

AGENDA

CITY OF TAYLOR, TEXAS
CITY COUNCIL MEETING
CITY HALL, COUNCIL CHAMBERS, 400 PORTER STREET

MAY 13, 2010, 6:00 P.M.

CALL TO ORDER AND DECLARE A QUORUM

INVOCATION

PLEDGE OF ALLEGIANCE

CITIZENS COMMUNICATION

(The City Council welcomes public comments on items not listed on the agenda. However, the Council cannot respond until the item is posted on a future meeting agenda.)

CONSENT AGENDA

(The Consent Agenda includes non-controversial and routine items that the Council may act on with one single vote. The Mayor or any Council member may pull any item from the Consent Agenda to discuss and act upon individually on the Regular Agenda.)

1. Minutes for April 27, 2010. (Susan Brock)

REGULAR AGENDA; REVIEW/DISCUSS AND CONSIDER ACTION

2. Proclamation: Texas Hunger Initiative May 22. (Mayor)
3. Consider action with respect to Resolution R10-10 authorizing proceeding with Issuance of Certificates of Obligations and further directing the Publication of Notice of Intention to Issue City of Taylor, Texas Combination Tax and Revenue Certificates of Obligation, Series 2010. (Rosemarie Dennis)
4. Consider action with respect to Resolution R10-11 expressing official intent to reimburse certain costs related to expenditures by the City of Taylor, Texas. (Rosemarie Dennis)
5. Consider approving Ordinance 2009-19 regarding cemetery rules and regulations. (Danny Thomas)
6. Consider introducing Ordinance 2010-18 amending the Fee Schedule. (Rosemarie Dennis)
7. Executive Session. 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 551.087 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 deliberate the offer of financial or other incentives to the business prospect.
 - East Williamson County Higher Education Center
8. Consider action on Executive Session.

ADJOURN

The Council may vote and/or act upon each of the items listed in this Agenda. The Council reserves the right to retire into executive session concerning any of the items listed on this Agenda, whenever it is considered necessary and legally justified under the Open Meetings Act. I certify that the notice of meeting was posted in the Taylor City Hall Lobby before 6:00 pm on May 10, 2010 and remained posted for at least 72 hours continuously before the scheduled time of said meeting. I further certify that the following news media was notified of this meeting: Taylor Daily Press.

Posted By: _____
Susan Brock, City Clerk



***City Council Meeting
May 13, 2010
Agenda Item Transmittal***

Agenda Item #: 1
Agenda Title: Minutes for April 27, 2010.
Council Action: Motion to approve or approve with corrections
Initiating Department: City Management/City Clerk
Staff Contact: Susan Brock, City Clerk

1. INTRODUCTION/PURPOSE

Pursuant to the Open Meetings Law, Chapter 551, Local Government Code and in accordance with the authority contained in Section 551.021 and the City Charter, the "Minutes" of each City Council must be recorded, compiled and approved by the City Council in subsequent meetings. The purpose of this item is to conform to these legal requirements.

2. DESCRIPTION/ JUSTIFICATION

N/A

3. FINANCIAL/BUDGET

N/A

4. RECOMMENDATION

Approve as submitted or amend with changes noted.

5. REFERENCE FILES

1a. Minutes, April 27, 2010

The City Council of the City of Taylor met on April 27, 2010 at City Hall, 400 Porter St., Taylor, Texas. Mayor Hortenstine declared a quorum and, noting the absence of Council Member McDonald, called the meeting to order at 6:00 p.m. with the following present:

Mayor Pro Tem Ella Pumphrey Jez
Council Member Chris Gonzales
Council Member Don Hill

City Manager, Jim Dunaway
Interim Assistant City Manager, Jeff Straub
City Attorney, Ted Hejl
City Clerk, Susan Brock

INVOCATION

Chief Straub led the group in prayer.

PLEDGE OF ALLEGIANCE

CITIZENS COMMUNICATION

Ms. Sharon Toups, 516 W. 5th Street, addressed the Council regarding the May 8, 2010 bond election.

CONSENT AGENDA

1. MINUTES FOR APRIL 8, 2010.
2. ORDINANCE 2010-14 DAFFIN VOLUNTARY ETJ.

ORDINANCE NO. 2010-14

AN ORDINANCE EXPANDING THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF TAYLOR, TEXAS, IN ACCORDANCE WITH THE PROVISIONS OF SECTION 42.022 OF THE TEXAS LOCAL GOVERNMENT CODE THROUGH A VOLUNTARY REQUEST OF THE OWNER THAT THE OWNER'S PROPERTY BE INCLUDED WITHIN THE CITY OF TAYLOR, TEXAS, EXTRATERRITORIAL JURISDICTION; AND HAVING A SAVINGS CLAUSE.

3. ORDINANCE 2010-15 COLLECTION OF FEES BY THIRD PARTY.

ORDINANCE NO. 2010-15

AN ORDINANCE ALLOWING COLLECTION OF FEES, COSTS EXPENSES AND ALL OTHER CHARGES FOR FIRE, EMERGENCY, RESCUE AND OTHER SIMILAR SERVICES RENDERED BY THE CITY; ALLOWING COLLECTION FROM ALL PERSONS OR ENTITIES RECEIVING SUCH SERVICES AND FROM ANY PERSON OR ENTITY LIABLE FOR PAYMENT OF THE SERVICES; ALLOWING THE CITY TO CONTRACT WITH THIRD PARTIES FOR SUCH COLLECTION; PROVIDING SAVINGS, REPEALER, AND SEVERABILITY CLAUSES; PROVIDING FOR OPEN MEETINGS.

4. COMPREHENSIVE IMPLEMENTATION PLAN STATUS REPORT FOR MARCH, 2010.
5. CONCUR WITH PRELIMINARY FINANCIALS FOR MARCH, 2010.

Council Member Hill moved to approve the consent agenda as presented and Council Member Gonzales seconded the motion. VOTE: Four voted AYE. Motion passed.

