

The City Council of the City of Taylor met on August 27, 2015, at City Hall, 400 Porter St., Taylor, Texas. Mayor Jesse Ancira declared a quorum and called the meeting to order at 6:00 p.m. with the following present:

Mayor Pro Tem Chris Gonzales
Council Member Scott Green
Council Member Don Hill
Council Member Brandt Rydell

Isaac Turner, City Manager
Noel Bernal, Assistant City Manager
Ted Hejl, City Attorney
Susan Brock, City Clerk

INVOCATION

Mr. Danny Thomas led the group in prayer.

PLEDGE OF ALLEGIANCE

RECOGNITION

1. RECOGNITION OF BUILDING RESTORATION PROJECTS IN THE HISTORIC DOWNTOWN DISTRICT.

Council Member Brandt Rydell assisted Ms. Deby Lannen, Main Street Manager, in honoring property owners who have demonstrated a commitment to rehabilitating or repurposing buildings in the historic downtown district. Those recognized included owners Judy Blundell and Mark Nibbelink for the Titsworth Building at 120 W. 2nd St., Chisum Pierce for Pierce Plaza at 220 E. 4th St., Betty and Ed Hill for the John Bohls Building at 106 E. 2nd St., Richard Pfeil for the Mikeska-Bullion Building at 114 W. 4th St., and Ricardo Zuniga for the Gellman Building at 211 N. Main St.

2. PROCLAMATION: NATIONAL PAYROLL WEEK, SEPTEMBER 7-11, 2015.

Council Member Rydell presented a proclamation honoring payroll professionals during the week of September 7-11, 2015. Ms. Rosemarie Dennis, Finance Director, invited Ms. Betty Richards, Ms. Lillie Lawler, and Ms. Diane Naivar to come forward and be recognized for their efforts.

3. RECOGNITION OF KEEP TAYLOR BEAUTIFUL 3RD PLACE AWARD IN GOVERNOR'S COMMUNITY ACHIEVEMENT.

Council Member Rydell recognized the Keep Taylor Beautiful organization for their ability to work with a number of community partners who contribute to the beautification of Taylor. All these community projects together helped the group achieve this statewide recognition.

CITIZENS COMMUNICATION

Mayor Ancira invited those who had registered to speak at this time or to wait and speak during the time a particular agenda item was going to be addressed. Mr. Perry Bean used this time to extend an invitation for dinner to those Council Members who will be attending the annual TML Conference in September.

CONSENT AGENDA

4. APPROVE ORDINANCE 2015-16 REGARDING A REZONING FROM R1 (SINGLE FAMILY RESIDENTIAL) TO D (DUPLICATE) FOR PROPERTY LOCATED AT 315 DICKEY STREET.

ORDINANCE NO. 2015-16

AN ORDINANCE CHANGING THE ZONING OF PROPERTY BEING THE WEST ONE HALF OF LOT 8, BLOCK 9, OUT OF THE CITY OF TAYLOR ADDITION, GENERALLY LOCATED AT 315 DICKEY STREET, TAYLOR, WILLIAMSON COUNTY, TEXAS, LEGALLY DESCRIBED IN THIS ORDINANCE FROM SINGLE FAMILY RESIDENTIAL R-1, TO DUPLEX D; AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF TAYLOR, TEXAS, TO SHOW THE ZONING CHANGE ADOPTED HEREIN; PROVIDING A SAVINGS CLAUSE.

5. APPROVE RESOLUTION R15-16 AMENDING THE SIGNATORIES FOR THE AMY YOUNG BARRIER REMOVAL PROGRAM AND RESOLUTION R15-17 TO AMEND THE SIGNATORIES FOR THE HOME PROGRAM.

Note: Resolution R15-17 directs and designates the City Manager, Isaac D. Turner and Assistant City Manager, Noel Bernal, to serve as the Authorized Representatives to act on behalf of the City in all matters for and in connection with the Amy Young Barrier Removal Program with the Texas Department of Housing and Community Affairs.

6. CONCUR WITH PRELIMINARY FINANCIALS FOR JULY, 2015
7. APPROVE MINUTES FOR JULY 9 AND JULY 16, 2015.

Mayor Pro Tem Gonzales moved to approve all items included on the consent agenda as presented and Council Member Green seconded the motion. VOTE: Five voted AYE. Motion passed.

PUBLIC HEARING

8. CONDUCT PUBLIC HEARING ON BUDGET FOR FISCAL YEAR 2015/2016.

Ms. Dennis presented a brief overview of the major points of note in the proposed \$24 million dollar budget. Mayor Ancira opened the Public Hearing; hearing no comments, the Hearing was closed.

9. CONDUCT PUBLIC HEARING ON TAX RATE FOR FISCAL YEAR 2015/2016.

Ms. Dennis presented a historical review of the city tax rate for the past ten years and provided information as to how the effective and rollback tax rates are calculated. She stated the proposed budget is based on using the current tax rate of 0.813893.

