

AGENDA

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

MAY 11, 2010, 6:30 P.M.

CALL TO ORDER AND DECLARE A QUORUM

INVOCATION

PLEDGE OF ALLEGIANCE

REGULAR AGENDA; REVIEW/DISCUSS AND CONSIDER ACTION

1. Consider approving Resolution R10-8 canvassing the results from May 8, 2010 municipal election. (Susan Brock)
2. Consider approving Resolution R10-9 canvassing the results from the May 8, 2010 bond election. (Susan Brock)
3. Administer oath of office to District 1 Council Member Don Hill and District 4 Council Member. (Associate Judge Dolores Chavana)
4. Elect a Mayor. (Ted Hejl)
5. Elect a Mayor Pro Tem. (Ted Hejl)

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 7, 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 11, 2010
Agenda Item Transmittal***

Agenda Item #: 1
Agenda Title: Consider approving Resolution R10-8 canvassing the results from May 8, 2010 municipal election.
Council Action to be taken: Approve Resolution and accept results as official.
Initiating Department: City Clerk
Staff Contact: Susan Brock, City Clerk

1. INTRODUCTION/PURPOSE

To accept the official results from the Williamson County Elections Division for the May 8th Council Member District 4 election.

2. DESCRIPTION/ JUSTIFICATION

The canvass is a mandatory action to take place during an official meeting of a political subdivision's governing body for the purpose of officially accepting the results of an election.

3. FINANCIAL/BUDGET

4. TIMELINE CONSIDERATIONS

Election results must be canvassed between May 11 and May 19.

5. RECOMMENDATION

6. REFERENCE FILES

1a Resolution R10-8
1b Summary of votes
1c Tabulation of results by county precinct

RESOLUTION NO. R10-8

A RESOLUTION CANVASSING THE RETURNS AND DECLARING THE RESULTS OF THE DISTRICTS 1 AND 4 CITY COUNCIL ELECTION HELD IN THE CITY OF TAYLOR, TEXAS ON THE 8th DAY OF MAY, 2010.

WHEREAS, the City of Taylor, Texas, held an election on May 8, 2010 for the purpose of electing one person as a member of the City Council being from District 1 and one person from District 4 position each to serve a three-year term expiring May 2013; and

WHEREAS, presiding judges in the election districts and the presiding judge for early voting have certified to the City Council of this City the results of said election; and

WHEREAS, said election returns for said election districts and for early voting have been duly canvassed in accordance with the law and upon consideration of same that said returns were duly and legally made; and

WHEREAS, there was cast in the District 4 election a total number of 321 votes and the votes for the candidate for the District 4 position on the City Council are as follows:

1. On Election Day for District No. 4 election there were 153 votes cast with the following results:

Chris Osborn	84
Arthur Moreno	69

In addition, the presiding judge of the Early Voting Ballot Board has certified the early voting votes and the following results of the District 4 election in which a total of 168 votes were cast as follows:

Chris Osborn	98
Arthur Moreno	70

Total number of Early and Election Day votes cast are as follows:

Chris Osborn	182
Arthur Moreno	139

AND WHEREAS, the election one member for District 1 was uncontested, and Council Member Don Hill is declared to have won,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Taylor, Texas that:

Section 1. The City Council of the City of Taylor, Texas has received, reviewed and hereby accepts that the election results detailed in Exhibit “A” are the official canvass of the Municipal Election held on May 8, 2010.

Section 2: The returns of the election have been verified by the presiding judges of the district and by the presiding judge of early voting, and that Chris Osborn was duly elected as District 4 Council member to serve a three-year term expiring May 2013.

PASSED, and **APPROVED** this the 11th day of May, 2010.

