The City Council of the City of Taylor met on May 25, 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
Jeff Straub led the group in prayer.

PLEDGE OF ALLEGIANCE

CITIZENS COMMUNICATION
Mr. Joe Naizer, 701 Sloan Street, expressed his opposition to the proposed agreement with the Electric Reliability Council of Texas (ERCOT). Ms. Lisa Drummond, 1608 Tammi Lane, presented information in support of the CAPCOG recycling grant under consideration.

CONSENT AGENDA

1. MINUTES FOR MAY 11 AND MAY 13, 2010.
2. APPROVE ORDINANCE 2010-18 AMENDING THE FEE SCHEDULE.

ORDINANCE NO. 2010-18

AN ORDINANCE AMENDING ORDINANCE NO. 2009-29 ADOPTED ON SEPTEMBER 22, 2009 BY CHANGING CERTAIN RATES AND OTHER SERVICES PROVIDED BY THE CITY; REPEALING ALL ORDINANCE OR PARTS OF ORDINANCES IN CONFLICT HEREWITH TO THE EXTENT OF SUCH CONFLICT; AND PROVIDING A SEVERANCE CLAUSE.

3. CONCUR WITH PRELIMINARY FINANCIALS FOR APRIL, 2010.
   Council Member Hill moved to approve the consent agenda and revised minutes as presented and Mayor Pro Tem McDonald seconded the motion. VOTE: Five voted AYE. Motion passed.

REGULAR AGENDA – REVIEW/DISCUSS & CONSIDER/ACTION:

4. CONSIDER PROGRESS REPORT ON CITY OF TAYLOR CENSUS FROM IVONNE ESPADA-SIMEON, U.S. CENSUS BUREAU.
   Mayor Hortenstine welcomed Ms. Espada-Simeon and Council received her report for information only. The report was accepted for information and no further action was taken.

5. CONSIDER ACCEPTING REPORT FROM TAYLOR CHAMBER OF COMMERCE.
   Mr. Thomas Martinez, President of the Taylor Chamber of Commerce, presented a report on activities and expenditures for the period ending in May, 2010. He noted specific areas of interests and outlined goals and accomplishments set by the Board for the current year.

He was commended on providing a thorough and concise report.

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

6. <u>CONSIDER HOTEL/MOTEL AGREEMENT WITH THE TAYLOR CHAMBER OF COMMERCE.</u>
Ms. Dennis presented a request to consider approve the annual agreement with the Chamber regarding the distribution of hotel occupancy tax revenue received by the city. Council questioned some of the language in the agreement and asked for changes in the reporting mechanism, the inclusion of newly adopted legislation regarding sports venues, and extending the date of the contract until September, 2011. With changes needed to be made no action was taken and this item was rescheduled for further consideration at a future council meeting in June.

7. <u>CONSIDER APPOINTMENT TO TAYLOR ECONOMIC DEVELOPMENT CORPORATION.</u>
Mayor Hortenstine presented a request to reappoint Nancy Tyson to the TEDC Board. In addition to Ms. Tyson, two other applications were received from persons interested in serving on this board. However, based on her past contributions, participation, attendance, and willingness to continue to serve Mayor Pro Tem McDonald moved to reappoint Nancy Tyson for a three year term to the TEDC Board and Council Member Osborn seconded the motion. VOTE: Five voted AYE. Motion passed.

8. <u>CONSIDER APPROVING RESOLUTION R10-12 AUTHORIZING AN APPLICATION TO CAPCOG FOR RECYCLING CENTER.</u>
Mr. vanTil presented a request to consider approving a request to apply for two grants; one to relocate the city recycling center and a second to expand recycling efforts in the community. Mr. vanTil pointed out that the CAPCOG grant program does not require any matching funds from the city.

   Council Member Hill moved to approve Resolution R10-12 as presented and Council Member Gonzales seconded the motion. VOTE: Five voted AYE. Motion passed.

9. <u>CONSIDER INTRODUCING ORDINANCE 2010-23 REPEALING ORDINANCE 2001-51 RELATING TO THE REQUIREMENT FOR TRAFFIC STUDIES.</u>
Mr. John Elsden, City Planner, submitted a request to Council to consider an ordinance that would eliminate any conflict with the previously approved Engineering Manual. In particular, a conflict was discovered regarding the requirement for traffic studies and Mr. Elsden would like to repeal the previous ordinance.

   Mayor Hortenstine asked Mr. Hejl to read the caption to Ordinance 2010-23 and declared it officially introduced.

ORDINANCE NO. 2010-23

AN ORDINANCE REPEALING ORDINANCE 2001-51 ESTABLISHING THE REQUIREMENTS FOR A TRAFFIC IMPACT ANALYSIS.