REGULAR AGENDA – REVIEW/DISCUSS & CONSIDER/ACTION:

6. PROCLAMATION: NATIONAL HISTORIC PRESERVATION MONTH, MAY 2010.
Mayor Hortenstine presented a proclamation to Ms. Jan Konarik and Ms. Nell Steger with the Taylor Conservation and Heritage Society and Deby Lannen, Main Street Coordinator, in recognition of the national designation of May as Historical Preservation month.
7. PROCLAMATION: IN RECOGNITION OF VOLUNTEERS FOR TAX ASSISTANCE.
Mayor Hortenstine presented a proclamation to AARP volunteers who provide tax assistance each year at the library. Jose Orta accepted the proclamation on behalf of all the volunteers.
8. CONSIDER APPROVING POOL SERVICE AGREEMENTS WITH THE YMCA OF GREATER WILLIAMSON COUNTY TO MANAGE THE CITY SWIMMING POOLS FOR THE SUMMER OF 2010.
Mr. Mike DeVito, Recreation Superintendent, presented a request to consider annual agreements with the YMCA for the 2010 summer swimming season. He stated the only changes to the contract from previous years were a raise in hourly rate for lifeguards and an increase in swim hours on Friday at Fannie Robinson Park Pool. Council Member Hill asked that the additional two hours be added to Saturday instead of Friday to lengthen the swim time from noon to 8 p.m.

Without further discussion, Mayor Pro Tem Jez moved to approve the agreements with changes to the hours at Robinson Pool as presented and Council Member Hill seconded the motion. VOTE: Four voted AYE. Motion passed.

9. CONSIDER AWARDDING BID FOR HIGH PLANE WATER MAIN CONSTRUCTION PROJECT.
Mr. Danny Thomas, Director of Public Works, and Mr. Casey Sledge, Consulting Engineer, presented a request to consider awarding the contract to Cash Construction for construction of a waterline from the Taylor Regional Park and Sports Complex to the new water tower on Lorax Lane. The recommendation from Freese Nichols includes the base bid and Alternates A-1, A-2, A-3 and A-4 minus item #24 and also includes rebuilding a portion of Lorax Lane damaged as a result of the construction.

Based on staff recommendation Mayor Pro Tem Jez moved to award the contract to Cash Construction not to exceed \$2,577,702.50 and Council Member Hill seconded the motion. VOTE: Four voted AYE. Motion passed.

Mayor Hortenstine elected to take the Executive Sessions out of order and adjourned into closed session for agenda item Number 12 at 6:40 p.m.

12. EXECUTIVE SESSION III.
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 551.074 to discuss a personnel issue: Appointment of Fire Chief.

Mayor Hortenstine called the meeting back to open session at 6:40 p.m. and stated no action or vote had been taken during Executive Session. He expressed his appreciation to Interim Fire Chief Eric Woods for a job well done and called for a motion. Council member Hill moved to confirm the City Manager appointment of (Laurence) Pat Ekiss as Fire Chief effective May 10, 2010.

10. 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

11. 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 551.087 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 deliberate the offer of financial or other incentives to the business prospect.

- Project Algae
- ERCOT

Mayor Hortenstine adjourned into closed sessions I and II at 7:00 p.m.

13. CONSIDER ACTION FROM EXECUTIVE SESSION I OR II.

Mayor Hortenstine resumed the open meeting at 9:15 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 9:15 p.m.

Rod Hortenstine, Mayor

ATTEST:

Susan Brock, City Clerk



***City Council Meeting
May 13, 2010
Agenda Item Transmittal***

Agenda Item #: 2
Agenda Title: Proclamation: Texas Hunger Initiative, May 22
Council Action to be taken: Read proclamation
Initiating Department: Community Development
Staff Contact: Bob van Til,
Director of Community Development

1. INTRODUCTION/PURPOSE

Mr. Mathews with the Taylor ISD requested that the Council read the attached proclamation.

2. DESCRIPTION/ JUSTIFICATION

In June, July and August local organizations and churches will help provide lunches and dinners to children in the City. These organizations include Our Lady of Guadalupe Catholic Church, Zion Baptist Church, Mount Calvary Baptist Church, and the Interagency Council of East Williamson County.

Representatives from some or all of these organizations will be present to accept the proclamation.

3. FINANCIAL/BUDGET

4. TIMELINE CONSIDERATIONS

5. RECOMMENDATION

6. REFERENCE FILES

2a Proclamation for the Texas Hunger Initiative.

PROCLAMATION

TEXAS HUNGER INITIATIVE

May 22, 2010

WHEREAS, The Texas Hunger Initiative (THI) is a collaborative project to end hunger through policy, education, community organizing, and community development, and

WHEREAS, The USDA indicates nearly 15 percent of Americans don't know where their next meal is coming from, and

WHEREAS: The THI is working with federal, state and local governments, non-governmental organizations, churches, and local providers to develop a plan for an efficient use and delivery of our own current resources to hungry individuals and families to ensure that every individual in Texas has access to three healthy meals per day, seven days per week by the year 2015.

NOW, THEREFORE, as Mayor of the City of Taylor, I do hereby proclaim recognition of

The Texas Hunger Initiative

May 22, 2010

and call upon the people of Taylor to join their fellow citizens across the United States in recognizing and participating in this special observance.

PROCLAIMED this the 13th day of May, 2010.

Rod Hortenstine, Mayor



TEXAS HUNGER INITIATIVE

food secure by 2015

MISSION STATEMENT:

The Texas Hunger Initiative seeks to develop and implement strategies to alleviate hunger through policy, education, community organizing, and community development. We do this by:

- Creating Food Planning Associations in target communities that will assess food delivery systems, make decisions for change, and implement their action plans in order to provide adequate food for all.
- Launching a Food Policy Roundtable with our policy partners, which will think strategically about policy and governmental procedures, discuss needed changes in policy, and advocate for legislative change.
- Linking Food Policy Associations and the Food Policy Roundtable to make certain that policies and legislative action reflect the reality of the community needs.