Rod Hortenstine, Mayor

ATTEST:

Susan Brock, City Clerk

RUN DATE:05/08/10 10:44 PM

	TOTAL VOTES	%	EV - iVo	EV - paper	EDay - iVo	EDay - M100 Prov., Late M	
CITY OF TAYLOR, COUNCIL, DISTRICT 4							
CITY OF TAYLOR DISTRICT 4							
VOTE FOR 1							
(WITH 4 OF 4 PRECINCTS COUNTED)							
ARTHUR MORENO	139	43.30	70	0	1	68	0
CHRISTOPHER OSBORN	182	56.70	98	0	3	81	0
Total	321		168	0	4	149	0

PREC REPORT-GROUP DETAIL

WILLIAMSON COUNTY, TX.
JOINT GENERAL AND SPECIAL ELEC
MAY 8, 2010.

REPORT-EL30A PAGE 4210-01

RUN DATE:05/08/10 10:44 PM

4210 421

	TOTAL VOTES	%	EV - iVo	EV - paper	EDay - iVo	EDay - M100 Prov., Late M
REGISTERED VOTERS - TOTAL	0					
BALLOTS CAST - TOTAL.	82		48	0	5	29 0

CITY OF TAYLOR, COUNCIL, DISTRICT 4
CITY OF TAYLOR DISTRICT 4
VOTE FOR 1

ARTHUR MORENO	23	63.89	12	0	0	11 0
CHRISTOPHER OSBORN	13	36.11	9	0	1	3 0
Total	36		21	0	1	14 0
Over Votes	0		0	0	0	0 0
Under Votes	4		3	0	0	1 0

TCbondprop CITY OF TAYLOR
VOTE FOR 1

FOR (A FAVOR)	26	32.91	19	0	2	5 0
AGAINST (EN CONTRA)	53	67.09	26	0	3	24 0
Total	79		45	0	5	29 0
Over Votes	0		0	0	0	0 0
Under Votes	3		3	0	0	0 0

4270 427							
	TOTAL VOTES	%	EV - iVo	EV - paper	EDay - iVo	EDay - M100 Prov., Late M	
REGISTERED VOTERS - TOTAL	0						
BALLOTS CAST - TOTAL.	404		196	0	11	197	0

TAYLOR ISD TRUSTEE, PLACE 3 TAYLOR ISD DISTRICT 3

VOTE FOR 1							
JIM WEISON	186	64.14	88	0	6	92	0
JAMES "BO" STILES.	104	35.86	49	0	4	51	0
Total	290		137	0	10	143	0
Over Votes	0		0	0	0	0	0
Under Votes	7		3	0	0	4	0

CITY OF TAYLOR, COUNCIL, DISTRICT 4

CITY OF TAYLOR DISTRICT 4							
VOTE FOR 1							
ARTHUR MORENO	21	35.59	6	0	0	15	0
CHRISTOPHER OSBORN	38	64.41	21	0	0	17	0
Total	59		27	0	0	32	0
Over Votes	0		0	0	0	0	0
Under Votes	3		3	0	0	0	0

TCbondprop CITY OF TAYLOR

VOTE FOR 1							
FOR (A FAVOR)	156	38.90	73	0	10	73	0
AGAINST (EN CONTRA)	245	61.10	122	0	1	122	0
Total	401		195	0	11	195	0
Over Votes	0		0	0	0	0	0
Under Votes	3		1	0	0		

4280 428

	TOTAL VOTES	%	EV - iVo	EV - paper	EDay - iVo	EDay - M100 Prov., Late M
REGISTERED VOTERS - TOTAL	0					
BALLOTS CAST - TOTAL.	326		158	0	11	157 0

TAYLOR ISD TRUSTEE, PLACE 3 TAYLOR ISD DISTRICT 3

VOTE FOR 1

JIM WEISON	3	75.00	3	0	0	0 0
JAMES "BO" STILES.	1	25.00	0	0	0	1 0
Total	4		3	0	0	1 0
Over Votes	0		0	0	0	0 0
Under Votes	0		0	0	0	0 0

