

The City Council of the City of Taylor met on November 12, 2009 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 to address the Council.

CONSENT AGENDA

1. MINUTES FOR OCTOBER 27 AND OCTOBER 29, 2009.
2. ORDINANCE 2009-23, AMENDING ZONING ORDINANCE TO INCLUDE INSTITUTIONAL (I) AND PARKS (P) DISTRICTS.

ORDINANCE NO. 2009-23

AN ORDINANCE FOR THE CITY OF TAYLOR, TEXAS, AMENDING ZONING ORDINANCE NO. 2001-17 ADOPTED MAY 2001, AS AMENDED BY ORDINANCES 2002-18, 2002-42, 2003-36, 2004-25, 2006-35, 2007-14, 2008-02, 2008-09, 2008-22 AND 2009-02 BY AMENDING CHAPTER 2, SECTION 2.161, OF THE ZONING ORDINANCE AS AMENDED AND AS CODIFIED IN THE TAYLOR CITY CODE, BY CREATING A PARK DISTRICT AND INSTITUTIONAL DISTRICT; BY AMENDING SECTION 3, TABLE 3; AND, BY AMENDING SECTION 11, DEFINITIONS; REQUIRING NOTICE FOR PUBLIC HEARINGS REQUIRED UNDER THE ZONING CODE TO COMPLY WITH THE TEXAS LOCAL GOVERNMENT CODE, AS AMENDED FROM TIME TO TIME; PROVIDING A SAVINGS CLAUSE; PROVIDING A REPEALER CLAUSE.

Council Member Hill moved to approve the revised minutes and consent agenda as presented and Council Member McDonald seconded the motion. VOTE: Five voted Aye. Motion passed.

REGULAR AGENDA – REVIEW/DISCUSS & CONSIDER/ACTION:

(Mayor Hortenstine announced a change in the order in which agenda items would be taken.)

3. CONSIDER INFORMATION REPORT FROM THE BRAZOS RIVER AUTHORITY (BRA).

Mayor Hortenstine passed on this item and stated that it will be presented at a later date.

4. CONSIDER REQUEST FOR RATE INCREASE FROM IESI, INC. SOLID WASTE MANAGEMENT SERVICE PROVIDER.

Mayor Hortenstine passed on this item and stated that it will be presented at a later meeting.

6. CONDUCT FIRST PUBLIC HEARING REGARDING THE ESTABLISHMENT OF A MUNICIPAL DRAINAGE UTILITY SYSTEM (MDUS).

Mayor Hortenstine declared the public hearing open; Mr. Art Baisly asked if this issue was included in the Annexation Service Plan and was told that it was not. Hearing no further comments, Mayor Hortenstine closed the public hearing.

7. CONSIDER INTRODUCING ORDINANCE 2009-27 REGARDING AN AMENDMENT TO THE SIGN ORDINANCE WITH REGARD TO THE INDUSTRIAL PARK DISTRICT.

John Elsdon, City Planner, presented a request to consider an amendment to the sign ordinance as it relates to freestanding commercial signs. He provided information regarding a specific request from a property owner located in the Industrial Park with an oversized lot and a need for more than one corporate sign. Council Member Hill asked how this would impact the rest of the community and Mr. Elsdon responded that the amendment is specific to lot size and available frontage. The property owner was present but declined to add any additional comments.

Without further discussion, Mayor Hortenstine asked Mr. Hejl to read the caption and officially introduce Ordinance 2009-27.

ORDINANCE NO. 2009-27

AN ORDINANCE OF THE CITY OF TAYLOR, TEXAS, AMENDING ORDINANCE NO. 2008-20 TO ALLOW ANY NUMBER OR COMBINATION OF FREESTANDING AND LOW PROFILE SIGNS IN NON-RESIDENTIAL DISTRICTS AT LEAST 150 FEET APART ON PARCELS WITH STREET FRONTAGE OF MORE THAN 150'; PROVIDING A SEVERABILITY CLAUSE.

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

Having indicated a need to retire into Executive Session, Council adjourned into closed session at 6:10 p.m.

CONSIDER ACTION FROM EXECUTIVE SESSION.

Council returned to open session at 6:21 p.m. and stated that no action was taken during Executive Session. He then reconvened the meeting in open session and Council took no action on any item discussed during Executive Session.

5. CONDUCT PUBLIC HEARING REGARDING ANNEXATION OF APPROXIMATELY 2,391 ACRES OF PROPERTY LOCATED ON THE NORTH ALONG BOTH SIDES OF MAIN STREET, THE EAST ALONG BOTH SIDES OF US 79, ON THE SOUTH TO THE WEST OF US 95, AND ON THE WEST ALONG THE EAST SIDE OF CR 101 ON BOTH SIDES OF CR 395 AND PROVIDING A SERVICE PLAN.

Mayor Hortenstine invited Mr. Hejl to provide an explanation of the development agreement for agricultural property owners. Mayor Hortenstine then instructed the audience to present their comments at the podium and to do so by each area under consideration for annexation. The first area to present comments was the North side, followed by those from the East, South, and West. Mayor Pro Tem Jez recused herself during the discussion on the areas to the South labeled C3 and A3-1 to the West and then rejoined the meeting when those comments were complete. Questions from speakers were recorded from the podium as well as on clipboards and responses will be provided prior to the next meeting.

Hearing no additional comments, Mayor Hortenstine declared the hearing closed and stated that the next public hearing on this subject was scheduled for November 24, 2009.

9. EXECUTIVE SESSION. The Taylor City Council will hold a closed executive meeting pursuant to the provisions of the Open Meetings Law, Chapter 551.071 of the Local Government Code, in order to meet with it's City Attorney on a matter in which the duty of the Attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas authorize and allow such a closed meeting and which Rules conflict with the Texas Open Meetings Act.

- Neighborhood Stabilization Program
- Center Point, Inc.
- East Williamson County Higher Education Center

Council adjourned into closed session at 7:21p.m.

10. CONSIDER ACTION FROM EXECUTIVE SESSION.

Council returned to open session at 8:17p.m. and stated that no other action was taken during Executive Session.

8. CONSIDER APPROVING RESOLUTION R09-14 AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE CITY OF HUTTO REGARDING EXTRATERRITORIAL JURISDICTION.

Mayor Hortenstine asked Council to pass on this item.

ADJOURN

With no further business; Mayor Hortenstine adjourned the meeting at 8:20 p.m.

Rod Hortenstine, Mayor

ATTEST:

Susan Brock, City Clerk