

The City Council of the City of Taylor met on October 24, 2013, at City Hall, 400 Porter St., Taylor, Texas. Noting the absence of Council Members Don Hill and Scott Green, Mayor Jesse Ancira, Jr. declared a quorum and called the meeting to order at 6:00 p.m. with the following present:

Mayor Pro Tem Chris Gonzales
Council Member Brandt Rydell

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

INVOCATION

Mr. Danny Thomas led the group in prayer.

PLEDGE OF ALLEGIANCE

CITIZENS COMMUNICATION

Citizens who signed up to speak during this time opted to wait until the Public Hearing portion of the agenda.

CONSENT AGENDA

1. APPROVE MINUTES FOR OCTOBER 10, 2013.
2. APPROVE ORDINANCE 2013-18 AMENDING THE FEE SCHEDULE FOR CITY SERVICES.

ORDINANCE NO. 2013-18

AN ORDINANCE AMENDING ORDINANCE NO. 2012-31 ADOPTED ON SEPTEMBER 27, 2012 BY CHANGING CERTAIN RATES AND OTHER SERVICES PROVIDED BY THE CITY.

3. CONSIDER RENEWING THE PROFESSIONAL SERVICES AGREEMENT WITH LANGFORD MANAGEMENT SERVICES TO ADMINISTER THE TDHCA HOME GRANT PROGRAM

Mayor Pro Tem Gonzales moved to approve the consent agenda as presented and Council Member Rydell seconded the motion. VOTE: Three voted AYE. Motion passed.

PROCLAMATION/RECOGNITION

4. PROCLAMATION: ARBOR DAY, NOVEMBER 2, 2013.

Mayor Ancira presented a proclamation recognizing Saturday, November 2, as Arbor Day in the City of Taylor. Mr. Mike DeVito, Recreation Superintendent, invited citizens to attend the event this year that will be taking place at Fannie Robinson Park.

5. PROCLAMATION: VETERANS DAY, NOVEMBER 11, 2013.

Mayor Ancira invited all veterans in the audience to come forward as he presented a proclamation to honor Veterans on November 11, 2013.

6. PROCLAMATION: MUNICIPAL COURT WEEK, NOVEMBER 4-8, 2013.
Mayor Ancira presented a proclamation to Municipal Court staff recognizing the week of November 4-8, 2013 as Municipal Court Week. Judge Randall Pick expressed his appreciation to the city staff for their diligence and professionalism.

PUBLIC HEARINGS

7. CONDUCT A PUBLIC HEARING AND CONSIDER INTRODUCING ORDINANCE 2013-21 REGARDING A REQUEST FROM HUMBERTO SUAREZ, PROPERTY OWNER IS TAPIMATA LLC, TO REZONE PROPERTY IN THE VICINITY OF 1202-1402 WELCH STREET ALSO DESCRIBED AS 12.44 ACRES OUT OF THE JAMES C. EAVES SURVEY ABSTRACT NO. 214 AND THE WILLIAM R WILLIAMS SURVEY, ABSTRACT NO. 665, CITY OF TAYLOR, WILLIAMSON COUNTY, TEXAS FROM R1 (SINGLE FAMILY) TO M1 (LIGHT INDUSTRIAL) AND ALSO A REQUEST FOR A SPECIFIC USE PERMIT IN THE M-1 DISTRICT FOR A RODEO.
Mr. Bob vanTil, Director of Planning and Development, presented a request to rezone certain property and to conduct a public hearing on this issue. He stated that the Planning and Zoning Commission had approved this request. Mayor Ancira declared the Public Hearing open and asked Mr. Andreas Leal to speak first regarding his intentions for the property.

Citing unanswered questions and concerns regarding this issue and the fact that a “super majority” would be required to overturn the ruling by the Planning and Zoning Commission, Mayor Ancira asked Council to consider this request at the next meeting and to continue the Public Hearing until November 14 when those concerns can be further addressed.

ORDINANCE NO. 2013-21

AN ORDINANCE REZONING PROPERTY FROM R-1 TO M-1 AND INCLUDING A SPECIFIC USE PERMIT FOR A RODEO, INCLUDING CONDITIONS, AND INCLUDING AN EXPIRATION DATE FOR PROPERTY LOCATED AT 1202-1402 WELCH STREET; AND PROVIDING A SAVINGS CLAUSE.

8. CONDUCT A PUBLIC HEARING AND CONSIDER INTRODUCING ORDINANCE 2013-22 REGARDING AMENDING THE ZONING ORDINANCE TO ALLOW MUSIC CONCERT AND DANCE HALL, OUTDOOR, WITH A SPECIFIC USE PERMIT IN CERTAIN ZONING DISTRICTS.
Mr. vanTil stated that this issue was directly related to the previous item regarding a request for rezoning the property in question. The same issues were mentioned regarding traffic, noise, security, and the safety of participants as well as to the neighboring property owners.

