts of Texas, the Fifth Circuit Court of Appeals and the United States Supreme Court. Sara has focused her practice in all areas of school law since 1990, with a particular emphasis on civil rights and litigation.

J. Greg Hudson. Greg is a partner in Hudson & O’Leary, LLP, a law firm that primarily represents Texas counties and hospital districts in a wide variety of legal matters. He received his BBA in Finance from the University of Texas in 1983, and his law degree from U.T. in 1987. Greg has served in the capacities of City Attorney, County Attorney Pro Tem, and General Counsel to a variety of local governments in Texas, both large and small.

Doucet & Associates, Inc. Doucet & Associates will provide state of the art mapping and demographic analysis work as a consultant to the Bojorquez Law Firm. Doucet was founded in 1992. Doucet staff includes licensed and certified professionals in project management, civil engineering, land planning, construction administration, surveying, GIS and mapping.

The Doucet staff designated for this assignment has successful and recent experience in planning, designing, overseeing, producing and delivering demographic and mapping services of all types, particularly for the *Redistricting Solutions* team. Their staff offers a high level of expertise and experience for this assignment. They offer up-to-date GIS mapping and cartographic services.

Doucet is led by Jerome M. “Jerry” Becker, who has over 20 years of experience as a CADD Technician and Graphic Designer. Starting in 1986 with technical ink drawings and hand rendering he produced civil engineering drawings and maps. Building on those skills, he learned Redistricting Software, AutoCAD and GIS map-making. He is proficient in preparing graphics for public relations purposes. He has experience and is proficient in a variety of graphics and web design software. Jerome is currently using Autobound Redistricting Software to create color mapping for redistricting purposes.

Doucet has all the necessary software and hardware to successfully support our Team:

Large-Format Plotters:

- HP DesignJet 5000-
 - o Color inkjet printer designed for printing high-quality maps and images.
 - o Ultimate Photo Quality using six inks and HP Color Layering Technology.
 - o Roll and feed paper media up to 42 inch wide and 300ft long.
- OCE TDS600-
 - o Wide format, black and white, mid-volume, multifunctional system.
 - o Print, copy, and scan-to-file functionality.

Color Printer:

- Xerox WorkCentre 24-
 - o Color laser printer with copier and scan-to-file capabilities.
 - o Full Bleeds on A3/11x17" prints.
 - o Up to 1200x1200 printing resolution.

SCHEDULE OF FEES

The Bojorquez Law Firm will provide an analysis of the demographic changes in the municipality's population; conduct public meetings and hearings as necessary to evaluate changes required under state and federal law; prepare and present alternative plans to the city council; and submit the approved plans to the Department of Justice for Preclearance under the fee schedule proposed herein.

We propose an hourly fee for services. Our attorneys and demographers maintain daily time records, in increments of 1/10th of an hour. Monthly invoices identify the person performing the work, describe the work performed, and record the time expended on each task. A summary of costs appears below the summary of services and separate totals for services and costs are provided and followed by a total.

The firm charges only for those expenses that represent direct costs of the provision of legal services. In other words, we include no hidden overhead costs as part of our fee structure, and will only charge for those expenses where monetary costs to the firm are incurred on behalf of the client.

Fees for Services:

- | | |
|---|------------|
| o Attorneys fees for redistricting services | \$225/hour |
| o Technical fees (Demographer) | \$125/hour |
| o Paralegal / Law Clerk / Legal Secretary | \$95/hour |

Other Expenses:

o In-house black and white photocopies:	\$.25 per copy
o Outside photocopy services:	At cost
o Fax transmissions	No cost
o Westlaw electronic library charges:	\$95.00 per hour (not to exceed \$500/month)
o Postage:	At cost
o Litigation expenses (consultants, expert witness, court reporter, graphic exhibits):	At cost
o Color printing costs:	\$4/page for 8½ x 11; \$100/page for oversized color renditions of district maps
o Interpreter services:	At cost (Fees for certified interpreters depend upon the language required and the location, Generally these fees do not exceed \$90/hour)
o Travel time:	½ regular hourly rate
o Travel expenses:	At cost/IRS mileage rate

Note: In the event of any litigation, representation of the city in litigation or the provision of expert witness fees will be provided under the same fee structure.

