

The City Council of the City of Taylor met on November 27, 2007 at City Hall, 400 Porter St., Taylor, Texas. In the absence of Council Member Hill and Mayor Bernabe Gonzales, Council Member John McDonald declared a quorum and called the meeting to order at 6:00 p.m. with the following present:

Council Member Rod Hortenstine  
Council Member Ella Jez

Frank Salvato, City Manager  
Assistant City Manager, Jim Dunaway  
City Attorney, Ted Hejl  
City Clerk, Susan Brock

#### INVOCATION

Mr. Bob vanTil led the group in prayer.

#### PLEDGE OF ALLEGIANCE

#### CITIZENS COMMUNICATION

No citizens came forward during this time.

#### CONSENT AGENDA

1. CONCUR WITH FINANCIALS FOR OCTOBER, 2007
2. ORDINANCE 2007-33 AMENDING THE FEE ORDINANCE.

Council member Hortenstine moved to approve the Consent Agenda as presented and Council Member Jez seconded the motion. VOTE: Three voted AYE; Motion passed.

#### REGULAR AGENDA – REVIEW/DISCUSS & CONSIDER/ACTION:

8. CONSIDER APPLICATION FOR FIRE PREVENTION AND SAFETY GRANT.

(This item was taken out of order.) Chief Bruce Watson presented a request to Council to consider approving a grant application with a \$500 match in funds for the Fire Department Safety Education program. Chief Watson plans on purchasing a Freddie the Firetruck educational program for use in the local schools.

Council Member Jez moved to approve the application and the \$500 in matching funds for the Fire Prevention and Safety Grant and Council Member Hortenstine seconded the motion. VOTE: Three voted AYE. Motion passed.

(Mayor Gonzales joined the Council prior to action on any of the remaining items)

3. CONSIDER ADOPTING ORDINANCE 2007-32 AUTHORIZING THE ISSUANCE OF \$10,000,000 CITY OF TAYLOR, TEXAS COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION, LEVYING AN AD VALOREM TAX AND PLEDGING CERTAIN SURPLUS REVENUES IN SUPPORT OF THE CERTIFICATES; APPROVING AN OFFICIAL STATEMENT; AUTHORIZING EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT AND A BOND PURCHASE AGREEMENT AND ORDAINING OTHER MATTERS RELATING TO THE ISSUANCE OF THE CERTIFICATES.

Ms. Rosemarie Dennis, Director of Finances, presented a request to Council to consider

adopting Ordinance 2007-32 regarding the issuance of \$10 million in Certificates of Obligation. Funds are to be used for water and wastewater improvements as well as park improvements.

Without further discussion, Council Member McDonald moved to adopt Ordinance 2007-32 authorizing \$10,000,000 in Certificates of Obligation and Council Member Jez seconded the motion. VOTE: Four voted AYE. Motion passed.

#### ORDINANCE NO. 2007-32

AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$10,000,000 CITY OF TAYLOR, TEXAS COMBINATION TAX AND REVENUE CERTIFICATE OF OBLIGATION, SERIES 2007; LEVYING AN AD VALOREM TAX AND PLEDGING CERTAIN SURPLUS REVENUES IN SUPPORT OF THE CERTIFICATES; AUTHORIZING EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT AND A LETTER OF INVESTMENT; AND ORDAINING OTHER MATTERS RELATING TO THE ISSUANCE OF THE CERTIFICATES

4. CONSIDER AWARDDING BID FOR CERTIFICATES OF OBLIGATION.

(This Item was taken out of order and presented prior to agenda item no. 3 in order to facilitate the adopting of the Ordinance to issue the debt.) Ms. Rosemarie Dennis, Director of Finance, reported that ten bid packets were sent out and only two lending institutions responded with proposals. Of these ten, four local banks were contacted but none opted to participate. Staff with First Southwest indicated that they were pleased with their ability to secure an offer from Bank of America with a low interest rate of 3.83% and recommended Council consider this proposal for the award.

Council Member Hortenstine moved to award the bid to Bank of American at an interest rate of 3.83% and Council Member McDonald seconded the motion. VOTE: Four voted AYE. Motion passed.

5. CONDUCT PUBLIC HEARING AND CONSIDER INTRODUCING ORDINANCE 2007-35 REGARDING A REQUEST BY HARRY ZEPLIN TO REZONE PROPERTY LOCATED EAST AND SOUTH OF TRACTOR SUPPLY AND WHATABURGER ON NORTH MAIN STREET, ALSO KNOWN AS 22.293 ACRES SITUATED IN THE JOHN PHARASS SURVEY A-495, CITY OF TAYLOR, FROM SINGLE FAMILY (R1) TO GENERAL BUSINESS (B2).

Mr. John Elsdén, City Planner, presented a request from Mr. Harry Zeplin to rezone his property located south of Tractor Supply on North Main Street. Mr. Elsdén stated that the Planning and Zoning Commission reviewed the request and recommended approval. Mayor Gonzales declared the Public Hearing Open and Mr. Leland Enochs was present as legal counsel to Mr. Zeplin to respond to any questions or concerns. Hearing none, Mayor Gonzales declared the Public Hearing closed and after Mr. Hejl read the caption, announced the Ordinance officially introduced.