VALUES:

The Texas Hunger Initiative believes that:

1. Every human should have adequate access daily to healthy and nutritious food.
2. Faith based communities, non-profit organizations, and government agencies should partner with society and bear responsibility for hungry individuals and families while using their voices and leadership to alleviate poverty and hunger in their communities.
3. Alleviating hunger will be accomplished through nurturing the creative relationship between hunger advocates serving at the policy level and grassroots level, valuing change at both levels equally.
4. The voices of those experiencing hunger should be intentionally heard and should inform hunger service and policy decisions.
5. Communities will need to collaborate on education efforts in order for all community members to understand the value of nutritious food and the impact of each individual's choices on the health of the community as a whole.



TEXAS HUNGER INITIATIVE

food secure by 2015

GOALS:

1. End hunger by 2015 by creating access to three meals a day everyday for all people in Texas.
 - Launch and participate in the Food Policy Roundtable with other policy partners.
 - Develop and sustain Food Planning Associations in Texas communities.
2. Create a strategic process to end hunger that can be duplicated in other states.
 - Develop an action plan utilizing principles of community organizing.
 - Formulate a prototype that can be used to address other issues of poverty in Texas.
3. Elevate the voices of those living in hunger.
 - Invite individuals living in hunger to Food Policy Roundtables.
 - Invite individuals living in hunger to Food Planning Associations.
4. Create healthier communities.
 - Create access to healthy food in order to improve childhood performance in schools and decrease obesity.
 - Educate and raise awareness about hunger in communities.
 - Increase access to locally grown food.
5. Enhance economic development.
 - Sign people up for Supplemental Nutrition Assistance Program (SNAP).
 - Improve small farming economy through the implementation of the Farm to School program.



TEXAS HUNGER INITIATIVE
food secure by 2015

Overview of Texas Hunger Initiative Strategy

The Texas Hunger Initiative believes that Texas has enough food to feed the people of Texas, but that the system making food accessible needs to be organized. Based on the disaster relief model adopted in Texas after Hurricane Katrina, THI proposes that Texas create an efficient system of jurisdiction and accountability for food delivery in the state.

(Please see the strategy chart on the next page)

Texas Hunger Initiative organizes both in policy and on a community grassroots level. The left side of the chart illustrates the policy part of the strategy. The United States Department of Agriculture, Texas Department of Agriculture, Texas Health and Human Services Commission, food distribution businesses and policy-focused nonprofits have joined with the Texas Hunger Initiative to coordinate policy efforts around hunger at the State Capitol and within each of the government organizations. We are doing this through the Food Policy Roundtable (FPR), which meets quarterly to discuss issues that prevent communities from having food and then work together to bring a common voice to address the issue with the appropriate organizations.

The Texas Hunger Initiative also works collaboratively with USDA, TDA, HHSC, the Texas Food Bank Network and local community leaders involved in the food system to establish Food Planning Associations (FPAs) across the state (see the right half of the chart). These associations are functioning as strategic planning teams to assess local food systems, identify resources and gaps, make plans to address the gaps using existing resources and evaluate the process in order to move forward toward food security in their communities. The regional food banks have committed to work with us to establish these grassroots associations in each county in their region, functioning as Regional Operation Teams. We are working to bring the voices of those living in hunger into the FPAs and are also working to connect the FPAs with the Food Policy Roundtable in order to help policies reflect the reality of hunger in the local communities. Texas Hunger Initiative believes that by addressing hunger from the policy level and from the grassroots level, coordinating services and resources across the state, the state of Texas can bring food security to its citizens by 2015.



TEXAS HUNGER INITIATIVE
food secure by 2015

Food Planning Association Structure

(Please view the chart on the next page with this explanation.)

1. Food Planning Association Co-Chairs—Mayor, Food Bank Director
Role: These people will gather community members and leaders together to offer blessing and support to the grass roots organizers and volunteers. They will provide presence, stability and support for those actively leading the FPA.

FPA Lead Organizers (Optimal 2 or 3—The rest would be on the Steering Committee.) The lead organizers would share the following roles based on personality, leadership style, personal strengths and community connections.

Roles:

- FPA Facilitator—This person will help organize the development of the FPA and will facilitate FPA meetings.
- FPA Hospitality—This person will set the tone for meetings and build relationships. They are the face of the initiative. They will likely be the strongest connection to identifying FPA Experts.
- FPA Administrator—This person will take notes and keep track of details, schedule meetings, and take care of logistics.

2. FPA Steering Committee (Approximately 6-8 leaders)
The FPA Steering Committee is made up of key leaders in the community food system such as nonprofit leaders, major food pantry leaders, food service directors in the schools and business leaders. They help do the work of assessing and planning for the FPA as well as the roles listed below.

Roles:

- FPA External Relations for Religious Community - This person will represent the FPA specifically to religious leaders in the community, seeking their participation and keeping them informed.
- FPA External Relations for Nonprofits—This person will represent the FPA specifically to the nonprofit community, seeking their participation and keeping them informed.

- FPA External Relations for Donors and Power – This person will represent the FPA to groups and individuals by specifically targeting prominent business leaders and wealthy donors in the community.

3. Food Planning Association (Approximately 15-20 leaders)

The Food Planning Association meets less often than the steering committee and lead organizers do. The larger FPA helps make decisions, brings vital information to the table and helps coordinate efforts in the community.

- FPA Volunteers – These people are interested members of the community who desire to attend meetings in order to stay informed, voice their opinions and occasionally take on tasks to help alleviate hunger in their community.
- FPA Experts – These people are community members directly affected by hunger who desire to be an active voice on behalf of their community in the FPA to remedy this issue.



