The City Council of the City of Taylor met on July 8, 2010 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 John McDonald	City Manager, Jim Dunaway
Council Member Chris Gonzales	Interim Assistant City Manager, Jeff Straub
Council Member Don Hill	City Attorney, Ted Hejl
Council Member Chris Osborn	City Clerk, Susan Brock

INVOCATION
Chief Straub led the group in prayer.

PLEDGE OF ALLEGIANCE

CITIZENS COMMUNICATION
Several citizens addressed the council regarding the proposed Municipal Utility Drainage System fees (Joe Naizer, Joe Mueck, Floyd Zuehlke, Jr.,). Others addressed the proposed rezoning and future land use plans for recently annexed properties (Art Baisley, Bo Brasfield).

CONSENT AGENDA

1. APPROVE ORDINANCE 2010-16 REZONING 1912 AND 2006 NORTH MAIN STREET FROM B1 TO B2 AS REQUESTED BY KEITH HAGLER.

ORDINANCE NO. 2010-16

AN ORDINANCE OF THE CITY OF TAYLOR, TEXAS, CREATING LANDSCAPE REQUIREMENTS AND STANDARDS; PRESERVATION, PROTECTION AND PLANTING OF TREES; PROHIBITING INVASIVE PLANTS; ESTABLISHING PERMIT REQUIREMENTS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALING CLAUSE; 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 WHICH GOVERNS PUBLIC HEALTH OR SANITATION WHICH SHALL BE PUNISHED BY PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS ($2,000.00); PROVIDING FOR PUBLICATION; AND PROVIDING EFFECTIVE DATE.

2. APPROVE ORDINANCE 2010-27, ABANDONING RIGHT OF WAY AT 608 PECAN STREET.

ORDINANCE NO. 2010-27

AN ORDINANCE FOR THE CITY OF TAYLOR, TEXAS VACATING APPROXIMATELY 30 FEET IN WIDTH AND 54 FEET IN LENGTH OF RIGHT OF WAY OF RIO GRAND STREET

3. APPROVE RESOLUTION R10-14 AUTHORIZING SIGNATURES ON CITY INVESTMENTS AND BANK ACCOUNTS.

Council Member Hill moved to approve the consent agenda as presented and Mayor Pro Tem McDonald seconded the motion. VOTE: Five voted AYE. Motion passed.

REGULAR AGENDA – REVIEW/DISCUSS & CONSIDER/ACTION:

4. PROCLAMATION: RECOGNIZING HARRY 'TREY' ROBERTSON, III, TAYLOR FIRE DEPARTMENT.
   Chief Pat Ekiss requested special recognition from the Mayor regarding an off duty event involving Taylor Fire Department Driver/Operator Mr. Trey Robertson. Mayor Hortenstine read the proclamation and made the presentation.

5. RECEIVE UPDATE/REPORT FROM THE TEXAS MISSION OF MERCY PROGRAM.
   Ms. Katie Vandersall presented an update from the Texas Mission of Mercy event program coordinators regarding the recent event held in Taylor. She thanked the citizens of Taylor and city officials for assisting in making the event such a success.

6. CONSIDER RESOLUTION R10-13 REGARDING PUBLIC SALE OF PROPERTY LOCATED AT 2704 N. MAIN STREET, TAYLOR, TEXAS, PLACED IN TRUST TO THE CITY OF TAYLOR.
   Chief Jeff Straub presented a request to consider a resolution allowing the city to set a lower minimum bid for the property commonly known as the "Heartwood Nursing Home" located at 2704 N. Main Street. This property has gone to a tax sale twice with no bids received at the minimum rate set by the county which includes past due taxes. Transferring the property to a trust by the city allows the city to accept a lower minimum bid. Mr. Craig Morgan with Mcreary, Veselka, Bragg and Allen, supports this move and believes it could generate some new interest in the property.