ORDINANCE NO. 2007-35

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP ADOPTED BY ORDINANCE NO. 2001-17 BY THE CITY OF TAYLOR, TEXAS ON APRIL 24, 2001 AS HERETOFORE AMENDED, BY CHANGING THE CLASSIFICATION OF PROPERTY DESCRIBED AS 22.293 ACRES SITUATED IN THE JOHN PHARASS SURVEY A-495, CITY OF TAYLOR, LOCATED ON NORTH MAIN STREET EAST AND SOUTH OF TRACTOR SUPPLY AND WHATABURGER, FROM SINGLE FAMILY (R1) TO GENERAL BUSINESS (B2).

6. CONDUCT PUBLIC HEARING AND CONSIDER INTRODUCING ORDINANCE 2007-36 REGARDING A REQUEST BY JANE E. JONES TO REZONE PROPERTY LOCATED AT THE NORTHWEST CORNER OF T.H. JOHNSON DRIVE AND NORTH MAIN STREET, ALSO KNOWN AS 7.528 ACRES SITUATED IN THE W. J. BAKER SURVEY A-65, CITY OF TAYLOR, FROM RURAL AGRICULTURE (RA) AND SINGLE FAMILY (R1) TO LOCAL BUSINESS (B1).

Mr. Elsdon presented a request from Ms. Jane Jones to rezone property located at the northwest corner of T. H. Johnson Drive and North Main Street. Mr. Elsdon stated that the Planning and Zoning Commission reviewed the request and recommended approval. Mayor Gonzales declared the Public Hearing Open. Hearing no comments, the Public Hearing was closed and after Mr. Hejl read the caption, announced that Ordinance 2007-36 was officially introduced.

ORDINANCE NO. 2007-36

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP ADOPTED BY ORDINANCE NO. 2001-17 AMENDING THE OFFICIAL ZONING MAP ADOPTED BY ORDINANCE NO. 2001-17 BY THE CITY OF TAYLOR, TEXAS ON APRIL 24, 2001 AS HERETOFORE AMENDED, BY CHANGING THE CLASSIFICATION OF PROPERTY DESCRIBED AS 7.528 ACRES SITUATED IN THE W.J. BAKER SURVEY A-65, CITY OF TAYLOR, LOCATED AT THE NORTHWEST CORNER OF T.H. JOHNSON DRIVE AND NORTH MAIN STREET, FROM RURAL AGRICULTURE (RA) AND SINGLE FAMILY (R1) TO LOCAL BUSINESS (B1).

7. CONDUCT PUBLIC HEARING AND CONSIDER ADOPTING ORDINANCE 2007-34 REGARDING SUPER FREEPORT EXEMPTION.

Mr. vanTil presented a recap of the information originally presented to Council at the November 15 meeting and provided an update on action taken to date by surrounding communities. Mayor Gonzales declared the Public Hearing open; hearing no comments, he closed the Public Hearing, and with no further discussion entertained a motion.

Council Member McDonald moved to adopt Ordinance 2007-34 and disallow the Super Freeport exemption. Council Member Hortenstine seconded the motion. VOTE: Four voted

AYE. Motion passed.

ORDINANCE NO. 2007-34

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TAYLOR, TEXAS; PROVIDING FOR THE AD VALOREM TAXATION OF TANGIBLE PERSONAL PROPERTY IN TRANSIT OR "SUPER FREEPORT" GOODS PURSUANT TO SECTION 11.253 OF THE TEXAS TAX CODE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING FOR SAID ORDINANCE TO TAKE IMMEDIATE EFFECT.

8. (This item was taken out of order and presented at the beginning of the agenda.)

9. CONSIDER AMENDING COMPUTER AND INTERNET USE POLICY FOR TAYLOR PUBLIC LIBRARY.

At the request of Council at a previous meeting, Ms. Karen Ellis, Library Director, brought back the Computer and Internet Policy for reconsideration. She stated that she had received no additional comments or concerns since the first meeting or since the article was published in the Taylor Daily Press regarding the lack of filtering on the computers. She reiterated that the current policy requires that all users under the age of 16 must have written parental permission to use the internet and that the parent must physically come into the Library to sign the permission form so that the policy can be fully explained at that time.

Council Member McDonald moved to adopt the policy as presented and Council member Jez seconded the motion. VOTE: Four voted AYE. Motion passed.

10. CONSIDER UPDATE ON 2007 STRATEGIC PLAN.

Mr. Dunaway provided Council with an overview of specific goals that were approaching or passed their due date. Council expressed their appreciation to staff for keeping them informed on these items. No formal action was taken on this item.

ADJOURN

With no further business, Mayor Gonzales adjourned the meeting at 7:00 p.m.

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Bernabe Gonzales, Mayor

ATTEST:

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Susan Brock, City Clerk