The City Council of the City of Taylor met on July 28, 2009 at City Hall, 400 Porter St., Taylor, Texas. Noting the absence of Council Member Don Hill, 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	City Manager, Jim Dunaway
Council Member Christopher Gonzales	City Attorney, Ted Hejl
Council Member John McDonald	City Clerk, Susan Brock

INVOCATION
Mr. Danny Thomas led the group in prayer.

PLEDGE OF ALLEGIANCE

CITIZENS COMMUNICATION
No citizens came forward during this comment period.

CONSENT AGENDA

1. MINUTES FOR JULY 9 AND JULY 14, 2009.
2. CONCUR WITH PRELIMINARY FINANCIALS FOR JUNE, 2009.
   Council Member McDonald moved to approve the consent agenda as presented and Mayor Pro Tem Jez seconded the motion. VOTE: Four voted AYE. Motion passed.

REGULAR AGENDA – REVIEW/DISCUSS & CONSIDER/ACTION:

3. CONSIDER INTRODUCING ORDINANCE 2009-17 REGARDING THE BUDGET AMENDMENT FOR FY 2008/2009.
   Ms. Rosemarie Dennis, Finance Director, presented an ordinance for consideration to amend the budget for fiscal year 2008-2009. Ms. Dennis highlighted the changes made to the original budget in an effort to accommodate the various income and expenditure fluctuations during the year.

   Mayor Hortenstine asked Mr. Hejl to introduce the ordinance by reading the caption:

ORDINANCE NO. 2009-17

AN ORDINANCE OF THE CITY OF TAYLOR, TEXAS AMENDING ORDINANCE NO. 2008-30 ADOPTED ON SEPTEMBER 4, 2008, MAKING APPROPRIATIONS FOR THE SUPPORT OF THE CITY FOR FISCAL YEAR BEGINNING OCTOBER 1, 2008, AND ENDING SEPTEMBER 30, 2009; BY AMENDING THE AMOUNT OF APPROPRIATIONS FOR THE GENERAL FUND AS WELL AS OTHER FUNDS THAT PROVIDE FOR THE PAYMENT OF OPERATING EXPENSES AND CAPITAL OUTLAY AND BY CHANGING THE AMOUNT APPROPRIATED FOR VARIOUS DEPARTMENTS OF THE CITY.

4. CONSIDER AUTHORIZING USE OF TAX INCREMENT FINANCIAL (TIF) FUNDS FOR A PROPOSAL FROM KOMATSU ARCHITECTURE FOR AN UPDATE TO THE DOWNTOWN MASTER PLAN.
   Mr. van Til presented a recommendation from the TIF Advisory Board to consider using the Tax Increment Financial (TIF) funds to begin the process of developing a master plan for the downtown historic area including the old city hall and the area adjacent to Heritage Square. Board members Mr. John Youngblood and Ms. Jan Konarik were present to respond to any questions or concerns.

   Mayor Pro Tem Jez moved to authorize the use of TIF funds in the amount of $61,500 for the development of a downtown master plan with the formal acceptance of Parts 1A and 1B prior to beginning the next phase. Council Member Gonzales seconded the motion. VOTE: Four voted AYE. Motion passed.

5. CONSIDER DISCUSSING CEMETERY RULES AND REGULATIONS AND ESTABLISHING HOURS OF ACCESS TO CITY OF TAYLOR CEMETERY.
   Mr. Thomas presented a request for Council to determine what the hours of operation will be for access to the City cemetery grounds once the sexton office is closed. Additional information was provided regarding rules and regulations that are in need of clarification.

   After much discussion, Council Member McDonald moved to table this item until August 13th meeting when the new rules and regulations will be presented for additional consideration. Mayor Pro Tem Jez seconded the motion. VOTE: Four voted AYE. Motion passed.

6. CONSIDER INTRODUCING ORDINANCE 2009-18 TO INCREASE THE NUMBER OF MEMBERS ON THE AIRPORT ADVISORY BOARD.
   Mr. Thomas presented a request to consider a recommendation from the Airport Advisory Board to increase the number of members. The Board frequently lacks a quorum due to the fact that most of the members are pilots and are frequently out of town. As pilots, their schedules are unpredictable making it difficult for enough of them to make any particular meeting. The thought is that by increasing the number of members from five to seven that it might be possible for more of them to be available to meet in a quorum and conduct the meetings.

   Mayor Hortenstine asked Mr. Hejl to introduce the ordinance and read the caption to Ordinance 2009-18:

ORDINANCE NO. 2009-18

AN ORDINANCE OF THE CITY OF TAYLOR, TEXAS, AMENDING ORDINANCE NO. 2000-10 WHICH CREATED THE TAYLOR AIRPORT BOARD; AMENDING ORDINANCE 2000-10 BY INCREASING THE MEMBERS OF THE BOARD FROM FIVE TO SEVEN; CHANGING THE QUORUM OF THE BOARD FROM THREE TO FOUR MEMBERS; PROVIDING A SEVERABILITY CLAUSE.

