The City Council of the City of Taylor met on January 26, 2010 at City Hall, 400 Porter St., Taylor, Texas. Mayor Hortenstine declared a quorum and called the meeting to order at 6:00 p.m. with the following present:

Mayor Pro Tem Ella Pumphrey Jez
Council Member Christopher Gonzales
Council Member Donald Hill
Council Member John McDonald

City Manager, Jim Dunaway
City Attorney, Ted Hejl
City Clerk, Susan Brock

INVOCATION
Chief Jeff Straub led the group in prayer.

PLEDGE OF ALLEGIANCE

CITIZENS COMMUNICATION
No citizens came forward during this time.

CONSENT AGENDA

1. MINUTES FOR JANUARY 14, AND JANUARY 19, 2010.
2. ORDINANCE 2010-2 AMENDING THE FEE ORDINANCE TO INCLUDE A CHANGE TO PARK CONCESSION FEES AND SOLID WASTE SERVICE FEES.

ORDINANCE NO. 2010-2

AN ORDINANCE AMENDING ORDINANCE NO. 2009-29 ADOPTED ON SEPTEMBER 22, 2009 BY CHANGING CERTAIN RATES AND OTHER SERVICES PROVIDED BY THE CITY; REPEALING ALL ORDINANCE OR PARTS OF ORDINANCES IN CONFLICT HEREWITH TO THE EXTENT OF SUCH CONFLICT; AND PROVIDING A SEVERANCE CLAUSE.

3. CONSIDER ACCEPTING SEMI ANNUAL IMPACT FEE REPORT.
4. CONCUR WITH PRELIMINARY FINANCIALS FOR DECEMBER, 2009.
   Council Member McDonald asked to have item number 4 removed for further discussion and then moved to approve consent agenda items 1-3 as presented and Council Member Hill seconded the motion. VOTE: Five voted Aye. Motion passed.

REGULAR AGENDA – REVIEW/DISCUSS & CONSIDER/ACTION:

4. CONCUR WITH PRELIMINARY FINANCIALS FOR DECEMBER, 2009.
   Council Member McDonald expressed concern for the delinquent collections on cemetery accounts. Ms. Rosemarie Dennis, Finance Director, explained that staff have been working with those accounts and have either renegotiated the contracts or made arrangements for different payment options and that those accounts are now current. With no further questions, Council Member McDonald moved to approve the financials as presented and Council Member Hill seconded the motion. VOTE: Five voted AYE. Motion passed.

5. CONSIDER APPROVING ORDINANCE 2010-1 TO REZONE PROPERTY OWNED BY D & R ASSOCIATES, INC. LOCATED IN THE VICINITY OF 500 WEST 2ND STREET, ALSO KNOW A LOTS 1 AND 2 AND APART OF LOT 3(S/PT) BLOCK 61, CITY OF TAYLOR, FROM LOCAL BUSINESS (B-1) TO GENERAL BUSINESS (B-2)
   Mr. John Elsden, City Planner, presented a request to continue the process to approve Ordinance 2010-1 to rezone property located at 500 West 2nd Street. At the January 14, 2010 council meeting the request originally included two properties, 500 and 512 West 2nd Street. After much discussion, the property owner asked to consider his request without the second property. The Ordinance has since been amended and now only applies to the property at 500 West Second Street.

   Without further discussion, Council Member Hill moved to approve Ordinance 2010-1 as revised and Mayor Pro Tem Jez seconded the motion. VOTE: Five voted AYE. Motion passed.

6. CONDUCT PUBLIC HEARING AND CONSIDER APPROVING RESOLUTION R10-1 REGARDING A SMALL COMMUNITIES GRANT APPLICATION TO THE TEXAS PARKS AND WILDLIFE DEPARTMENT FOR THE TAYLOR REGIONAL PARK AND SPORTS COMPLEX.
   Mr. Bob vanTil, Director of Community Development, asked Council to conduct a public hearing on a grant application to the Texas Parks and Wildlife Department. This item was previously discussed at the January 14, 2010 meeting but brought back for additional comment and comparison to a previous grant application request for Fannie Robinson Park. Mr. van Til pointed out that this particular grant application includes activities that will benefit both the elderly and younger age groups. Included in the plan are a fishing platform, trail, and wetland and wildflower gardens to be shared by older adults as well as a climbing boulder for the grandchildren who may be visiting the park with their grandparent.

   Mayor Hortenstine declared the public hearing open and Tricia Rosetty with the Taylor Daily Press asked for clarification on the amenities, including the "climbing boulder". Hearing no additional public comments, Mayor Hortenstine closed the public hearing. Council Member Hill expressed his support for this project and Mayor Pro Tem Jez stated her appreciation of the fact that the project is a valuable addition to the park with no additional cost to the city.

   Mayor Pro Tem Jez moved to approve Resolution R10-1 as presented and Council Member McDonald seconded the motion. VOTE: Five voted AYE. Motion passed.

7. CONDUCT PUBLIC HEARING AND CONSIDER APPROVING RESOLUTION R10-2 REGARDING A SMALL COMMUNITIES GRANT APPLICATION TO THE TEXAS PARKS AND WILDLIFE DEPARTMENT FOR FANNIE ROBINSON PARK.
   Mayor Hortenstine asked that this item be pulled since the previous item was the only one considered and approved.

8. CONSIDER APPOINTMENTS TO BOARDS AND COMMISSIONS.

Ms. Susan Brock, City Clerk, presented a request to consider reappointments and new appointments to the city boards and commissions whose terms have expired. Council was provided with recommendations from the individual boards, applications, and attendance records for those under consideration for reappointment. Ms. Brock provided a summary of those recommendations.