CITY OF TAYLOR, COUNCIL, DISTRICT 4

CITY OF TAYLOR DISTRICT 4

VOTE FOR 1

ARTHUR MORENO	77	45.83	42	0	1	34 0
CHRISTOPHER OSBORN	91	54.17	50	0	2	39 0
Total	168		92	0	3	73 0
Over Votes	0		0	0	0	0 0
Under Votes	8		5	0	0	3 0

TChondprop CITY OF TAYLOR

VOTE FOR 1

FOR (A FAVOR)	126	39.38	54	0	8	64 0
AGAINST (EN CONTRA)	194	60.63	99	0	3	92 0
Total	320		153	0	11	156 0
Over Votes	0		0	0	0	0 0
Under Votes	3		2	0		

4290 429

	TOTAL VOTES	%	EV - iVo	EV - paper	EDay - iVo	EDay - M100 Prov., Late M
REGISTERED VOTERS - TOTAL	0					
BALLOTS CAST - TOTAL.	181		88	0	6	87 0

TAYLOR ISD TRUSTEE, PLACE 3 TAYLOR ISD DISTRICT 3
VOTE FOR 1

JIM WEISON	16	39.02	6	0	2	8 0
JAMES "BO" STILES.	25	60.98	13	0	0	12 0
Total	41		19	0	2	20 0
Over Votes	0		0	0	0	0 0
Under Votes	5		2	0	0	3 0

CITY OF TAYLOR, COUNCIL, DISTRICT 4
CITY OF TAYLOR DISTRICT 4

ARTHUR MORENO	18	31.03	10	0	0	8 0
CHRISTOPHER OSBORN	40	68.97	18	0	0	22 0
Total	58		28	0	0	30 0
Over Votes	0		0	0	0	0 0
Under Votes	3		1	0	0	2 0

TCbondprop CITY OF TAYLOR
VOTE FOR 1

FOR (A FAVOR)	71	39.44	32	0	4	35 0
AGAINST (EN CONTRA)	109	60.56	56	0	2	51 0
Total	180		88	0	6	86 0
Over Votes	0		0	0	0	0 0
Under Votes	1		0	0	0	1

4340 434

	TOTAL VOTES	%	EV - iVo	EV - paper	EDay - iVo	EDay - M100 Prov., Late M
REGISTERED VOTERS - TOTAL	0					
BALLOTS CAST - TOTAL.	51		7	0	9	35 0

CITY OF THRALL, COMMISSIONERS

VOTE FOR 1						
JOSEPH PAUSEWANG	12	25.00	2	0	1	9 0
NICOLE WALLA	36	75.00	4	0	8	24 0
Total	48		6	0	9	33 0
Over Votes	0		0	0	0	0 0
Under Votes	0		0	0	0	0 0

TCbondprop CITY OF TAYLOR

VOTE FOR 1						
FOR (A FAVOR)	0		0	0	0	0 0
AGAINST (EN CONTRA)	3	100.00	1	0	0	2 0
Total	3		1	0	0	2 0
Over Votes	0		0	0	0	0 0
Under Votes	0		0	0	0	0 0

PREC REPORT-GROUP DETAIL

WILLIAMSON COUNTY, TX.
JOINT GENERAL AND SPECIAL ELEC
MAY 8, 2010.

REPORT-EL30A PAGE 4560-01

RUN DATE:05/08/10 10:44 PM

4560 456

	TOTAL VOTES	%	EV - iVo	EV - paper	EDay - iVo	EDay - M100 Prov., Late M
REGISTERED VOTERS - TOTAL	0					
BALLOTS CAST - TOTAL.	48		25	0	3	20 0

TCbondprop CITY OF TAYLOR

VOTE FOR 1

FOR (A FAVOR)	18	37.50	12	0	1	5 0
AGAINST (EN CONTRA)	30	62.50	13	0	2	15 0
Total	48		25	0	3	20 0
Over Votes	0		0	0	0	0 0
Under Votes	0		0	0	0	0 0



***City Council Meeting
May 11, 2010
Agenda Item Transmittal***

Agenda Item #: 2
Agenda Title: Consider approving Resolution R10-9 canvassing the results from May 8, 2010 bond election.