***City Council Meeting
May 13, 2010
Agenda Item Transmittal***

Agenda Item #: 3

Agenda Title: Consider action with respect to Resolution R10-10
Authorizing Proceeding with Issuance of Certificates of
Obligation and further Directing the Publication of Notice
of Intention to issue City of Taylor, Texas Combination
Tax and Revenue Certificates of Obligation, Series 2010.

Council Action to be taken: Approve Resolution R10-10

Initiating Department: Finance/City Management

Staff Contact: Rosemarie Dennis, Finance Director

1. INTRODUCTION/PURPOSE

In accordance with previous discussions on this matter, the enclosed resolution would officially give notice of the City's intent to issue Certificates of Obligation that will not exceed \$9,000,000. Bart Fowler (McCall, Parkhurst & Horton, L.L.P) who is the City's Bond Attorney will be present to address any questions or comments you may have on this matter.

2. DESCRIPTION/ JUSTIFICATION

At a January and April council meetings, staff presented an overview of past, current, and future capital improvement projects and their financial status. No specific action was taken on any of the projects. However, it is staff's understanding that we wait until after the May 8th election before moving forward with any bond issuances. At this time the City is ready to move forward with the plans to issue not to exceed \$9 million in Certificates of Obligation for the committed projects (see attachment 3c). This debt is necessary for the continuation of the construction of the 3rd Concession Stand/Restroom at the Taylor Regional Park and Sport Complex and the Southwest 24" Water Transmission Main, which the bid opening is accepted on May 19th.

Provided in your packet you will find the City of Taylor, timetable for the issuance of the bonds.

3. FINANCIAL/BUDGET

Not to exceed \$9,000,000 in Certificates of Obligation, Series 2010.

4. TIMELINE CONSIDERATIONS

Approval of this resolution and the subsequent actions relative to the delivery of the funds.

5. RECOMMENDATION

Approve as submitted.

6. REFERENCE FILES

- 3a. R10-10 Notice of Intention to Issue
- 3b. Taylor 2010 CO Timetable
- 3c. 2010 Bond Projects Summary

RESOLUTION NO. R10- 10

**RESOLUTION AUTHORIZING PROCEEDING WITH ISSUANCE OF
CERTIFICATES OF OBLIGATIONS AND FURTHER DIRECTING THE
PUBLICATION OF NOTICE OF INTENTION TO ISSUE CITY OF
TAYLOR, TEXAS COMBINATION TAX AND REVENUE CERTIFICATES
OF OBLIGATION, SERIES 2010**

**THE STATE OF TEXAS §
 §
COUNTY OF WILLIAMSON §**

WHEREAS, the City Council (the "Council") of the City of Taylor, Texas (the "City") has determined it to be in the City's best interest to issue certificates of obligation for paying all or a portion of the City's contractual obligations incurred or to be incurred for (i) constructing, improving and/or renovating City parks, (ii) constructing, improving, extending and/or expanding City streets, including drainage, sidewalks and right-of-ways, (iii) constructing, improving, extending and/or expanding the City's water and wastewater system, and (iv) payment of professional services in connection therewith including legal, engineering, architectural and fiscal fees and the costs of issuing the Certificates (collectively the "Project"); and

WHEREAS, the Council has deemed it advisable to give notice of intention to issue the Certificates in a maximum principal amount not to exceed \$9,000,000 pursuant to the provisions of the Certificate of Obligation Act of 1971, Section 271.041 et seq., Local Government Code, as amended (the "Act"), for the purpose of financing the Project; and

WHEREAS, prior to the issuance of the Certificates, the Council is required under Section 271.041 et seq., Local Government Code to publish notice of its intention to issue the Certificates in a newspaper of general circulation in the City, the notice stating: (i) the time and place tentatively set for the passage of the order authorizing the issuance of the Certificates, (ii) the maximum amount and purpose of the Certificates to be authorized; and (iii) the manner in which the Certificates will be paid; and

WHEREAS, the meeting at which this Resolution is adopted was open to the public and public notice of the time, place and purpose of the meeting was given, all as required by Chapter 551, Government Code, as amended.

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TAYLOR, TEXAS:

1. Attached hereto is a form of the Notice of Intention to Issue the Certificates, the form and substance of which is hereby adopted and approved.

2. Bond Counsel for the City, shall cause the notice to be published in substantially the form attached hereto, in a newspaper of general circulation in the City, on the same day in each of two consecutive weeks, the date of the first publication to be at least 31 days prior to the time set for the order authorizing issuance of the Certificates as shown in the notice.

3. This Resolution shall become effective immediately upon adoption. The City Clerk is hereby authorized and directed to execute the certificate to which this Resolution is attached on behalf of the City and the Mayor, City Clerk, the City Manager and Director of Finance are further authorized to do any and all things proper and necessary to carry out the intent of this Resolution including approving appropriate changes to the notice and approving the final form of any Preliminary Official Statement for distribution to the market in connection with the sale of the Certificates.

4. The City hereby authorizes the disbursement of a fee equal to the lesser of (i) one-tenth of one percent of the principal amount of each series of the obligations being issued or (ii) \$9,500 per series, provided that such fee shall not be less than \$750, to the Attorney General of Texas Public Finance Division for payment of the examination fee charged by the State of Texas for the Attorney General's review and approval of public securities and credit agreements, as required by Section 1202.004 of the Texas Government Code. The appropriate member of the City's staff is hereby instructed to take the necessary measures to make this payment. The City is also authorized to reimburse the appropriate City funds for such payment from proceeds of the obligations.

[Execution Page Follows]

PASSED, APPROVED AND EFFECTIVE THIS MAY 13, 2010.

