The City Council of the City of Taylor met on November 8, 2012, at City Hall, 400 Porter St., Taylor, Texas. Mayor Donald Hill declared a quorum and called the meeting to order at 6:03 p.m. with the following present:

Mayor Pro Tem Chris Gonzales
Council Member Chris Osborn
Council Member Brandt Rydell
(Council Member Ancira arrived at 6:15 pm)

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

INVOCATION
Jeff Straub led the group in prayer.

PLEDGE OF ALLEGIANCE

CITIZENS COMMUNICATION
Citizens who had signed up to speak waived their time to come forward and asked to speak when their topic is presented as part of the agenda.

CONSENT AGENDA

1. APPROVE MINUTES OCTOBER 25, 2012.
2. AUTHORIZE THE CITY MANAGER TO SIGN AN ECONOMIC DEVELOPMENT INCENTIES AGREEMENT WITH APPLE TEXAS RESTAURANTS, INC.
   Mayor Pro Tem Gonzales moved to approve the consent agenda as presented and Council Member Osborn seconded the motion. VOTE: Four voted AYE.

PROCLAMATIONS

3. PROCLAMATION: RECOGNIZING NOVEMBER 11, 2012 AS VERERANS DAY.
   Mayor Hill presented a proclamation recognizing November 11, 2012 as Veterans Day and asked veterans in the audience to come forward to be recognized for their service.

4. PROCLAMATION: RECOGNIZING NOVEMBER 5-9, 2012 AS MUNICIPAL COURT WEEK.
   Mayor Hill presented a proclamation to the Taylor Municipal Court staff recognizing November 5-9 as Municipal Court Week.

(Council Member Ancira joined the meeting at 6:15 pm.)

ORDINANCES

5. CONSIDER APPROVING ORDINANCE 2012-34 REGARDING THE SALE OF ALCOHOL BEVERAGS DURING EXTENDED HOURS BETWEEN MIDNIGHT AND 2:00 A.M. FOR THE HOLDER OF A MIXED BEVERAGE LATE HOURS PERMIT.
   Mr. Straub brought back a revised document removing the requirement that at least 70% of the sales be from food and presented an ordinance that extends to all

licensed businesses who hold an extended hours permit in addition to their license to sell alcohol. He cited public support of this action based on an online survey as well as other citizen input. Since the revised ordinance was substantially different from the original one presented at the November 8th council meeting Mr. Straub asked to re-introduce the ordinance at this meeting.

Hearing no further discussion, Mayor Hill asked Mr. Hejl to introduce the ordinance.

ORDINANCE NO. 2012-34

AN ORDINANCE EXTENDING THE HOURS FOR THE SALE OR OFFER FOR SALE OF ALCOHOL BEVERAGES DURING EXTENDED HOURS BY THE HOLDER OF A RETAIL DEALER'S ON-PREMISES LATE HOURS LICENSE OR THE HOLDER OF A MIXED BEVERAGE LATE HOURS PERMIT; PROVIDING A PENALTY OF 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, OR FOR ANY VIOLATION OF ANY PROVISION OR REGULATION WHICH GOVERNS FIRE SAFETY, ZONING, OR PUBLIC HEALTH AND SANITATION, WHICH SHALL BE PUNISHED BY PENALTY OF FINE NOT TO EXCEED THE *SUM* OF TWO THOUSAND DOLLARS ($2,000.00); PROVIDING SEVERABILITY, REPEALER, AND PUBLICATION CLAUSES.

6. CONSIDER INTRODUCING ORDINANCE 2012-35 REPEALING ORDINANCE 2011-13 RELATING TO THE PERMITTING OF FENCING IN RIGHTS OF WAY.
   Mr. Bob van Til, Director of Planning and Development, presented a request to repeal a previous ordinance that provided for a permit fee for fences within the rights of way. His goal is to make the ordinance more clear and to reflect the intent of the city with regards to fence permits.

   Mayor Hill asked Mr. Hejl to introduce the ordinance as presented.

ORDINANCE NO. 2012-35

ORDINANCE REPEALING ORDINANCE 2011-13; PROVIDING A SAVINGS CLAUSE

REGULAR AGENDA – REVIEW/DISCUSS & CONSIDER/ACTION:

7. CONSIDER AUTHORIZING THE CITY MANAGER TO SIGN CONTRACTS WITH SLEDGE ENGINEERING, LLC AND RIMROCK CONSULTING COMPANY FOR PREOFESSIONAL SERVICES TO UPDATE THE ROADWAY IMPACT FEES.
   Mr. van Til presented a request to approve contracts with regard to updating roadway

impact fees. These fees must be updated every five years to insure they are accurate and in compliance.

Council Member Osborn moved to authorize the city manager to sign contracts as presented and Council Member Ancira seconded the motion. VOTE: Five voted AYE. Motion passed.

7. UPDATE ON CAPITAL IMPROVEMENT PROJECTS.
Mr. Casey Sledge, consulting city engineer, presented a review and update on capital improvement projects. No action was taken on this item.

8. CONTINUE DISCUSSION ON COMMUNITY RECREATION CENTER AND CONSIDER AWARDING PROPOSALS.
Mayor Hill invited citizens to come forward to voice their opinion on this item. Mr. Joe Naizer and Mr. Arnold Cuba opposed the project; Mr. John Nelson spoke in favor of moving forward with the project. Mr. Sledge and Mr. Dunaway presented a revised budget for the proposed community recreation center. Much of the discussion was focused on the increased costs for a facility that had been previously modified to reduce costs. Council Member Rydell pointed out that the results of the Parks Master Plan did not include a facility like the one currently under consideration without a gymnasium. Mayor Pro Tem Gonzales was not willing tospend more than the original amount budgeted or take money from the General Fund to make up the difference and Council Member Osborn did not want to see the project exceed the original proposed budget. Mayor Hill and Council Member Ancira cited the project as a way to enhance the quality of life and to do what they believe is best for the community.

Mayor Hill moved to award the bids totaling $4,043,639 as presented taking the shortfall fro the General Fund Reserves and Council Member Ancira seconded the motion. VOTE: Two voted AYE; (Hill and Ancira); Three voted NO; (Osborn, Rydell, Gonzales). Motion failed. Mayor Pro Tem Gonzales moved to table the item and Council Member Osborn seconded the motion with an amendment but the amendment was not accepted. There was no other second to the motion by Mayor Pro Tem Gonzales and no vote was taken. Council did establish the right to bring back this item at any time in the future.

ADJOURN

With no further business; Mayor Hill adjourned the meeting at 8:13p.m.

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Don Hill, Mayor

ATTEST:

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Susan Brock, City Clerk