The City Council of the City of Taylor met on August 9, 2012, at City Hall, 400 Porter St., Taylor, Texas. Noting the absence of Mayor Pro Tem Christopher Gonzales, Mayor Donald Hill declared a quorum and called the meeting to order at 6:00 p.m. with the following present:

Council Member Jesse Ancira	Assistant City Manager, Jeff Straub
Council Member Chris Osborn	City Attorney, Ted Hejl
Council Member Brandt Rydell	City Clerk, Susan Brock

CITIZENS COMMUNICATION

No citizens came forward during this time.

CONSENT AGENDA

1. APPROVE MINUTES JULY 26, 2012.
2. APPROVE ORDINANCE 2012-22 TO REZONE PROPERTY LOCATED AT 3810 NORTH MAIN STREET FROM R-1 TO B-2 OWNED BY CARROL AND CAROL BACHMAYER.
   Council Member Osborn moved to approve the consent agenda as presented and Council Member Ancira seconded the motion. VOTE: Four voted AYE.

ORDINANCE NO. 2012-22

AN ORDINANCE REZONING PROPERTY LOCATED AT 3810 NORTH MAIN STREET FROM R-1, SINGLE-FAMILY, TO B-2, GENERAL BUSINESS; AND PROVIDING A SAVINGS CLAUSE

PROCLAMATION

3. PROCLAMATION: 811 SAFE DIGGING DAY IS AUGUST 11, 2012.
   Mayor Hill presented a proclamation to Roy Moss with ATMOS Energy designating August 11 as Safe Digging Day encouraging all citizens and businesses to "call before you dig" to prevent injuries and utility damage.

PUBLIC HEARINGS/ORDINANCES

4. CONSIDER INTRODUCING ORDINANCE 2012-20 REGARDING ESTABLISHING GUIDELINES FOR PUBLIC TREE CARE.
   Mike DeVito, Recreation Superintendent, presented a request establishing guidelines for trees on public property. He stated that this is the first step in gaining recognition as a Tree City USA. Following discussion on specific language and notice requirements Mayor Hill gained consensus from Council and asked Mr. Hejl to introduce the ordinance.

ORDINANCE NO. 2012-20

AN ORDINANCE OF THE CITY OF TAYLOR TEXAS, AMENDING ORDINANCE 2010-12; BY ADDING A NEW PARAGRAPH 6.5 "PUBLIC TREE CARE"; TO PROVIDE FOR THE CARE OF PUBLIC TREES; TO CREATE A TREE ADVISORY BOARD; TO ESTABLISH PRACTICES GOVERNING THE PLANTING, CARE, AND REMOVAL OF TREES ON PUBLIC PROPERTY; TO MAKE PROVISION FOR THE REMOVAL OF DISEASED TREES ON PRIVATE PROPERTY UNDER CERTAIN CONDITIONS; PROVIDING FOR A PENALTY FOR VIOLATIONS; PROVIDING FOR SAVINGS AND SEVERABILITY CLAUSES; AND PROVIDING FOR AN EFFECTIVE DATE.

REGULAR AGENDA – REVIEW/DISCUSS & CONSIDER/ACTION:

5. CONSIDER ACCEPTING QUARTERLY REPORT FROM THE TAYLOR CHAMBER OF COMMERCE.
   Mr. Thomas Martinez, President, Taylor Chamber of Commerce, presented his quarterly report for the period April to June to Council. Council Member Osborn moved to accept the report as presented and Council member Ancira seconded the motion. VOTE: Four voted AYE. Motion passed.

6. CONSIDER RENEWING PROFESSIONAL SERVICES CONTRACT WITH GALLAGHER BENEFIT SERVICES (PREVIOUSLY KNOWN AS BENETEX).
   Ms. Starla Hall, Human Resources Director, presented a request to consider approving the renewal of a contract with our current provider, BeneTex, but now part of Gallagher Benefit Services. Mr. Jeff Kloc, a consultant with the group, was present to respond to questions. Council Member Osborn asked about the indemnity clause and Mr. Hejl made a request to remove that language from the contract. The item was tabled and council agreed to consider approving the contract after the changes are made.

7. CONSIDER REQUEST TO ALLOCATE TAX INCREMENT FUNDS FOR THE MAIN STREET PROGRAM'S FAÇADE GRANT PROGRAM AND FOR AN IRRIGATION SYSTEM IN HERITAGE PARK.
   Mr. Bob vanTil, Director of Planning and Development, presented a request to consider approving a reallocation of funds from the Tax Increment Funds to the Main Street Program. The TIF Board approved the transfer of $58,500 to be used for downtown incentives including façade grants and an irrigation system for Heritage Square. The request was for $20,000 for Main Street grant programs the remainder of this fiscal year 2011/2012, $30,000 for fiscal year 2012/2013, and $8,500 for an irrigation system in Heritage Square park.

Council Member Osborn moved to approve the reallocation of TIF funds to the Main Street Program not to exceed $28,500 and Council Member Ancira seconded the motion. VOTE: Four voted AYE. Motion passed.

8. CONSIDER RESOLUTION 12-14 SUPPORTING AND ENCOURAGING THE TEXAS LEGISLATURE TO ENACT LEGISLATION RELATING TO SALES AND USE TAX.
   Mr. vanTil presented a request to consider a resolution that would support legislation relating to the sales and use tax. The resolution encourages the Texas Legislature to allow local governments to increase their local sales and use tax up from 2 percent to 2.5 percent. Citing the current economic situation Council Member Osborn moved to table the resolution and Council Member Ancira seconded the motion. VOTE: Four voted AYE. Motion to NOT approve the resolution passed.

9. CONSIDER SETTING MEETING DATES FOR NOVEMBER AND DECEMBER, 2012.
   Mr. Straub presented a request from staff to consider setting the meeting dates for the months of November and December due to the holidays.

   Council Member Osborn moved to cancel the November 22 meeting and move it to November 29 and to cancel the December 27 council meeting. Council Member Rydell seconded the motion. VOTE: Four voted AYE. Motion passed.

10. RECEIVE UPDATE ON CAPITAL IMPROVEMENT PROJECTS FOR THE MONTH OF JULY.
    Mr. Casey Sledge, consulting engineer, presented an update on current capital improvement projects.

11. CONDUCT BUDGET WORKSHOP II FOR THE FISCAL YEAR 2012/2013.
    Ms. Rosemarie Dennis, Finance Director, and Mr. Straub provided additional information regarding the budget and responded to questions.

12. DISCUSS AND CONSIDER AD VALOREM TAX RATE AND 2012-2013 BUDGET.
    Mayor Hill moved to set the upper limit tax rate at 0.820747 and Council Member Ancira seconded the motion.

    RECORD VOTE:

Mayor Hill	Aye
Council Member Osborn	Aye
Council Member Ancira	Aye
Council Member Rydell	Aye

VOTE: Four voted AYE. Motion passed.

Ms. Dennis advised Council that since the tax rate did not exceed the effective rate no public hearing was necessary.

EXECUTIVE SESSION

13. The Taylor City Council will conduct a closed executive meeting under Section 551.071 of the Texas Government Code in order to meet with its 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.

    - Legal issues associated with the Sloan Street project.

    Mayor Hill and council members retired to closed session at 8:02 pm.

14. CONSIDER ACTION FROM EXECUTIVE SESSION.
    Mayor Hill resumed the open meeting at 8:21 p.m. and stated that there was no action taken on any issue during Executive Session.

ADJOURN

With no further business; Mayor Hill adjourned the meeting at 8:21 p.m.

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Don Hill, Mayor

ATTEST:

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Susan Brock, City Clerk