Mayor
City of Taylor, Texas

ATTEST:

City Clerk
City of Taylor, Texas

[SEAL]

**NOTICE OF INTENTION TO ISSUE
CITY OF TAYLOR, TEXAS
COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION,
SERIES 2010**

NOTICE is hereby given that it is the intention of the City Council of the City of Taylor, Texas to issue Certificates of Obligation of the City in one or more series for the purpose of providing funds for paying contractual obligations incurred or to be incurred for: (i) constructing, improving and/or renovating City parks, (ii) constructing, improving, extending and/or expanding City streets, including drainage, sidewalks and right-of-ways, (iii) constructing, improving, extending and/or expanding the City's water and wastewater system, and (iv) professional services including fiscal, engineering, architectural and legal fees and other such costs incurred in connection therewith including the costs of issuing the Certificates. The City Council tentatively proposes to authorize the issuance of the Certificates of Obligation at its regular meeting place in the City Hall, 400 Porter Street, Taylor, Texas to be commenced at 6:00 p.m., on the 22nd day of June, 2010. The maximum amount of Certificates of Obligation that may be authorized for the above listed purposes is \$9,000,000. The City Council presently proposes to provide for payment of the Certificates of Obligation by a pledge of ad valorem taxes upon all taxable property within the City within the limits allowed by law. The Certificates of Obligation will be additionally payable from a limited pledge of the City's surplus water and sewer system revenues not to exceed \$1,000.



SPECIALIZED PUBLIC FINANCE INC.
FINANCIAL ADVISORY SERVICES

City of Taylor, Texas
Summary Timetable for Issuance of
Combination of Tax & Revenue
Certificates of Obligation, Series 2010

- | | |
|--------------------------|---|
| *Thursday, May 13, 2010* | <ul style="list-style-type: none">• City Council adopts a resolution directing publication of notice of the City's intention to issues Certificates of Obligation (COs).• City Council authorizes financial advisor to prepare offering documents for COs. |
| Week of May 17, 2010 | <ul style="list-style-type: none">• Rating agency calls with City Staff. |
| Friday, May 21, 2010 | <ul style="list-style-type: none">• First publication of notice of the City's intention to issue COs. |
| Friday, May 28, 2010 | <ul style="list-style-type: none">• Second publication of notice of the City's intention to issue COs. |
| Tuesday, June 8, 2010* | <ul style="list-style-type: none">• Ratings are received.• Preliminary Official Statement and Notice of Sale are electronically distributed by financial advisor. |
| * Tuesday, June 22, 2010 | <ul style="list-style-type: none">• COs are priced by financial advisor through competitive sale.• Award. COs are awarded by City Council to winning underwriter(s). |
| Thursday, July 15, 2010 | <ul style="list-style-type: none">• Closing. COs are delivered and proceeds received. |

* Requires Official Council Meeting.

		TOTAL PROJECT COST	Committed Projects Future DEBT
Taylor Regional Park & Sports Complex		\$430,000	
	Gen Fund	\$430,000	\$ 430,000
	Water		
	Wastewater		
Sloan Street Rehabilitation		\$2,300,000	
	Gen Fund	\$1,400,000	\$ 1,400,000
	Water	\$400,000	\$ 400,000
	Wastewater	\$500,000	\$ 500,000
High Plane Water Bid #3		\$3,850,000	
	Gen Fund	\$0	
	Water	\$3,850,000	\$ 567,927
	Wastewater	\$0	
2nd Street		\$2,500,000	
	Gen Fund	\$500,000	\$ 500,000
	Water	\$1,000,000	\$ 1,000,000
	Wastewater	\$1,000,000	\$ 1,000,000
EWCHEC/HS Water - Wastewater		\$2,900,000	
	Gen Fund	\$0	
	Water	\$1,600,000	\$ 1,600,000
	Wastewater	\$1,300,000	\$ 1,300,000
Misc Utility Boreas		\$600,000	
	Gen Fund	\$0	
	Water	\$100,000	
	Wastewater	\$500,000	
Robinson Park Pavilion		\$150,000	
	Gen Fund	\$150,000	
	Water	\$0	
	Wastewater	\$0	
Taylor Regional Park Road		\$0	
	Gen Fund	\$0	
	Water	\$0	
	Wastewater	\$0	
Mallard Culverts		\$630,000	
	Gen Fund	\$630,000	
	Water	\$0	
	Wastewater	\$0	
Holly Springs Drainage		\$780,000	
	Gen Fund	\$780,000	
	Water	\$0	
	Wastewater	\$0	
Old City Hall		\$0	
	Gen Fund	\$0	
	Water	\$0	
	Wastewater	\$0	
Amount General Fund		\$3,890,000	\$2,330,000
Amount WATER		\$6,950,000	\$3,567,927
Amount WASTEWATER		\$3,300,000	\$2,800,000
		\$14,140,000	\$8,697,927



***City Council Meeting
May 13, 2010
Agenda Item Transmittal***

Agenda Item #: 4
Agenda Title: Consider action with respect to "Resolution R10-11 expressing official intent to reimburse certain costs related to expenditures by the City of Taylor, Texas".

Council Action to be taken: Approve

Initiating Department: Finance/ City Management

Staff Contact: Rosemarie Dennis, Finance Director

1. INTRODUCTION/PURPOSE

Now that you have issued the official "Notice of Intent" to issue the 2010 Series of Certificates of Obligations in an amount not to exceed \$9,000,000, Staff would ask your approval of a resolution which will allow for the reimbursement of any costs incurred prior to receiving the proceeds from this issue.

2. DESCRIPTION/ JUSTIFICATION

3. FINANCIAL/BUDGET

4. TIMELINE CONSIDERATIONS

Reimbursement is expected for the 3rd Concession stand/Restroom and signage at the Taylor Regional Park and Sport Complex. Also, the possibly of the Southwest 24" Water Transmission Main Project will require reimbursement to the City's cash account.

5. RECOMMENDATION

Staff recommends approval as submitted.