Payment Schedule:

Payments shall be made monthly, based upon detailed invoices provided by the firm.

Estimates:

While it is extremely difficult to accurately predict how much the redistricting process will cost a particular municipality, a reasonable range for a city such as Taylor can be estimated at \$10,000 - \$15,000, depending on certain variables. Common factors that often influence the ultimate price include:

- (a) **Committee:** whether the city opts to create a *Redistricting Committee* to advise the city council.
- (b) **Hearings:** the number of public hearings the city council chooses to conduct.
- (c) **Individual Consultations:** how many one-on-one discussions particular council members or city employees want to have with the firm or demographer.
- (d) **Stakeholders:** if there are organized special interest groups or civic organizations that want to be consulted and have formal input during the process.
- (e) **Variations:** the number of plans the city wants created, evaluated, and publicized.
- (f) **Citizen Plans:** the number of plans proposed by members of the public or special interest groups.

- (g) **Polling Places:** if the city wants the firm's assistance in realigning election precincts and selecting locations for polling places concurrently with redistricting, particularly if the city seeks uniformity with the boundaries of other entities (e.g., school district trustees or county commissioners).

STANDARDS & ACCREDITATIONS

The attorneys of the Bojorquez Law Firm, as well as the attorneys of the *Redistricting Solutions* team are all licensed to practice in Texas, and have no pending complaints or grievances filed against them of any nature whatsoever with the State Bar of Texas. The Bojorquez Law Firm has never been the subject of a malpractice claim or lawsuit. The firm routinely carries professional liability insurance, and is financially sound.

Alan Bojorquez has received *Merit Certification in Municipal Law* from the Texas City Attorneys Association, and is a five-time member of the *College of the State Bar of Texas*.

For more information, contact Alan at (512) 250-0411, or alan@TexasMunicipalLawyers.com, or visit www.RedistrictingSolutions.com.

REDISTRICTING

It must be noted that, despite our best efforts at estimating Taylor's current demographics, it is possible the City will be required to **redistrict** (i.e., modify the single-member district boundaries) after the results of the 2010 Census are released. With this in mind, my team will attempt to guide the City of Taylor to initially approve districts that take into account projected growth trends and forecasts in order to make the post-Census redistricting effort as easy as possible. We will have some flexibility to over-populate or under-populate the brand new districts in anticipation of what the 2010 Census is likely to reveal.



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Suite 2-100
Austin, Texas 78750

BOJORQUEZ
LAW FIRM, PLLC

Phone: (512) 250-0411
Fax: (512) 250-0749
TexasMunicipalLawyers.com

February 3, 2011

Susan Brock
City Clerk, City of Taylor
400 Porter Street
Taylor, TX 76574

Re: Redistricting Proposal – Follow up questions

Dear Ms. Brock:

Thank you for contacting us regarding our Statement of Qualifications for the City of Taylor's RFP for Redistricting Services. We look forward to the opportunity to guide the City through this process.

In response to your questions via email to Alan earlier today, the jurisdictions for which we have previously performed Redistricting are listed below:

Cities:

1. Arlington
2. Bryan
3. Denton
4. Galveston
5. Georgetown
6. Little Elm
7. Orange
8. Mineral Wells
9. Wharton

Counties:

1. Archer County
2. Brazos County
3. Galveston County
4. Palo Pinto County

School Districts:

1. Socorro ISD

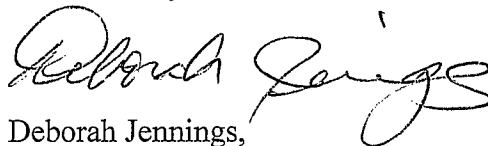
Second, while it is extremely difficult to accurately predict how much the redistricting process will cost a particular municipality, a reasonable range for a city such as Taylor can be estimated at a base price of \$20,000 - \$25,000, depending on certain variables. Common factors that often influence the ultimate price include:

- (a) **Committee:** whether the city opts to create a Redistricting Committee to advise the city council.
- (b) **Hearings:** the number of public hearings the city council chooses to conduct.
- (c) **Individual Consultations:** how many one-on-one discussions particular council members or city employees want to have with the firm or demographer.
- (d) **Stakeholders:** if there are organized special interest groups or civic organizations that want to be consulted and have formal input during the process.
- (e) **Variations:** the number of plans the city wants created, evaluated, and publicized.
- (f) **Citizen Plans:** the number of plans proposed by members of the public or special interest groups.

Unlike other firms, we are only anticipating accepting 10 Redistricting clients this year to ensure the highest level of quality control and customer service for each city. We would be honored to have the City of Taylor as one of our select few 2010 Redistricting clients.

If you have any additional questions or need further clarification, please don't hesitate to contact us. We look forward to hearing from you soon.

Sincerely,



Deborah Jennings,
Legal Assistant

cc: Alan J. Bojorquez, Principal

Knight & Partners

Attorneys at Law

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Fax: (512) 323-5773
www.cityattorneytexas.com
attorneys@cityattorneytexas.com

Executive Office Terrace
223 West Anderson Lane, Suite A-105
Austin, Texas 78752

Attorneys
Barney L. Knight
Paige H. Sáenz
Kenneth W. Mills
Jeffrey T. Ulmann
James D. Parker

October 6, 2010

Hon. Mayor and Councilmembers
% Jim D. Dunaway
City Manager
City of Taylor
400 Porter St.
Taylor, Texas 76574

Re: Proposal for Council District Redistricting Services

Dear Mayor and Councilmembers:

Knight & Partners will provide redistricting services with respect to the City's single member Council districts upon the 2010 Census being final and available to the City. We will make an initial assessment of the City's existing single member Council districts based on the 2010 Census and applicable law to determine if changes in the total population or population shifts within the community require the City to redistrict. Upon such assessment being completed, we will provide a letter opinion stating whether or not redistricting is required, and the facts supporting such opinion. Thereafter, if redistricting is required, or if the City Council decides to redistrict for other local community purposes, we will prepare and present to the City Council a plan for adoption of single-member Council districts.

The specific redistricting services will include the preparation of three (3) alternative district plans, resolutions (English and Spanish) giving required notices of opportunity for public participation, requirements for plans submitted by the public and public hearings, and an ordinance (English and Spanish) adopting the district plan selected by the City Council, communication with Williamson County regarding the necessity (if any) for revision of the election precincts within the City, and the filing of a pre-clearance application with the Department of Justice (DOJ). In addition, if needed, we will prepare a fourth plan to incorporate Council requests for one or more alternative plans. Our basic services as above will include two (2) meetings with the City, one of which will be during City Council where we will present the three district plans the other being a workshop with Council.

Mayor and Councilmembers
City of Taylor
Redistricting Proposal

October 6, 2010

Our work will be based on the 2010 census data. **Basic Services and Fee. [1] Assessment Fee.** If redistricting is not required our fee for the assessment and opinion regarding the current district plan based on the 2010 Census will be \$3,000. If redistricting is not required, no other fees will be payable. If redistricting is required, the fee for this assessment is included as part of the following base fee for redistricting. **[2] Redistricting.** If redistricting is required our base fee for the above stated redistricting services (including the Assessment) will be \$9,500.00, plus out of pocket expense incurred for travel, copying and printing. **Additional Services.** If the City requires additional district plans (more than four), our attendance at more than two meetings in Taylor, or other services, the additional fee for those services will be \$175/hour for attorney time and \$70.00/hour for paralegal time.