Council Action to be taken: Approve Resolution and accept results as official.

Initiating Department: City Clerk

Staff Contact: Susan Brock, City Clerk

1. INTRODUCTION/PURPOSE

To accept the official results from the Williamson County Elections Division for the bond election held on May 8, 2010.

2. DESCRIPTION/ JUSTIFICATION

The canvass is a mandatory action to take place during an official meeting of a political subdivision's governing body for the purpose of officially accepting the results of an election. The bond election is considered a distinct and separate election and is called by resolution and the results are canvassed by its own resolution.

3. FINANCIAL/BUDGET

4. TIMELINE CONSIDERATIONS

Election results must be canvassed between May 11 and May 19.

5. RECOMMENDATION

6. REFERENCE FILES

- 2a Resolution R10-9
- 2b Summary of voting results

RESOLUTION CANVASSING ELECTION RETURNS

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

WHEREAS, the City Council of the City of Taylor, Texas (the "City") ordered an election to be held in the City on May 8, 2010, on the PROPOSITION hereinafter stated; and

WHEREAS, the City Council has investigated all matters pertaining to the election, including the ordering, giving notice, officers, holding, and making returns of the election; and

WHEREAS, the election officers who held the election have duly made the returns of the result thereof, and the returns have been duly delivered to this City Council.

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

1. The City Council officially finds and determines that the election was duly ordered, that proper notice of the election was duly given, that proper election officers were duly appointed prior to the election, that the election was duly held, that the City has complied with the Federal Voting Rights Act and the Texas Election Code, that due returns of the result of the election have been made and delivered, and that the City Council has duly canvassed the returns, all in accordance with law and the Resolution calling the election.

2. The City Council officially finds and determines that the following votes were cast at the election on the submitted PROPOSITION by the resident, qualified electors of said City, who voted at said election.

PROPOSITION

Early Votes	Election Day	Total
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FOR: 190 207 397 THE ISSUANCE OF \$3,000,000 TAX BONDS FOR
PARK AND RECREATIONAL FACILITIES AND
PROJECTS INCLUDING A RECREATION CENTER

AGAINST:
322 323 645

3. The City Council officially finds, determines and declares the result of the election to be that the PROPOSITION so submitted did not receive a favorable majority vote and was not approved by the voters at the election.

4. The aforesaid bonds may not be issued, and the aforesaid bond taxes may not be levied, assessed and collected.

PASSED, APPROVED AND EFFECTIVE THIS _____.

Mayor
City of Taylor, Texas

ATTEST:

City Clerk
City of Taylor, Texas

[SEAL]

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 §

We, the undersigned officials of the City of Taylor, Texas (the "City"), hereby certify as follows:

1. The City Council of the City convened in a _____ MEETING ON THE _____ DAY OF MAY, 2010, at the regular meeting place thereof (the "Meeting"), and the roll was called of the duly constituted City Council Members of the City, to-wit:

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

and all of the persons were present, except the following absentees: _____, thus constituting a quorum. Whereupon, among other business, the following was transacted at the Meeting: a written

RESOLUTION CANVASSING ELECTION RETURNS

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

AYES: _____

NOES: _____

2. A true, full and correct copy of the Resolution passed at the Meeting described in the above and foregoing paragraph is attached to and follows this Certificate; that the Resolution has been duly recorded in the City Council's minutes of the Meeting; that the above and foregoing paragraph is a true, full and correct excerpt from the City Council's minutes of the Meeting pertaining to the passage of the Resolution; that the persons named in the above and foregoing paragraph are the duly chosen, qualified and acting county officials as indicated therein; that each of the elected officials and members of the City Council was duly and sufficiently notified officially and personally, in advance, of the time, place and purpose of the Meeting, and that the Resolution would be introduced and considered for passage at the Meeting, and each of the elected officials and members consented, in advance, to the holding of the Meeting for such purpose, and that the Meeting 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.