6. REFERENCE FILES

4a. Reimbursement Resolution R10-11

RESOLUTION NO. R 10 - 11

**RESOLUTION EXPRESSING OFFICIAL INTENT TO REIMBURSE FOR
CERTAIN COSTS RELATED TO EXPENDITURES BY THE CITY OF
TAYLOR, TEXAS**

WHEREAS, the City Council of the City of Taylor, Texas (the "City") expects to pay expenditures in connection with the projects described on Exhibit A attached hereto (collectively, the "Project") prior to the issuance of obligations to finance the Project; and

WHEREAS, the City finds, considers and declares that the reimbursement of the City for the payment of such expenditures will be appropriate and consistent with the lawful objectives of the City and, as such, chooses to declare its intention, in accordance with the provisions of Section 1.150-2 of the Treasury Regulations, to reimburse itself for such payments at such time as it issues obligations to finance the Project.

**THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF
TAYLOR, TEXAS:**

Section 1. The City reasonably expects to incur debt, as one or more separate series of various types of obligations, with an aggregate maximum principal amount not to exceed \$9,000,000 for the purpose of paying the costs of the Project prior to issuance of such obligations.

Section 2. All costs to be reimbursed pursuant hereto will be capital expenditures. No tax-exempt obligations will be issued by the City in furtherance of this Resolution after a date which is later than 18 months after the later of (1) the date the expenditures are paid or (2) the date on which the property, with respect to which such expenditures were made, is placed in service.

Section 3. The foregoing notwithstanding, no tax-exempt obligation will be issued pursuant to this Resolution more than three years after the date any expenditure which is to be reimbursed is paid.

PASSED, APPROVED AND EFFECTIVE THIS MAY 13, 2010.

Mayor
City of Taylor, Texas

ATTEST:

City Clerk
City of Taylor, Texas

EXHIBIT A

Costs associated with: (i) constructing, improving and/or renovating City parks, (ii) constructing, improving, extending and/or expanding City streets, including drainage, sidewalks and right-of-ways, (iii) constructing, improving, extending and/or expanding the City's water and wastewater system, and (iv) payment of professional services in connection therewith including legal, engineering, architectural and fiscal fees and the costs of issuing the Certificates.

SIGNED AND SEALED this _____ day of May, 2010.

City Clerk

Mayor

[CITY SEAL]

CERTIFICATE FOR RESOLUTION

THE STATE OF TEXAS §
COUNTY OF WILLIAMSON §
CITY OF TAYLOR §

I, the undersigned City Clerk of the City of Taylor, Texas, hereby certify as follows:

1. The City Council of said City convened in Regular Session on May 13, 2010, at the regular meeting place thereof, and the roll was called of the duly constituted officers and members of said City Council, to-wit:

Rod Hortenstine
Chris Osborn
Christopher Gonzales
Donald R. Hill
John McDonald

and all of said persons were present, except for the following: _____;
thus constituting a quorum. Whereupon, among other business, the following was transacted at said meeting: a written Resolution entitled

**RESOLUTION EXPRESSING OFFICIAL INTENT TO REIMBURSE FOR
CERTAIN COSTS RELATED TO EXPENDITURES BY THE CITY OF
TAYLOR, TEXAS**

was duly introduced for consideration and passage on first reading. It was then duly moved and seconded that said Resolution be passed on first reading; and, after due discussion, said motion, carrying with it the passage of said Resolution, prevailed and carried by the following vote:

AYES: _____

NOES: _____

2. A true, full and correct copy of the aforesaid Resolution passed at the meeting described in the above and foregoing paragraph is attached to and follows this Certificate; said Resolution has been duly recorded in the official minutes of said City Council; the above and foregoing paragraph is a true, full and correct excerpt from said minutes of said meeting pertaining to the passage of said Resolution; the persons named in the above and foregoing paragraph, at the time of said meeting and the passage of said Resolution, were the duly chosen, qualified and acting officers and members of said City Council as indicated therein; each of said officers and members was duly and sufficiently notified officially and personally in advance, of the time, place and purpose of the aforesaid meeting and that said Resolution would be introduced and considered for passage at said meeting, and each of said officers and members consented in advance to the holding of said meeting for such purpose; and said meeting was open to the public, and public notice of the time, place and purpose of said meeting was given, all as required by Tex. Gov't Code Ann., ch. 551.

SIGNED AND SEALED this May 13, 2010.

City Clerk, City of Taylor, Texas

[CITY SEAL]



City Council Meeting
May 13, 2010
Agenda Item Transmittal

Agenda Item #: 5

Agenda Title: Consider approving Ordinance 2009-19 regarding cemetery rules and regulations.

Council Action to be taken: Approve as presented.

Initiating Department: Public Works Department

Staff Contact: Danny Thomas, Public Works Director

1. INTRODUCTION/PURPOSE

Ordinance 2009-19 was introduced September 10, 2009 and will be presented with changes as recommended previously by Council.

Five issues will be presented for consideration:

- 1) Changing the "Cemetery Deed" requiring the Mayor's signature to that of the city manager;
- 2) Defining the definition of "Space" and a "Standard Grave;"
- 3) Hours of operation changed from 7am to 7pm.
- 4) To consider amending the rules and regulations regarding unapproved items or unapproved objects placed on graves.
- 5) On the advice of the city attorney, the cessation of installment payment plans for grave purchases.

2. DESCRIPTION/ JUSTIFICATION

- 1) Currently the "Cemetery Deed" requires the mayor's signature. At the mayor's request, staff is requesting this be changed to the "city manager's" signature.
- 2) The definition of "Space" and "Standard Grave." Staff is requesting a more complete definition.
- 3) New hours for the gates to be opened: Gate One (1) is open from 7 AM to 7 PM, Monday through Sunday; all other gates, Gates Two (2), Three (3) and Four (4) are open from 9 AM to 4 PM. Monday through Friday.
- 4) Rules regarding Regulations for Beautification and Improvements: A "No Clutter Clause." The current rules at the cemetery regarding improvements and beautification are in need of clarification. Staff is recommending some changes to these rules including permission forms to be signed by property lot owners notifying them of the regulations.
- 5) Mr. Hejl has advised that our current practice of offering financing arrangements for the purchase of graves is the extension of credit using public funds which is prohibited by the state Constitution. From the date of approval, we would no longer offer such financing.