Mayor Ancira opened the Public Hearing. Speaking in opposition to both the rezoning and the specific use permit request were Mr. Francisco Venegas, Immigration and Customs Enforcement, Ms. Janice Killian, Corrections Corporation of America, Mr. Andrew Dye, Corrections Corporation of America, and Mr. Bob Burns, with the Union Pacific Railroad. Mr. Andreas Leal and Mr. Ray Pena spoke in favor of the request. Mayor Ancira again asked that this hearing be continued until the November 14th council meeting for further consideration.

ORDINANCE NO. 2013-22

AN ORDINANCE AMENDING THE ZONING ORDINANCE TO ADD MUSIC CONCERT AND DANCE HALL, OUTDOOR TO TABLE 3 PERMITTED USES; ADD A DEFINITION FOR MUSIC CONCERTS AND DANCE HALL, OUTDOOR; AND PROVIDING A SAVINGS CLAUSE.

9. CONDUCT A PUBLIC HEARING AND CONSIDER INTRODUCING ORDINANCE 2013-25 AMENDING THE FUTURE LAND USE MAP FOR THE NEWLY ANNEXED AREAS.

Mr. vanTil presented a request to amend the Future Land Use Map to address zoning in the areas most recently annexed. He stated that there were no objections from any of the property owners during the Planning and Zoning meetings. Mayor Ancira opened the Public Hearing and Mr. Thomas Richardson had a question concerning his mother's property. He was unsure if this action would change the current zoning from agriculture; he was assured that this future land use is merely a plan for future development and does not change zoning. With no further discussion or comment, Mayor Ancira asked Mr. Hejl to introduce the ordinance as presented.

ORDINANCE NO. 2013-25

AN ORDINANCE ADDING FUTURE LAND USES TO ADJACENT AREAS WITHIN TAYLOR'S EXTRATERRITORIAL JURISDICTION AS SHOWN ON EXHIBIT A; AMENDING THE OFFICIAL FUTURE LAND USE MAP OF THE CITY OF TAYLOR, TEXAS, TO SHOW THE FUTURE LAND USE ADDITIONS ADOPTED HEREIN; PROVIDING A SAVINGS CLAUSE.

10. CONDUCT A PUBLIC HEARING AND CONSIDER INTRODUCING ORDINANCE 2013-26 AMENDING THE ZONING ORDINANCE TO ALLOW MOBILE FOOD VENDOR WITHIN COMMERCIAL AREAS.

Mr. vanTil presented a request to consider adding the Mobile Food Vendor category to the zoning ordinance. Mr. Royce Hatch with the Austin Food Truck Association provided input in the writing of the ordinance and has served as an advisor to staff on this issue. Mr. Martinez, Taylor Chamber of Commerce, was anxious to see if existing businesses

might be interested in taking advantage of this type of sales practice to expand their own sales. With no further questions or comments Mayor Ancira asked Mr. Hejl to introduce the ordinance as presented.

ORDINANCE NO. 2013-26

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 2001-17 ADOPTED BY THE CITY OF TAYLOR, TEXAS ON APRIL 24, 2001 AS HERETOFORE AMENDED, BY ADDING MOBILE FOOD VENDOR TO THE DEFINITION SECTION AND BY ALLOWING MOBILE FOOD VENDOR IN CERTAIN DISTRICTS AS WELL AS ADDING MOBILE FOOD VENDOR TO COMMERCIAL ACCESSORY USES AND ALLOWING MOBILE FOOD VENDORS WITHIN A FOOD COURT.

REGULAR AGENDA: REVIEW/DISCUSS AND CONSIDER ACTION

11. RECEIVE QUARTERLY REPORT FROM THE TAYLOR CHAMBER OF COMMERCE.

Mr. Thomas Martinez, President of the Taylor Chamber of Commerce, presented an overview of the chamber activities for the past three months. Council member Rydell moved to accept the report as presented and Mayor Pro Tem Gonzales seconded the motion. VOTE: Three voted AYE. Motion passed.

12. CONSIDER CONTRACT EXTENSION AND CURBSIDE RECYCLING PROGRAM AND RELATED COSTS FROM PROGRESSIVE WASTE SYSTEMS, INC.

Mr. Danny Thomas, Director of Public Works, and Mr. Jim Hare, Progressive Waste Solutions, presented a proposal for a curbside recycling program. Mr. Hare presented a program that would provide all residents with single stream cart pickup every two weeks for a monthly fee of \$3.55 plus tax. He was also seeking a one year extension without recycling or a two year extension with the recycling option to provide more time to recover their investment costs to begin providing the program. Council Member Rydell expressed his concern for a lack of competitive bids for this service and asked if it would be possible to use the revenue collected from the franchise fee to offset the cost of providing this service to residents. Citing these concerns and the lack of a full council present, no action was taken on this item with a request to bring it back sometime prior to the end of the year.