The fee will be payable in progress payments as follows: (1) Upon the assessment being completed and the opinion letter issued to the City Council, \$2,000; (2) if redistricting is required, \$2,000 will be payable upon three district plans being delivered to the City; (3) \$2,000 when the plans are presented at a public meeting; (4) \$2,000 when the application for pre-clearance is filed with the DOJ; and (5) \$1,500 when the DOJ pre-clears the adopted plan; and, if additional services are requested those services will be billed monthly when provided.

If this is acceptable to the City Council, please sign the duplicate original provided and return it to me in the enclosed envelope. We look forward to another opportunity to work with the City.

Very truly yours,


Paige Sáenz

Accepted and Approved:

Jim Dunaway, City Manager

Barney Knight has sixteen (16) years experience with the cities of Temple and Austin, and twenty-four (24) years of private practice experience. During his first five (5) years of private practice, he concentrated in construction, real estate, finance and related litigation. During the last nineteen (19) years he has concentrated his practice in the representation of local governments, and more particularly, in recent years he has concentrated in serving as city attorney, assistant city attorney or as general counsel of other local governments. During the 16 years with Temple and Austin, he served as Deputy City Attorney, City Attorney, Assistant City Manager, City Manager and Acting City Manager.

I am a partner with eight (8) years experience as an attorney (6 of which have been exclusively in municipal law). I believe that my concentrated study of municipal law with Barney's firm during the last six years, together with my practical and logical approach, my ability to work with people to accomplish desired results in stressful situations and a penchant for prompt service results in very solid support for our clients. By client preference, I serve as the city attorney of several cities and as the primary assistant city attorney for Leander and Kyle. My resume is also enclosed.

Ken Mills has twenty-four (24) years experience representing private and governmental entities. For nine (9) years prior to joining the firm, Ken represented commercial land developers in all aspects of their purchase, sale, leasing, entitlement, financing, construction, utility service, economic development and other matters pertaining to retail, multifamily, industrial, mixed-use, and other commercial projects. For approximately ten (10) years prior to that, Ken worked in Texas government, both as a real estate lawyer for the General Land Office, and as a hearings examiner, attorney in administrative hearings, and in rulemaking matters at the Land Office and in other agencies. Ken started in practice in the general business section of a large firm in Albuquerque, New Mexico. Ken represents the firm's clients, both governmental entities and private developers, in all matters, focusing primarily on real estate and administrative law. Ken has a music degree from North Texas State University and his law degree from the University of Colorado.

Jeff Ulmann, an associate with three (3) years of experience exclusively in municipal law serves as assistant city attorney in selected areas for several of our municipal clients. Jeff's pre-law work includes experience as a personnel specialist and appraising real estate. Jeff has completed our training and gained the required experience to fully perform in several areas of municipal law. He is assigned work in those areas, provides support and assistance to the other attorneys, and prosecutes in municipal court for several clients.

Jacob Limon is the firm Planner and Demographer with nine (9) years of experience. Jacob has been the named City Planner for several consulting cities including Burnet, Rockdale, Hutto and Volente. In 2001 Jacob performed redistricting for over 20 cities and counties including Port Arthur, Kyle, Socorro and Bexar County Met (San Antonio). In addition to redistricting, Jacob has assisted over 40 cities with Home Rule Charters, Zoning Ordinances, Subdivision Reviews, Capital Improvement and Master Plans.



***City Council Meeting
February 10, 2011
Agenda Item Transmittal***

Agenda Item #: 14

Agenda Title: Executive Session.

Council Action to be taken: Consult with City Attorney

Initiating Department: City Administration

Staff Contact: Jim D. Dunaway, City Manager
Ted Hejl, City Attorney

1. INTRODUCTION/PURPOSE

This Executive Session is called to consult with City Attorney.

2. DESCRIPTION/ JUSTIFICATION

The Taylor City Council will conduct a closed meeting under Section 551.071 of the Texas Government Code in order to meet with its 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.