7. CONSIDER INTERLOCAL AGREEMENT WITH WILLIAMSON COUNTY FOR THE REUSE OF WASTEWATER DISCHARGE FROM THE MUSTANG CREEK WASTEWATER TREATMENT PLANT.
   Mr. Dunaway presented a request to consider an interlocal agreement to allow Williamson County to construct a storage facility at the site of the city wastewater treatment plant to facilitate the transfer of water to vehicles. The County has agreed to bear all costs of the project. Mayor Pro Tem Jez made a request to investigate the possibility of having the county agree to assist with road maintenance at this location as part of the agreement.

   Council agreed to pass on this item until additional wording can be brought back for consideration regarding county assistance with road maintenance.

8. CONSIDER THE EXPENDITURE OF THE GRIFFITH DONATION FOR COMPUTER AND RELATED SOFTWARE FOR THE MOODY MUSEUM.
   Mr. Dunaway presented a request from the Moody Museum Advisory Board to use a portion of the funds from the donation by Ms. Kate Griffith for the purchase of computer equipment, software, and a camera for cataloging the collection of artifacts in the museum.

   Mayor Pro Tem Jez moved to approve the request as presented from the Moody Museum Advisory Board and Council Member McDonald seconded the motion. VOTE: Four voted AYE. Motion passed.

9. DISCUSS THE DISPOSITION OF THE CITY FACILITY LOCATED AT 4TH AND FERGUSON.
   Mr. Bob vanTil, Director of Community Development, presented a request to consider what to do with the city owned building located at 4th and Ferguson Streets. Former Council Member Benito Gonzales spoke in favor of retaining the building for use as a community meeting place. Mr. vanTil stated the he had been approached by Ms. Marge Tripp with the Interagency Support Council of Eastern Williamson County and the possibility of securing funds to aid in the rehabilitation of this facility.

   Discussion continued but no formal action was taken on this item and Council asked staff to continue to seek alternative funding and uses for this facility.

10. CONSIDER AUTHORIZING FORMAL ACCEPTANCE OF STIMULUS FUNDS FOR POLICE DEPARTMENT.
    Chief Jeff Straub presented a request for authorization to formally accept an award from the Edward Byrne Memorial Justice Assistance Grant program as part of the Recovery Act. The $10,575 award will be used to purchase equipment including a gun safe, video camera, computers for patrol and other supplies as needed.

    Council Member McDonald moved to approve the acceptance of funds and Mayor Pro Tem Jez seconded the motion. VOTE: Four voted AYE. Motion passed.

11. CONSIDER APPROVING RESOLUTION R09-17 TO EXECUTE THE ADVANCE FUNDING AGREEMENT FOR THE SURFACE TRANSPORTATION PROGRAM- ,METROPOLITAN MOBILITY (STP-MM) GRANT AWARD FORM THE TEXAS DEPARTMENT FO TRANSPORTATION FOR A BICYCLE/PEDESTRIAN CORRIDOR ON STATE HIGHWAY 95.
Mr. Thomas presented a request to consider approving a resolution to allow the city to formally accept the advance funding for a pedestrian corridor on State Highway 95 (Main Street). The award requires a local match of $410,769 and staff recommends issuing debt to complete the project if the award is accepted. Mayor Hortenstine stated that since the application was originally submitted and funds awarded the economic climate has changed dramatically. With lagging sales tax revenue and a reduction in property tax values, projected income is not meeting expectations and that adding any additional debt at this time would be difficult.

Mayor Pro Tem Jez moved to not approve Resolution R09-17 and Council Member McDonald seconded the motion. VOTE: Four voted AYE. Motion passed.

12. CONSIDER ACCEPTING SEMI ANNUAL IMPACT FEE REPORT FROM IMPACT FEE ADVISORY COMMITTEE FOR JANUARY 1-JUNE 30, 2009.
In John Elsden's absence Mr. vanTil presented the semi annual impact fee report for the period from January 1 to June 30, 2009. He reported that a total amount of $24,818.82 was collected during this time period in water, wastewater, and roadway impact fees.

Council Member McDonald moved to accept the semiannual impact fee report as presented and Council Member Gonzales seconded the motion. VOTE: Four voted AYE. Motion passed.

13. CONSIDER APPROVING RESOLUTION R09-18 ACCEPTING RESPONSIBILITY FOR CLEARING THE AIRPORT APPROACH PATH.
Mr. vanTil presented a request to approve a resolution allowing the city to move forward with removal of specific items currently located in the airport approach path. These include electric power lines, trees, and grading work that needs to be done to meet specific requirements of the Texas Department of Transportation Aviation Division grant. The Taylor Economic Development Corporation provided a $25,000 in matching funds to facilitate this project.

Council Member McDonald moved to approve Resolution R09-18 and Council Member Gonzales seconded the motion. VOTE: Four voted AYE. Motion passed.

14. EXECUTIVE SESSION. The Taylor City Council will conduct a closed executive meeting under Section 551.071 of the Texas 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.

Mayor Hortenstine adjourned into Executive Session at 8:10 pm.

15. CONSIDER ACTION FROM EXECUTIVE SESSION.
Council returned to open session at 8:58 p.m. and announced that no action was taken during Executive Session.

ADJOURN

With no further business; Mayor Hortenstine adjourned the meeting at 8:58 p.m.

Rod Hortenstine, Mayor

ATTEST:

Susan Brock, City Clerk