3. FINANCIAL/BUDGET

There could be a loss in revenue from no longer offering installment plan financing for grave sites.

4. TIMELINE CONSIDERATIONS

Staff is requesting immediate consideration.

5. RECOMMENDATION

Staff recommends that Ordinance 2009-19 be approved.

6. REFERENCE FILES

5a. Ordinance 2009-19 amending existing cemetery ordinance.

ORDINANCE NO. 2009-19

AN ORDINANCE AMENDING ORDINANCE 2002-43 REGARDING THE CITY CEMETERY BY ALLOWING THE CITY MANAGER TO EXECUTE ALL CEMETERY DEEDS AND TRANSFERS; ALLOWING REMOVAL OF EFFIGIES, STRUCTURES, SHRUBS, TREES, FLOWERS OR COMMEMORATIVE PERSONAL PROPERTY ITEMS WHEN THEY RESTRICT, HINDER OR PREVENT MAINTENANCE OF THE CEMETERY; PROVIDING A PERMISSIVE NOTICE PROCEDURE FOR SUCH REMOVAL; PROVIDING FOR DISPOSITION OF REMOVED ITEMS; AND PROVIDING A SAVINGS CLAUSE.

Whereas, the Taylor City Council adopted Ordinance no. 2002-43 January 9, 2003, establishing procedures necessary for operation of the Taylor City Cemetery; and

Whereas, proper Cemetery maintenance, which includes without limitation, mowing and weed control is essential for the esthetics, beauty, and general operation of the Cemetery required in the best interest of the public and Taylor citizens; and

Whereas, the City Council has determined it must restrict and remove items from Cemetery lots not authorized by Ordinance 2002-43 which interfere with proper operation and maintenance of the City cemetery; and

Whereas, it is more expedient that the City Manager sign all deeds or transfers conveying City Cemetery lots in lieu of the Mayor.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TAYLOR, TEXAS, that:

SECTION 1. The facts and recitations contained in the preamble of this Ordinance are hereby declared to be true and correct, and are incorporated by reference herein and made a part hereof, as if copied verbatim.

SECTION 2. Section 4.0 of Ordinance 2002-43 is amended to read as follows:

Section 4.0 CONVEYANCE OF LOTS AND SPACES

All lots and spaces in the City cemetery shall be conveyed to the purchaser by special warranty deed duly executed by the City

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Manager and attested to by the City Clerk with the city seal impressed thereon. The deed shall contain a provision making the sale subject to the terms and conditions of this Ordinance applicable to the cemetery

Section 3. Section 5.0 of Ordinance 2002-43 is amended to read as follows:

SECTION 5.0 TRANSFER OR SALE OF LOTS AND SPACES BY GRANTEE

Owners of a lot in the City cemetery shall not allow interments to be made in their lot for remuneration nor shall any transfer or assignment or sale of any lots or spaces or an interest therein be valid without the consent in writing of the City Manager endorsed upon such transfer or assignment. A fee of ten dollars (\$10.00) shall be charged for the making of said transfer.

SECTION 4. Section 10.0 of Ordinance 2002-43 is amended to add a new paragraph 17 to Section 10.0. RULES AND REGULATIONS FOR BEAUTIFICATION AND IMPROVEMENTS to read as follows;

17. Any lot having an effigy, structure, shrubs, trees, flowers or commemorative personal property items placed in or upon any lot or space in the Cemetery that restrict, hinder or prevent maintenance of the Cemetery may be removed by the City. The City will provide prior notice of removal to a party deemed by the City, in its sole discretion, to be responsible for the item placement. Failure of the City to furnish notice shall not prevent removal of the item. Any item removed may be reasonable stored by the City and may be returned to the party placing the item on the lot. The City shall not, however, be obligated to store or return removed items. All purchasers of Cemetery lots will be furnished notice of the City removal policy at the time of lot purchase.

SECTION 5. All other terms and conditions contained in Ordinance 2002-43, except as amended herein or as previously amended, shall continue and remain in full force and effect.

SECTION 6. Should any section, paragraph, clause, phrase, or provision of this Ordinance be adjudged invalid or held unconstitutional, the same shall not affect the validity of this Ordinance as a whole or any part of the provisions thereof, other than the part so decided to be invalid or unconstitutional

SECTION 6. In accordance with Article 8 of the City Charter, Ordinance 2009-19 was introduced before the Taylor City Council on the 10th day of September, 2009.

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PASSED, APPROVED, and ADOPTED on the 11th day of May, 2010.

Rodney Hortenstine, Mayor

ATTEST:

Susan Brock, City Clerk

APPROVED AS TO FORM:

Ted W. Hejl,
City Attorney

CERTIFICATE

THE STATE OF TEXAS

COUNTY OF WILLIAMSON

I, Susan Brock, being the current City Clerk of the City of Taylor, Texas, do hereby certify that the attached is a true and correct copy of Ordinance No. 2009-19, passed and approved by the City Council of the City of Taylor, Texas, on the 11th day of May, 2010, and such Ordinance was duly introduced, passed, approved and adopted at meetings open to the public and notices of the meetings, giving the dates, places, and subject matter thereof, were posted as prescribed by Government Code Section 551.043.

Witness my hand and seal of office this 11th day of May, 2010.

Susan Brock
City Clerk



City Council Meeting
May 13, 2010
Agenda Item Transmittal

Agenda Item #: 6
Agenda Title: Consider introducing Ordinance 2010-18 amending the Fee Schedule.

Council Action to be taken: Consider Ordinance Introduced

Initiating Department: Finance Department

Staff Contact: Rosemarie Dennis, Finance Director

1. INTRODUCTION/PURPOSE

This agenda item is to discuss and consider the introduction of Ordinance 2010-18 to amend the current fee schedule that will eliminate future financing arrangements for the purchase of grave spaces.