   Without further discussion, Mayor Pro Tem McDonald moved to approve the resolution as presented and Council Member Gonzales seconded the motion. VOTE: Five voted AYE. Motion passed.

7. CONDUCT PUBLIC HEARING AND CONSIDER INTRODUCTION OF ORDINANCE 2010-21 ESTABLISHING ZONING AND 2010-22 CREATING A FUTURE LAND USE PLAN FOR AREAS ANNEXED TO THE CITY IN 2009.
   Mr. John Elsden, City Planner, presented a request to conduct a Public Hearing to consider zoning for the most recently annexed properties.

   Mayor Hortenstine declared the public hearing open; Ms. Marie Wright, Mr. Bo Brasfield , and Mr. Art Baisley, provided comments regarding the planned zoning and future land use maps as recommended by the Planning and Zoning Commission. Stating the need for additional time to review the documents, Mayor Hortenstine declared the hearing to be continued to the next meeting, July 27th. The ordinances were not introduced at this meeting.

ORDINANCE NO. 2010-21

AN ORDINANCE CHANGING THE ZONING TO ANNEXED AREAS AS SHOWN ON ORDINANCES 2009-33 AND 2009-34; AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF TAYLOR, TEXAS, TO SHOW

THE ZONING CHANGES ADOPTED HEREIN; PROVIDING A SAVINGS CLAUSE.

ORDINANCE NO. 2010-22

AN ORDINANCE ADDING FUTURE LAND USES TO ANNEXED AREAS AND 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 CHANGES ADOPTED HEREIN; PROVIDING A SAVINGS CLAUSE.

8. CONDUCT PUBLIC HEARING AND CONSIDER INTRODUCING ORDINANCE 2010-26 GRANTING A SPECIFIC USE PERMIT TO DAVID AND TERESE SVOBODA FOR A BED AND BREAKFAST TO BE LOCATED AT 829 MCCLURE STREET.

Mr. Elsden presented a request to consider conducting a Public Hearing regarding a bed and breakfast facility on McClure Street. The property owners were present to respond to any questions or concerns.

Mayor Hortenstine declared the public hearing open; hearing no comments, it was closed and he asked Mr. Hejl to introduce the ordinance.

ORDINANCE NO. 2010-26

AN ORDINANCE ALLOWING A SPECIFIC USE PERMIT FOR A BED AND BREAKFAST FACILITY ON PROPERTY DESCRIBED AS 829 MCCLURE STREET; AND PROVIDING A SAVINGS CLAUSE

9. CONDUCT PUBLIC HEARING AND CONSIDER INTRODUCING ORDINANCE 2010-20 TO REZONE CITY PARKS AND TRAILS TO ' P' PARK ZONING.

Mr. Elsden presented a request to consider designating city parks and trails as Park (P) Zoning. Mayor Pro Tem McDonald expressed concern in the lack of zoning for the Williamson County Events Center properties. Staff indicated that they have been in communication with county officials and are awaiting a response to our request to consider adding these properties to the park zoning.

Mayor Hortenstine declared the public hearing open; Ms. Nancy Tyson asked if this proposed zoning would affect the current efforts to relocate the city recycling center and was assured that it would not. Hearing no additional comments, the Mayor requested the hearing be continued until a future Council meeting to allow staff to continue to move forward with the zoning issues regarding the Williamson County properties. The ordinance was not introduced at this meeting.

ORDINANCE NO. 2010-20

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF TAYLOR, TEXAS, BY CHANGING THE ZONING OF ALL CITY OWNED PARKS AND TRAILS TO "P" PARK ZONING; TO SHOW THE ZONING CHANGES ADOPTED HEREIN; PROVIDING A SAVINGS CLAUSE.

10. CONSIDER REQUEST FROM THE LEGACY EARLY COLLEGE HIGH SCHOOL TO USE THE CITY HALL AUDITORIUM FOR DAILY LUNCH PROGRAM.
Mr. Dunaway presented a request from the Legacy Early College High School program to use the auditorium at city hall for the upcoming school year. He emphasized that the Taylor ISD Food Service will be providing the meals and anticipates anywhere from 40 to over 130 students at any one time frame. Staff does not anticipate any extreme additional costs to allow the use of the auditorium for this time period.