3. The Mayor of the City has approved and hereby approves the Resolution; that the Mayor and City Clerk of the City have duly signed the Resolution; and that the Mayor and City Clerk of the City hereby declare that their signing of this Certificate shall constitute the signing of the attached and following copy of the Resolution for all purposes.

SIGNED AND SEALED this _____ day of May, 2010.

City Clerk

Mayor

[CITY SEAL]

SUMMARY REPT-GROUP DETAIL

WILLIAMSON COUNTY, TX.
JOINT GENERAL AND SPECIAL ELEC
MAY 8, 2010.

REPORT-EL45A PAGE 011

RUN DATE:05/08/10 10:44 PM

	TOTAL VOTES	%	EV - iVo	EV - paper	EDay - iVo	EDay - M100 Prov., Late M	
TCbondprop CITY OF TAYLOR							
VOTE FOR 1							
(WITH 7 OF 7 PRECINCTS COUNTED)							
FOR (A FAVOR)	397	38.10	190	0	25	182	0
AGAINST (EN CONTRA)	645	61.90	322	0	11	312	0
Total	1,042		512	0	36	494	0



***City Council Meeting
May 11, 2010
Agenda Item Transmittal***

Agenda Item #: 3
Agenda Title: Administer Oath of Office to District 1 Council Member Don Hill and District 4 Council Member.

Council Action to be taken: None.

Initiating Department: City Administration

Staff Contact: Susan Brock

1. INTRODUCTION/PURPOSE

Associate Judge Dolores Chavana will administer the oath of office to both candidates.

2. DESCRIPTION/ JUSTIFICATION

Article XVI, Section 1 of the Texas Constitution, prescribes a written statement that all officers must sign and an oath that all officers must take before they enter upon the duties of their offices. The statement and oath are required of all elected and appointed city officers, both in general law cities and home rule cities.

3. FINANCIAL/BUDGET

N/A

4. TIMELINE CONSIDERATIONS

5. RECOMMENDATION

6. REFERENCE FILES

3a Oath of Office District 4
3b Oath of Office District 1
3c Certificate of Election District 4
3d Certificate of Election District 1

In the name and by the authority of

The State of Texas

OATH OF OFFICE

I, DONALD R. HILL, do solemnly swear, that I will faithfully execute the duties of the office of CITY OF TAYLOR COUNCIL MEMBER, DISTRICT 1, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State, so help me God.

Donald R. Hill

SWORN TO and subscribed before me by affiant on this 11th day of May, 2010.

(Seal)

Signature of Person Administering Oath

Dolores Chavana

Printed Name

Associate Municipal Judge

Title

In the name and by the authority of

The State of Texas

OATH OF OFFICE

I, _____, do solemnly swear, that I will faithfully execute the duties of the office of CITY OF TAYLOR COUNCIL MEMBER, DISTRICT 4, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State, so help me God.

SWORN TO and subscribed before me by affiant on this 11th day of May, 2010.

(Seal)

Signature of Person Administering Oath

Dolores Chavana
Printed Name

Associate Municipal Judge
Title

Certificate of Election

In the name and by the authority of

The City of Taylor, Texas

THIS IS TO CERTIFY, that

Don Hill

Was duly elected unopposed for purposes of the May 8, 2010,

District 1, City Council Election,

Pursuant to Resolution No. R10-7 issued on
April 1, 2010 canceling the election
to be held on May 8, 2010

In testimony whereof, I have hereunto signed my name and
caused the Seal of the City of Taylor, Texas to be affixed
this the 11th day of May, 2010

Rod Hortenstine, Mayor
City of Taylor, Texas

Certificate of Election

In the name and by the authority of

The City of Taylor, Texas

THIS IS TO CERTIFY, that

Was duly elected for purposes of the May 8, 2010,

District 4, City Council Election,

Pursuant to Resolution No. R10-3 issued on
January 26, 2010 calling the election
to be held on May 8, 2010

In testimony whereof, I have hereunto signed my name and
caused the Seal of the City of Taylor, Texas to be affixed
this the 11th day of May, 2010

Rod Hortenstine, Mayor
City of Taylor, Texas



***City Council Meeting
May 11, 2010
Agenda Item Transmittal***

Agenda Item #: 4
Agenda Title: Elect a Mayor.