10. CONSIDER INTRODUCING ORDINANCE 2010-24 REGARDING A REQUEST BY ELSIE BACHMAYER TO RELEASE 29.3 ACRES FROM THE CITY OF TAYLOR EXTRATERRITORIAL JURISDICTION (ETJ).

Mr. Elsden presented a request from a property owner, Ms. Elsie Bachmayer, to allow her to have all of her property in the Hutto ETJ. Under the current city limits, Ms. Bachmayer's property is divided almost in half by the Taylor ETJ line. This item was first discussed during last year's annexation public hearings and her request drew no opposition.

Ms. Bachmayer was present to respond to any questions or concerns. With no further discussion Mayor Hortenstine asked Mr. Hejl to read the caption to Ordinance 2010-24 and declared it officially introduced.

ORDINANCE NO. 2010-24

AN ORDINANCE REDUCING THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF TAYLOR, TEXAS BY 29.3 ACRES, IN ACCORDANCE WITH THE PROVISIONS OF SECTION 42.022 OF THE TEXAS LOCAL GOVERNMENT CODE THROUGH A REQUEST OF THE OWNER THAT THE OWNER'S PROPERTY BE EXCLUDED FROM THE CITY OF TAYLOR, TEXAS, EXTRATERRITORIAL JURISDICTION; AND HAVING A SAVINGS CLAUSE.

11. CONSIDER INTRODUCING ORDINANCE 2010-17 ABANDONING ALLEY AT 1705 WEST LAKE DRIVE AND GRACE STREET.

Mr. Elsden presented a request from a property owner at 1705 West Lake Drive to formally abandon an alley between two adjacent lots he currently owns. He is in the process of planning to install a swimming pool and has discovered the city survey indicates an alley on the properties.

Mr. Rychetsky was present to respond to questions concerning the current condition and access to the alley. He provided Mr. Hejl with a document from the original land owners who agreed between themselves to abandon the alley but apparently never had the document filed with the city. Council instructed staff to conduct further study on this issue and to investigate options to perhaps abandon the alley the entire length of the block will begin.

Mayor Hortenstine asked Mr. Hejl to read the caption to Ordinance 2010-17 and declared it officially introduced.

ORDINANCE NO. 2010-17

AN ORDINANCE FOR THE CITY OF TAYLOR, TEXAS VACATING THE EASTERLY 137 FEET OF THE 20 FOOT WIDE ALLEY LOCATED IN BLOCK B OF THE ROBERTSON AND BLAND ADDITIONS.

(Mayor Pro Tem McDonald recused himself prior to the next agenda item due to a conflict of interest.)

12. CONSIDER AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND ENTER INTO AN ECONOMIC DEVELOPMENT INCENTIVES AGREEMENT WITH ELECTRIC RELIABILITY COUNCIL OF TEXAS (ERCOT).

    Mr. vanTil presented a request to consider granting a property tax rebate for the most recent ERCOT facility expansion. The agreement provides for a 75% rebate of property taxes paid and guarantees the value of the facility to not fall below $30 million for at least ten years, the length of the agreement.

    Council Member Hill moved to authorize the City Manager to negotiate a tax rebate agreement with ERCOT and Council Member Osborn seconded the motion. VOTE: Four voted AYE. Motion passed.

(Mayor Pro Tem McDonald rejoined the meeting.)

13. CONSIDER AWARDING BID FOR SOUTHWEST WATER TRANSMISSION LINE.

    Mr. Casey Sledge, consulting City Engineer, presented a request to consider awarding the bid for a 24" water transmission line on the south side of town to provide services to the new high school site on FM 973. Eight proposals were received and the recommended award came in below the amount budgeted.

    Mayor Pro Tem McDonald moved to award the bid to Cash Construction not to exceed $1,085,190 and Council Member Hill seconded the motion. VOTE: Five voted AYE. Motion passed.

14. EXECUTIVE SESSION I.

    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
    - KG Industries

15. 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, and the authority contained in Section 551.072 to conduct deliberations regarding the purchase, exchange, lease, or value of real property.

    - 12.75 acres located near cemetery land

    Mayor Hortenstine adjourned into both closed sessions simultaneously at 7:40 p.m.

16. CONSIDER ACTION FROM EXECUTIVE SESSION.

    Mayor Hortenstine resumed the open meeting at 8:11 p.m. and stated that there was no action taken on any issue during either of the Executive Sessions and there were no motions made to take action during the open session.

ADJOURN

With no further business; Mayor Hortenstine adjourned the meeting at 8:11 p.m.

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Rod Hortenstine, Mayor

ATTEST:

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Susan Brock, City Clerk