Council Member Hill moved to approve the request as presented and Mayor Pro Tem McDonald seconded the motion. VOTE: Five voted AYE. Motion passed.

11. CONSIDER AUTHORIZING CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT FOR THE LOCATION OF PORTABLE CLASS ROOMS FOR USE BY THE TEMPLE COLLEGE AT TAYLOR AND LEGACY EARLY COLLEGE HIGH SCHOOL.
Mr. Bob vanTil, Director of Community Development, presented a request from the Taylor Independent School District to place four portable classrooms on a downtown street. The buildings are necessary to allow the Legacy Early College High School program continue to expand and accept new students. The proposed plan requires one block of 5th street to be temporarily closed between Main and Porter for up to two years.

Mayor Pro Tem McDonald moved to authorize the City Manager to enter into negotiations with changes as indicated and Council Member Hill seconded the motion. VOTE: Five voted AYE. Motion passed.

12. CONSIDER MUTUAL AID AGREEMENT WITH WILLIAMSON COUNTY
Chief Ekiss presented a request to consider entering into an agreement with Williamson County to provide mutual aid for fire protection or assistance in a disaster situation. He stated that the City has benefited from this agreement in the past and staff recommends continuing the relationship.

Council Member Hill moved to approve the mutual aid agreement as presented and Council Member Gonzales seconded the motion. VOTE: Five voted AYE. Motion passed.

13. CONSIDER INTRODUCING ORDINANCE 2010-25 FOR RENAMING A PORTION OF SYCAMORE STREET WITHIN MURPHY PARK.
Mr. Elsden presented a request to consider a previous request to rename a portion of the existing Sycamore Street to Veteran's Drive. Previously, this request was submitted by the Street and Facilities Naming Committee and tabled. Staff is requesting a thirty day comment period for the public to respond to this proposed change prior to council taking an action. Mayor Hortenstine asked Mr. Hejl to introduce the ordinance signaling the beginning of the thirty day comment period.

AN ORDINANCE PROVIDING FOR THE RENAMING OF SYCAMORE STREET WITHIN MURPHY PARK; PROVIDING FOR A PUBLIC HEARING; PROVIDING A REPEALING CLAUSE; AND PROVIDING A SEVERABILITY CLAUSE"

14. CONSIDER SETTING INITIAL FEE FOR THE MUNICIPAL DRAINAGE UTILITY SYSTEM.

Mr. Dunaway opened the discussion for council to consider setting a rate for the Municipal Drainage Utility System (MDUS) previously established by council. Mr. Casey Sledge, consulting city engineer, presented background information and a review of those non residential properties affected by the setting of a proposed $2 fee per 2,500 square feet of impervious cover.

Agreeing to continue the discussion, Mayor Hortenstine passed on this item until it can be brought back at a later date with additional information regarding the possibility of exempting certain properties.

15. EXECUTIVE SESSION I.

The Taylor City Council will conduct a closed meeting under Section 551.072 of the Texas Government Code which allows such a closed meeting to conduct deliberations regarding the purchase, exchange, lease, or value of real property.

- City owned land on Doak Street

16. EXECUTIVE SESSION II.

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.

- East Williamson County Higher Education Center

Mayor Hortenstine adjourned into both of the closed sessions simultaneously at 8:10 p.m.

17. CONSIDER ACTION FROM EXECUTIVE SESSION.

Mayor Hortenstine resumed the open meeting at 9:22 p.m. and stated that there was no action taken on any issue during either Executive Session and there were no motions made to take action during the open session.

ADJOURN

With no further business; Mayor Hortenstine adjourned the meeting at 9:22 p.m.

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Rod Hortenstine, Mayor

ATTEST:

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Susan Brock, City Clerk