The City Council of the City of Taylor met on June 24, 2008 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 Ella Jez	Frank Salvato, City Manager
Council Member Bernabe Gonzales	Assistant City Manager, Jim Dunaway
Council Member Donald Hill	City Attorney, Ted Hejl
Council Member John McDonald	City Clerk, Susan Brock

INVOCATION
Jim Dunaway led the group in prayer.

PLEDGE OF ALLEGIANCE

CITIZENS COMMUNICATION
No citizens came forward.

CONSENT AGENDA

1. MINUTES FOR JUNE 12, 2008.
2. ORDINANCE 2008-9 AMENDING ZONING ORDINANCE REQUIREMENTS

ORDINANCE 2008-9

AN ORDINANCE AMENDING ORDINANCE NO. 2007-26 ADOPTED ON SEPTEMBER 25, 2007 BY CHANGING CERTAIN RATES AND OTHER SERVICES PROVIDED BY THE CITY

3. ORDINANCE 2008-17 TCAT ANNEXATION

ORDINANCE NO. 2008-17

AN ORDINANCE OF THE CITY OF TAYLOR, TEXAS, PROVIDING FOR THE ANNEXATION OF THE TRACT OF LAND HEREINAFTER MORE SPECIFICALLY DESCRIBED BY METES AND BOUNDS TO THE CITY OF TAYLOR, TEXAS, FOR ALL MUNICIPAL PURPOSES; AND LOCATED WITHIN THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF TAYLOR, TEXAS; PROVIDING FOR AN ANNEXATION SERVICE PLAN AND THE EXTENSION OF THE CORPORATE LIMITS OF THE CITY OF TAYLOR, TEXAS, TO INCLUDE THE ANNEXED TRACT; PROVIDING FOR PARTIAL INVALIDITY; PROVIDING FOR SEVERABILITY; PROVIDING FOR SAVINGS; PROVIDING FOR FILING OF THIS ORDINANCE WITH THE WILLIAMSON COUNTY CLERK; AND PROVIDING AN EFFECTIVE DATE.

4. ORDINANCE 2008-19 REZONING 406 STURGIS STREET (PACIFICA INVESTMENTS)

ORDINANCE NO. 2008-19

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP ADOPTED BY ORDINANCE NO. 2001-17 BY THE CITY OF TAYLOR, TEXAS ON APRIL 24, 2001 AS HERETOFORE AMENDED, BY CHANGING THE

CLASSIFICATION OF PROPERTY DESCRIBED AS LOT 3 BLOCK 104, CITY OF TAYLOR, LOCATED AT 406 STURGIS STREET, 0.12 ACRES, FROM SINGLE FAMILY (R-1) TO DUPLEX (D).

5. CONCUR WITH FINANCIALS FOR MAY, 2008.
   Mayor Hortenstine asked to remove item number 3 so that Council Member Jez could vote on items number 1, 2, 4, and 5. Council Member McDonald moved to approve items number 1, 2, 4, and 5 from the Consent Agenda and Council Member Hill seconded the motion. VOTE: Five voted AYE. Motion passed.

   Council Member Jez recused herself and Council Member Hill moved to approve item number 3. Council Member McDonald seconded the motion. VOTE: Four voted AYE. Motion passed.

   Council Member Jez rejoined the meeting.

REGULAR AGENDA – REVIEW/DISCUSS & CONSIDER/ACTION:

6. CONSIDER APPROVING AGREEMENT WITH THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY TO ERECT, MAINTAIN, AND ASSUME RESPONSIBILITY FOR ‘SUPERIOR PUBLIC WATER SYSTEM’ SIGNS.
   Mr. Dunaway presented a request to enter into an agreement with the Texas Commission on Environmental Quality (TCEQ) that would allow us to install signs at the city limits designating the city water system as “Superior”. Utility maintenance workers were recognized for their diligence in insuring that the water system is upgraded and maintained at a high level. Council Member Hill emphasized that the City has worked towards this goal for many years including opting to go from well water to purchasing water through the Brazos River Authority (BRA) and building the water treatment plant at Lake Granger. Mr. Salvato expressed his appreciation to the citizens of the community who voted to sell the water treatment plant to the Brazos River Authority four years ago allowing improvements to be made to the plant and helping to achieve this superior rating.