3. FINANCIAL/BUDGET

4. TIMELINE CONSIDERATIONS

5. RECOMMENDATION

6. REFERENCE FILES

14a. [Executive Session form](#)

**TAYLOR CITY COUNCIL
CERTIFIED AGENDA - EXECUTIVE SESSION**

1. OPEN MEETING ANNOUNCEMENT

The City of Taylor City Council convened in Open Session, declared a quorum on February 10, 2011 and has posted an Official Agenda indicating the need for an Executive Session. The Council will now adjourn into Executive Session pursuant to the Texas Open Meetings Act, Government Code Section:

- | | | |
|-------------------------------------|---------|--|
| ☒ | 551.071 | To consult with its attorney regarding a matter in which the duty of the attorney to the City conflicts with the Open Meetings Act. |
| ☐ | 551.072 | To conduct deliberations regarding the purchase, exchange, lease, or value of real property. |
| ☐ | 551.074 | Regarding personnel matters |
| ☐ | 551.087 | Regarding economic development negotiations and considering financial or other incentives to a business prospect that the City seeks to have locate in or near the City of Taylor. |

Any action resulting from the Executive Session will be taken in Open Session immediately following the Executive Session.

2. BACK TO OPEN SESSION

The time is now _____ and we will reconvene into Open Session. No action or vote was taken on any matter discussed in Executive Session.

CERTIFICATION

I, John McDonald, Mayor Pro Tem of the City of Taylor, do hereby certify that this Agenda of an Executive Session of the City Council is a true and correct record of the proceedings.

WITNESS my hand this the _____ day of _____, 2011

John McDonald, Mayor Pro Tem



***City Council Meeting
February 10, 201
Agenda Item Transmittal***

Agenda Item #: 15
Agenda Title: Executive Session. (Economic Development)
Council Action to be taken: Adjourn into Closed session.
Initiating Department: City Administration
Staff Contact: Jim D. Dunaway, City Manager

1. INTRODUCTION/PURPOSE

2. DESCRIPTION/ JUSTIFICATION

The Taylor City Council will conduct a closed meeting under Section 551.087 of the Texas Government Code which allows such a closed meeting and which Rules conflict with the Texas Open Meetings Act.

3. FINANCIAL/BUDGET

4. TIMELINE CONSIDERATIONS

5. RECOMMENDATION

6. REFERENCE FILES

15a. [Executive Session form](#)

**TAYLOR CITY COUNCIL
CERTIFIED AGENDA - EXECUTIVE SESSION**

1. OPEN MEETING ANNOUNCEMENT

The City of Taylor City Council convened in Open Session, declared a quorum on February 10, 2011 and has posted an Official Agenda indicating the need for an Executive Session. The Council will now adjourn into Executive Session pursuant to the Texas Open Meetings Act, Government Code Section:

- | | | |
|-------------------------------------|---------|--|
| ☒ | 551.071 | To consult with its attorney regarding a matter in which the duty of the attorney to the City conflicts with the Open Meetings Act. |
| ☐ | 551.072 | To conduct deliberations regarding the purchase, exchange, lease, or value of real property. |
| ☐ | 551.074 | Regarding personnel matters |
| ☒ | 551.087 | Regarding economic development negotiations and considering financial or other incentives to a business prospect that the City seeks to have locate in or near the City of Taylor. |

Any action resulting from the Executive Session will be taken in Open Session immediately following the Executive Session.

2. BACK TO OPEN SESSION

The time is now _____ and we will reconvene into Open Session. No action or vote was taken on any matter discussed in Executive Session.

CERTIFICATION

I, John McDonald, Mayor Pro Tem of the City of Taylor, do hereby certify that this Agenda of an Executive Session of the City Council is a true and correct record of the proceedings.

WITNESS my hand this the _____ day of _____, 2011

John McDonald, Mayor Pro Tem