Council Action to be taken: City Attorney will ask for nominations to elect a Mayor.

Initiating Department: City Attorney

Staff Contact: Ted Hejl

1. INTRODUCTION/PURPOSE

Each year, after the municipal elections, the City Council elects a Mayor.

2. DESCRIPTION/ JUSTIFICATION

Pursuant to Article 7, Section 7.1 of the City Charter states "A Mayor shall be elected by the five (5) total elected Council members, from among its members each of who serve at the pleasure of the City Council. The Mayor shall preside at meetings of the City Council, be recognized as head of the City government for all ceremonial purposes and by the governor for purposes of military law, but shall have no administrative duties."

3. FINANCIAL/BUDGET

4. TIMELINE CONSIDERATIONS

5. RECOMMENDATION

Mr. Hejl calls for nominations by saying: "Nominations are now in order for the office of Mayor." Repeat each nomination until all nominations for the office have been made. "For Mayor, Council Member X is nominated by Council Member Y. Are there any further nominations for Mayor?" When it appears no one else wishes to make a nomination, ask again and if there is no response, Ted declares that nominations for Mayor are closed. Once nominations are closed for Mayor, votes are cast before nominations are made for the next office. The Mayor who is elected then takes nominations for Mayor Pro Tem using the same procedure.

6. REFERENCE FILES

In the name and by the authority of

The State of Texas

OATH OF OFFICE

I, _____, do solemnly swear, that I will faithfully execute the duties of the office of CITY OF TAYLOR MAYOR, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State, so help me God.

SWORN TO and subscribed before me by affiant on this 11th day of May, 2010.

(Seal)

Signature of Person Administering Oath
_Dolores Chavana_____
Printed Name
_Associate Municipal Judge_____
Title





***City Council Meeting
May 11, 2010
Agenda Item Transmittal***

Agenda Item #: 5
Agenda Title: Elect a Mayor Pro Tem.

Council Action to be taken: Nominate and elect a Mayor Pro Tem.

Initiating Department: Mayor

Staff Contact: Ted Hejl, City Attorney

1. INTRODUCTION/PURPOSE

Each year, after the municipal elections, the City Council elects a Mayor Pro Tem immediately after the election of the Mayor.

2. DESCRIPTION/ JUSTIFICATION

Pursuant to Article 7, Section 7.1 of the City Charter states "The Mayor Pro Tem shall act as Mayor during the absence or disability of the Mayor."

3. FINANCIAL/BUDGET

4. TIMELINE CONSIDERATIONS

5. RECOMMENDATION

6. REFERENCE FILES

The Mayor calls for nominations by saying: "Nominations are now in order for the office of Mayor Pro Tem". Repeat each nomination until all nominations for the office have been made. "For Mayor Pro Tem, Council Member X is nominated by Council Member Y. Are there any further nominations for Mayor Pro Tem?" When it appears no one else wishes to make a nomination, ask again and if there is no response, the Mayor declares that nominations for Mayor Pro Tem are closed. Once nominations are closed for Mayor Pro Tem, votes are cast.

In the name and by the authority of

The State of Texas

OATH OF OFFICE

I, _____, do solemnly swear, that I will faithfully execute the duties of the office of CITY OF TAYLOR MAYOR PRO TEM, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State, so help me God.

SWORN TO and subscribed before me by affiant on this 11th day of May, 2010.

(Seal)

Signature of Person Administering Oath

Dolores Chavana
Printed Name

Associate Municipal Judge
Title