   Council Member McDonald moved to approve the agreement with the TCEQ to erect signs. Council Member Gonzales seconded the motion and Council offered a toast to achieving the Superior Public Water System rating in the City of Taylor. VOTE: Five voted AYE. Motion passed.

7. CONSIDER SETTING RATES FOR MUNICIPAL DRAINAGE UTILITY SYSTEM (MDUS).
   Mr. Dunaway presented a request for Council to establish a base ERU (Equivalent Residential Unit) rate and to begin the implementation schedule approved at the previous Council meeting. Mike Crenshaw with Halff and Associates presented an overview of the process and a formula for establishing a rate and determining revenue projections.

   After much discussion, Council agreed to pass on this item and call a special meeting to further discuss the establishment of an ERU rate for the Municipal Drainage Utility System.

8. <u>CONSIDER CONTRACT CHANGE AUTHORIZATION FROM FREESE & NICHOLS, INC. FOR ADDITIONAL ENGINEERING DESIGN SERVICES FOR THE CREATION OF THE UPPER PRESSURE PLANE PROJECT.</u>
   Mr. Dunaway presented a request to consider authorizing a contract change with Freese & Nichols regarding the Upper Pressure Plane Project. Mr. Casey Sledge, consulting City Engineer, pointed out that the request includes three separate issues: 1) an additional request by the City for the design of a maintenance facility for the East Williamson County Regional Park (EWCRP), 2) a credit for valve work already completed on the Ford Storage Tank; and 3) additional design for repairs to the roof on the Ford Storage Tank.

   Council Member Gonzales moved to approve the contract change authorization with Freese & Nichols not to exceed $35,258.00 from the 2007 Certificate of Obligation and Mayor Pro Tem Jez seconded the motion. VOTE: Five voted AYE. Motion passed.

9. <u>CONSIDER INTRODUCING ORDINANCE 2008-20 AMENDING THE SIGN ORDINANCE REGARDING ELECTRONIC BILLBOARDS.</u>
   Mr. Bob vanTil, Director of Community Development, presented an Ordinance amending the current Sign Ordinance to address electronic billboards, variances, and banners. State law regarding electronic billboards went into effect June 1, 2008 and this amendment to our ordinance better defines what an LED sign. Current State law does not allow a City to grant variances to a Sign Ordinance through a non-legislative board or commission and this provision will be eliminated in our ordinance with this amendment. The issue on banners was to reinsert the word “non residential” or commercial that had been inadvertently removed at some point through various updates.

   With no further comments or discussion, Mayor Hortenstine asked Mr. Hejl to read the caption and declared Ordinance 2008-20 introduced.

ORDINANCE 2008-20

AN ORDINANCE AMENDING RULES AND REGULATIONS FOR THE ERECTION, RECONSTRUCTION, ALTERATION OR REPAIR OF SIGNS WITHIN THE CITY OF TAYLOR, TEXAS; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING CRIMINAL AND CIVIL VIOLATIONS AND PENALTIES; PROVIDING A PENALTY NOT TO EXCEED FIVE HUNDRED DOLLARS ($500.00) FOR EACH OFFENSE EXCEPT WHERE A DIFFERENT PENALTY HAS BEEN ESTABLISHED BY STATE LAW AND EACH AND EVERY DAY SAID VIOLATION IS CONTINUED SHALL CONSTITUTE A SEPARATE OFFENSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING FOR PUBLICATION"

10. <u>CONSIDER INTRODUCTION OF ORDINANCE 2008-21 AMENDING THE ANIMAL CONTROL ORDINANCE.</u>
    Chief Jeff Straub presented a request to amend the current Animal Control Ordinance to better reflect current practices and clarify specific issues related to State law. Areas of particular interest were aligning our vaccination requirement to be consistent with State law, clarifying dangerous dog issues, animal nuisances, and adding fowl to prohibited livestock to the ordinance. Council discussed each issue and made suggestions that will be brought back for further discussion and possible inclusion in the final ordinance at the next meeting.

Mayor Hortenstine asked Mr. Hejl to read the caption of Ordinance 2008-21 and declared it introduced.