2. DESCRIPTION/ JUSTIFICATION

As presented in agenda #5 transmittal letter referencing the changes in cemetery rules and regulation, it was necessary to amend the City's fee schedule and remove the financing option present in the City's fee schedule. The City Attorney has advised that our current practice of offering financing arrangements for the purchase of grave spaces is prohibited, as stated in agenda #5.

The City will honor those who currently have financing arrangement. There are 17 individuals who have payment arrangements with the City. Total balance due is on those arrangement is \$19,546.44 and have a remaining financing period still due ranging from 2 to 30 months. They include one to eight graves spaces per individual that is being financed.

3. FINANCIAL/BUDGET

4. TIMELINE CONSIDERATIONS

5. RECOMMENDATION

Declare Ordinance 2010-18 introduced.

6. REFERENCE FILES

6a. Ordinance 2010-18

6b. Exhibit "A" 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.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TAYLOR:

SECTION 1.0 That the certain rates for utilities and other services provided by the city, for the support of the general government of the City of Taylor, Texas be amended in accordance with the changes shown in the attached Exhibit A.

SECTION 2.0 That the amendment, as shown in words and figures in Exhibit A, is hereby approved in all aspects and adopted as an amendment to Ordinance No. 2009-29.

SECTION 3.0 All other provisions of Ordinance No. 2009-29 shall remain in full force and effect.

SECTION 4.0 All ordinance or parts of ordinances in conflict herewith are hereby repealed only to the extent of such conflict as of the effective date of this ordinance.

SECTION 5.0 If any part or parts of this ordinance shall be held to be invalid by a court of competent jurisdiction such holding of invalidity shall not effect the remaining portions hereof and all portions hereof which are not held to be invalid shall continue in full force and effect.

SECTION 6.0 In accordance with Article 8 of the City Charter, this ordinance was introduced before the City Council of the City of Taylor, Texas on the ____ day of _____, 2010.

PASSED, APPROVED, and ADOPTED on the ____ day of _____, 2010.

Rod Hortenstine, Mayor

ATTEST:

Susan Brock, City Clerk

VIII. Cemetery

A. Grave Digging Fees

Normal	Week days 8a.m. to 4p.m.	\$ 600.00
	After 3:30 p.m. weekdays and Holidays/weekends	\$ 700.00
Infant or Ashes	Week days 8a.m. to 4p.m.	\$ 400.00
	After 3:30 p.m. weekdays and Holidays/weekends	\$ 500.00
Oversize	Week days 8a.m. to 4p.m.	\$ 700.00
	After 3:30 p.m. weekdays and Holidays/weekends	\$ 800.00
Dis-internment	Week days 8a.m. to 4p.m.	\$ 850.00
	After 3:30 p.m. weekdays and Holidays/weekends	\$ 1,100.00

B. Sale of Cemetery Lots

one payment in full		\$ 700.00	
one year	3%	\$700+Int	12 equal payments @ \$59.15 \$ 709.80
two years	4%	\$700+int	24 equal payments @ \$30.29 \$ 726.96
three years	5%	\$700+Int	36 equal payments @ \$20.87 \$ 751.32
four years	6%	\$700+Int	48 equal payments @ \$16.31 \$ 782.88

*A \$25.00 fee is added to each sale for filing of deed.

Sale of Cemetery Lots(Infant/Child or Ashes)	
one payment in full	\$ 350.00

*A \$25.00 fee is added to each sale for filing of deed.

C. Other

Location and marking of grave stone	\$ 20.00
Transfer of lots/spaces by grantee	\$ 30.00

* Must be less than 5 feet long, two feet tall , 8 inches thick on a base 7 feet long
If in excess of these measurements, price set by City Manager.



***City Council Meeting
May 13, 2010
Agenda Item Transmittal***

Agenda Item #: 7
Agenda Title: Executive Session. (Economic Development)
Council Action to be taken: Adjourn into Closed session.
Initiating Department: City Administration
Staff Contact: Jim D. Dunaway, City Manager

1. INTRODUCTION/PURPOSE

2. DESCRIPTION/ JUSTIFICATION

The Taylor City Council will conduct a closed meeting under Section 551.087 of the Texas Government Code which allows such a closed meeting and which Rules conflict with the Texas Open Meetings Act.

3. FINANCIAL/BUDGET

4. TIMELINE CONSIDERATIONS

5. RECOMMENDATION

6. REFERENCE FILES

7a.Executive Session form 551.087

**TAYLOR CITY COUNCIL
CERTIFIED AGENDA - EXECUTIVE SESSION**

1. OPEN MEETING ANNOUNCEMENT

THE CITY OF TAYLOR CITY COUNCIL BEING CONVENED IN OPEN SESSION AND DECLARING A QUORUM, ON THIS DATE May 13, 2010 AFTER POSTING AN OFFICIAL AGENDA INDICATING THE NEED FOR AN EXECUTIVE SESSION AND PURSUANT TO SECTION 551.087, TEXAS GOVERNMENT CODE, THE COUNCIL WILL ADJOURN INTO EXECUTIVE SESSION 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.

ANY ACTION RESULTING FROM THIS EXECUTIVE SESSION WILL BE TAKEN IN OPEN SESSION IMMEDIATELY FOLLOWING THE EXECUTIVE SESSIONS.

2. BACK TO OPEN SESSION

THE TIME IS _____ P.M. AND WE WILL NOW RESUME THE OPEN SESSION OF THE COUNCIL MEETING. NO ACTION OR VOTE WAS TAKEN ON ANY MATTER DISCUSSED IN EXECUTIVE SESSIONS.

CERTIFICATION

I, Rod Hortenstine, Mayor of the City of Taylor, do hereby certify that this Agenda of an Executive Session of the City Council is a true and correct record of the proceedings.

WITNESS my hand this the 13th day of May, 2010.

Rod Hortenstine, Mayor

(Executive session)

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