Council Member Gonzales asked for an opportunity to inform Council that a late application was received from Mr. Gummie Gonzales for either the Taylor Housing Authority or the Planning and Zoning Board and that he has expressed an interest in being considered for future appointments as they come available. He then moved to approve the appointments and reappointments as presented and Mayor Pro Tem Jez seconded the motion. VOTE: Five voted AYE. Motion passed.

9. CONSIDER APPOINTMENTS TO THE TAYLOR COMMUNITY DEVELOPMENT CORPORATION.
Mr. vanTil presented a request for Council to appoint at least five members to the newly formed Community Development Corporation and to consider appointing a Council member to this Board. Mayor Pro Tem Jez reminded staff that a past decision of the council was to not have council members serve on boards or committees. Council Member Hill suggested that each Council member be allowed to submit one name, not necessarily from their respective districts. Mayor Pro Tem Jez nominated Janette Polach to this board and Council Member McDonald asked to consider including the person who serves as the President of the Taylor Economic Development Corporation as a member. Other Council Members requested additional time to come forward with their nominees.

10. CONSIDER INTRODUCING ORDINANCE 2010-5 AMENDING SIGN ORDINANCE 2008-20 TO ALLOW SIGNS IN THE PARK AND INSTITUTIONAL ZONING DISTRICTS.
Mr. Elsden presented a request consider introducing an ordinance that would amend the Sign Ordinance to allow freestanding and low profile signs in the park and institutional districts. Hearing no discussion, Mayor Hortenstine asked Mr. Hejl to formally introducing the ordinance as presented.

ORDINANCE 2010-05

AN ORDINANCE OF THE CITY OF TAYLOR, TEXAS, AMENDING ORDINANCE NO. 2008-20 TO ALLOW FREESTANDING, LOW PROFILE AND ATTACHED SIGNS IN THE PARK (P) AND INSTITUTIONAL (I) ZONING DISTRICTS; PROVIDING A SEVERABILITY CLAUSE.

11. CONSIDER APPROVING RESOLUTION R10-03 CALLING AN ELECTION FOR THE PURPOSE OF ELECTING TWO COUNCIL MEMBERS, ONE FROM DISTRICT 1 AND ONE FROM DISTRICT 4, ON MAY 8, 2010, DESIGNATING POLLING PLACES AND PROVIDING NOTICE OF THE ELECTION.
Ms. Brock presented a request to call the election for two council members, Council Members Hill and Jez terms expire in May of 2010. Candidate applications will be accepted between February 8 and March 8 for the May election. She noted that newly annexed residents' voting districts are still under consideration by the Department of

Justice and a determination should be forthcoming by February 22.

Council Member McDonald moved to approve Resolution R10-3 and Council Member Hill seconded the motion. VOTE: Five voted AYE. Motion passed.

12. CONSIDER JOINT AGREEMENT AND CONTRACT FOR ELECTION SERVICES WITH THE WILLIAMSON COUNTY ELECTION DIVISION FOR THE MAY 8, 2010 MUNICIPAL ELECTION.

Ms. Brock presented a request to enter into a joint agreement with Williamson County and the Taylor Independent School District for the May election. This allows all entities an opportunity to share costs and consolidate resources. The Contract for Election Services signed last year will not expire until 2014 and this item was removed for consideration.

Council Member Hill moved to approve the joint agreement as presented and Council Member McDonald seconded the motion. VOTE: Five voted AYE. Motion passed.

13. CONSIDER ACCEPTING PUBLIC IMPROVEMENTS FOR SPJST REST HOME PROJECT.

Mr. Danny Thomas, Director of Public Works, presented a request to consider formally accepting public improvements completed during the construction project at the SPJST Rest Home. Improvements to the water line and fire hydrants were satisfactorily completed and will be added to the city assets.

Mayor Pro Tem Jez moved to accept the public improvements as presented and Council Member Gonzales seconded the motion. VOTE: Five voted AYE. Motion passed.

14. CONSIDER MOVING REGULAR COUNCIL MEETING FROM THURSDAY, FEBRUARY 11, 2010 TO TUESDAY, FEBRUARY 9, 2010 DUE TO A SCHEDULING CONFLICT.

Mr. Dunaway presented a request to consider moving the regular council meeting from Thursday February 11 to Tuesday February 9 to accommodate a schedule conflict for himself and Mr. Hejl who will be attending a mandatory civil service conference out of the city.

Council Member Gonzales moved to change the council meeting from February 11 to February 9, 2010 and Mayor Pro Tem Jez seconded the motion. VOTE: Five voted AYE. Motion passed.

15. EXECUTIVE SESSION. The Taylor City Council will hold a closed executive meeting pursuant to the provisions of the Open Meetings Law, Chapter 551, Government Code, in accordance with the authority contained in Section 551.074 to discuss the evaluation and reappointment of Municipal Judge Randall Pick.

Mayor Hortenstine adjourned Council to Executive Session at 6:45 p.m.

16. CONSIDER ACTION FROM EXECUTIVE SESSION.

Council returned to open session at 7:58 p.m. and Mayor Hortenstine stated that no action was taken during the Executive Session.

Mayor Hortenstine commended Judge Pick on his outstanding service and expressed appreciation for his willingness to continue to serve the community. Council Member Hill moved to approve the two year reappointment of Judge Pick as municipal judge and Mayor Pro Tem Jez seconded the motion. (Although no vote was taken, the comments preceding the vote were that the decision was unanimous). Motion passed by consensus.

ADJOURN

With no further business; Mayor Hortenstine adjourned the meeting at 8:00 p.m.

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Rod Hortenstine, Mayor

ATTEST:

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Susan Brock, City Clerk