ORDINANCE NO. 2008-21

AN ORDINANCE OF THE CITY OF TAYLOR, TEXAS, ESTABLISHING GENERAL REGULATIONS FOR THE CONTROL OF ANIMALS WITHIN THE CITY; ESTABLISHING AN ANIMAL CONTROL OFFICER; ESTABLISHING AN ANIMAL CONTROL APPEALS BOARD; REQUIRING VACCINATIONS AND REGISTRATIONS OF REQUIRED ANIMALS; PROHIBITING ANIMALS FROM RUNNING AT LARGE; 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.

11. <u>CONSIDER APPOINTMENTS TO ANIMAL CONTROL ADVISORY BOARD.</u>
Captain Don Georgens of the Taylor Police Department presented a request to consider appointing members to the Animal Control Appeals Board and Shelter Advisory Committee. The current state regulations require the committee be composed of at least one licensed veterinarian, one county or municipal official, one person whose duties include the daily operation of an animal shelter and one representative from an animal welfare organization. Council Member Hill noted that it may be difficult to reach a majority vote with an even number of members and suggested that we add one more member to the committee. Captain Georgens has one additional application that he will bring back for consideration at the next meeting.

Without further discussion Council took no action on this item.

12. <u>CONSIDER APPOINTING JASON FORD TO REPLACE JOHN NELSON TO COMPREHENSIVE PLAN IMPLEMENTATION COMMITTEE.</u>
Mr. vanTil presented a request to consider appointing Jason Ford, President/CEO of the Taylor Economic Development Corporation, to replace his predecessor, John Nelson on the Comprehensive Plan Implementation Committee.

Council Member Hill moved to appoint Jason Ford to replace John Nelson to the Comprehensive Plan Implementation Committee and Mayor Pro Tem Jez seconded the motion. VOTE: Five voted AYE. Motion passed.

(Council Member Gonzales recused himself from the next item due to his relationship with the member under consideration for reappointment.)

13. <u>CONSIDER APPOINTMENT(S) TO PARKS AND RECREATION BOARD.</u>
Mr. Danny Thomas, Director Public Works, presented a request to reappoint Mr. Andrew Gonzales to the Parks and Recreation Board. Council Member Hill moved to reappoint

Andrew Gonzales for a three year term to expire January 31, 2011 and Mayor Pro Tem Jez seconded the motion. VOTE: Four voted AYE. Motion passed.

(Council Member Gonzales rejoined the meeting.)

14. CONSIDER APPROVING REAPPOINTMENT OF MR. ENOCHS TO CIVIL SERVICE COMMISSION.
Ms. Starla Hall, Director of Human Resources and Civil Service Director for the City, presented a request to consider confirming Mr. Salvato's reappointment of Leland Enochs to the Civil Service Commission.

Mayor Pro Tem Jez moved to approve the reappointment of Mr. Enochs to the Civil Service Commission for another three year term and Council Member McDonald seconded the motion. VOTE: Five voted AYE. Motion passed.

15. CONSIDER ECONOMIC DEVELOPMENT GRANT AGREEMENT WITH TCAT FOUNDATION FOR CONSTRUCTION OF THE EAST WILLIAMSON COUNTY HIGHER EDUCATION CENTER (EWCHEC).
Council agreed to pass on this item.

(Council Member McDonald recused himself from the first Executive Session under Section 551.071, but participated in the other two Executive Sessions.)

16. 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 f the Attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the Stat Bar of Texas authorize and allow such a closed meeting and which Rules conflict with the Texas Open Meetings Act.

17. CONSIDER ACTION FROM EXECUTIVE SESSION.

18. EXECUTIVE SESSION. The Taylor City Council will hold 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 551.087 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 to deliberate the offer of financial or other incentives to the business prospect.

19. CONSIDER ACTION ON EXECUTIVE SESSION.

20. EXECUTIVE SESSION. The Taylor City Council will conduct a closed executive meeting under Section 551.072 of the Texas Government Code in order to deliberate regarding acquisition of real property.

Mayor Hortenstine adjourned the meeting into concurrent Executive Session at 7:36 p.m.

21. <u>CONSIDER ACTION FROM EXECUTIVE SESSION</u>.
Council met in Executive Sessions consecutively beginning at 7:36 p.m... Mayor Hortenstine reconvened the meeting into Open Session at 9:54 p.m. and stated that no action was taken during any of the Executive Sessions.

<u>ADJOURN</u>

With no further business; Mayor Hortenstine adjourned the meeting at 9:54 p.m.

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Rod Hortenstine, Mayor

ATTEST:

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Susan Brock, City Clerk