13. CONSIDER AWARD OF ONE INDIVIDUAL CONTRACT FOR 404 STACY DRIVE IN THE AMOUNT OF \$18,200 TO PRECISION CONSTRUCTION, LLC UNDER THE AMY YOUNG BARRIER REMOVAL PROGRAM CONTRACT NO. 1001593 WITH THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS.

Mr. vanTil presented a request to consider awarding a single contract to Precision Construction for one more additional home to be added to the Amy Young Barrier Removal Program. Mr. Robb Stevenson with Langford Community Management

Services who manages this grant program for the city, stated that this particular home requires a different approach than the others since it is a mobile home and the construction of the ramp will be unique and the home itself is in need of leveling.

Mayor Pro Tem Gonzales moved to approve the contract award as presented to Precision Construction in the amount of \$18,200. Council Member Rydell seconded the motion.
VOTE: Three voted AYE. Motion passed.

14. CONSIDER INTRODUCING ORDINANCE 2013-28 ESTABLISHING SCHOOL ZONES IN THE CITY OF TAYLOR.

Mr. Straub provided information regarding a proposed ordinance that will replace the existing ordinance regarding school zones within the city limits. Mayor Pro Tem Gonzales asked about the possibility of a school zone at Temple College.

With no questions or comments, Mayor Ancira asked Mr. Hejl to introduce the ordinance as presented.

ORDINANCE NO. 2013-28

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.

15. CONSIDER APPOINTMENTS TO THE PLANNING AND ZONING COMMISSION, THE COMPREHENSIVE PLAN IMPLEMENTATION COMMITTEE, AND THE ZONING BOARD OF ADJUSTMENTS.

Ms. Brock presented a request to consider appointments to several boards and commissions in need of filling vacancies. Mr. Rick Selin submitted an application to both the CPIC and Planning and Zoning Commission and Ms. Nancy Talley submitted one to the Zoning Board of Adjustments. Mayor Ancira confirmed Mr. Selin's appointment to the CPIC since the only

vacancy was the one appointment belonging to the Mayor.

Council Member Rydell moved to accept the other two appointments as presented and Mayor Pro Tem Gonzales seconded the motion. VOTE: Three voted AYE. Motion passed.

16. RECEIVE UPDATE ON CAPITAL IMPROVEMENT PROJECTS.

Mr. Casey Sledge, city consulting engineer, presented an update on the most recent capital improvement projects.

17. CONSIDER FUTURE PROJECTS TO BE FUNDED BY THE MUNICIPAL DRAINAGE UTILITY SYSTEM.

Mr. Sledge presented a list of possible projects to be considered for funding with the MDUS fees. Total funds available for these projects will be approximately \$950,131 by the end of this year. These funds would allow for preliminary engineering design and costs estimates to complete the Edmond Street drainage project and some smaller projects as well. The smaller project list includes Paula and Medical Parkway, McLain Street at Sloan, Kirk Street, 2nd and Main, Laurel and Sams Street, and the Donna Channel preliminary design. Council agreed to direct staff to move forward with the development of a Request for Qualifications from interested engineering firms.

18. DISCUSS AND CONSIDER SEARCH MECHANISM AND PROCESS FOR RECRUITMENT AND SELECTION OF A CITY MANAGER.

Mayor Ancira confirmed with council that they will move forward with submitting informal requests to search firms to see what services are available.

19. DISCUSS AND CONSIDER FUTURE ITEMS FOR DISCUSSION

Mayor Pro Tem Gonzales asked for future consideration of developing a budget for an annual street maintenance fund where \$300-\$500 thousand dollars could be set aside when available. Council Member Rydell also asked for consideration of developing an in house street program to repair, fix and rebuild when possible. Mayor Ancira suggested that, when available, a portion of sales tax revenue be dedicated to streets as well. Mayor Ancira also requested an update from the Taylor Housing Authority.

Mayor Ancira and council members retired to closed session at 9:20 pm.

20. EXECUTIVE SESSION I. The Taylor City Council will conduct a closed executive meeting pursuant to the provisions of the Open Meetings Law, Chapter 551, Texas Local 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 Eagles

21. 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 551.074 to discuss personnel matters.
- Interim City Manager position.

22. CONSIDER ACTION FROM EXECUTIVE SESSION.

Council returned to open session at 9:36 pm and Mayor Ancira stated that no action or vote was taken during either executive session.

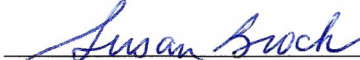
ADJOURN

With no further business; Mayor Ancira adjourned the meeting at 9:36 p.m.



Jesse Ancira, Jr., Mayor

ATTEST:



Susan Brock, City Clerk