Mayor Ancira opened the Public Hearing; Mr. Cole Reed stated that he would prefer an increase in his property tax rather than a Transportation User Fee. Hearing no other comments Mayor Ancira closed the Hearing and stated that the next hearing is scheduled for September 3, 2015 at 6 pm at City Hall, 400 Porter Street and a vote will be taken on September 10, 2015 at 6 pm at City Hall, 400 Porter Street.

REGULAR AGENDA: REVIEW/DISCUSS AND CONSIDER ACTION

10. RECEIVE QUARTERLY REPORT FROM THE TAYLOR CHAMBER OF COMMERCE.

Mr. Doug Frazier, President of the Taylor Chamber of Commerce, presented the report for the third quarter, April through June. Council requested additional detail in future reports. Council Member Hill moved to accept the report as presented and Council Member Rydell seconded the motion. VOTE: Five voted AYE. Motion passed.

11. CONSIDER CONFIRMING CITY MANAGER REAPPOINTMENT OF MARY CHAPA TO THE CIVIL SERVICE COMMISSION FOR A THREE-YEAR TERM.

Mr. Turner asked Council to consider reappointing Ms. Chapa to the Commission based on her attendance and interest in continuing to serve. Council Member Rydell moved to confirm Mr. Turner's reappointment of Ms. Chapa to the Civil Service

Commission and Council Member Green seconded the motion. VOTE: Five voted AYE. Motion passed.

12. CONSIDER INTRODUCING ORDINANCE 2015-12 ESTABLISHING A TRANSPORTATION USER FEE ASSESSED AGAINST, AND COLLECTED FROM, OWNERS OR OCCUPANTS OF BENEFITTED PROPERTY FOR THE PURPOSE OF MAINTAINING THE STREET SYSTEM OF THE CITY.

Mayor Ancira invited those who had signed up to speak to come forward at this time. Mr. Angel Ramirez, Mr. Rich Lute, Mr. Gary Gola, Mr. Erik Weber, Mr. John Jones, Mr. Ross Flint, Mr. Cole Reed, Mr. Clayton Rhoades, and Mr. Chisum Pierce all spoke against the fee or the method used to formulate the fee resulting in a heavy burden on businesses.

Mayor Pro Tem Gonzales proposed a combined approach to fund the street maintenance and rehabilitation project: 1) reallocate sales tax to provide \$250,000 for street maintenance; 2) add \$250,000 to the budget for a street program; and 3) establish a street fee for reconstruction. Other Council member comments included the consideration of a flat fee with only two categories, adding a sunset clause and a cap to the fee proposal.

Citing the need to discuss the matter further with the city attorney under Section 551.071 of the Texas Local Government Code Mayor Ancira and council members retired to closed session at 8:01pm.

Mayor Ancira and Council returned to open session at 8:05 pm and stated that no action had taken place during the closed session. He then stated that they would be taking Item number 21 out of order and continue in closed session under Section 551.071 to discuss the Noack water agreement with their attorney.

21. 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 its 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.

- Noack Water Agreement

Mayor and Council returned to open session at 9:01 pm and stated that no action had taken place during closed session and resumed the regular agenda.

Council agreed not to take any action at this time on either item and to table both items number 12 and 13 until the next regular council meeting on September 10, 2015.

13. CONSIDER INTRODUCING ORDINANCE 2015-13 ESTABLISHING RATES, POLICIES, AND METHODOLOGIES TO IMPLEMENT THE TRANSPORTATION USER FEE CREATED BY ORDINANCE 2015-12.

No action was taken on this item. See comments above.

14. CONSIDER INTRODUCING ORDINANCE 2015-18 ADOPTING NEW WATER AND WASTEWATER RATES.

Ms. Dennis stated that if approved the proposed rates will become effective September 10, 2015 and includes a 5-year plan to increase the rates in a systemic way to reach an acceptable level. Mr. Matthew Temple expressed his support for the plan as presented and encouraged the council to consider a reduction in waiving impact fees for new development.

Hearing no further comments, Mayor Ancira asked Mr. Hejl to introduce the ordinance as presented.

ORDINANCE NO. 2015-18

AN ORDINANCE OF THE CITY OF TAYLOR, TEXAS (CITY), ADOPTING NEW UTILITY RATES FOR WATER AND SEWER; INCREASING MINIMUM CHARGES AND VOLUMETRIC RATES EACH YEAR FROM THE EFFECTIVE DATE OF THIS ORDINANCE UNTIL THE 5TH ANNIVERSARY DATE OF THE EFFECTIVE DATE OF THIS ORDINANCE AT THE LEVELS INDICATED IN THE RATE TABLES PROVIDED WITHIN THIS ORDINANCE, SAID RATE INCREASES TO AUTOMATICALLY GO INTO EFFECT ON THE DATE OF THIS ORDINANCE AND FOR EACH SUBSEQUENT YEAR THEREAFTER THROUGH THE 5TH YEAR UNLESS THE CITY COUNCIL TAKES ACTION TO REVISE THIS ORDINANCE; AUTHORIZING THE MAYOR TO ORDER THE IMPLEMENTATION OF THE RATE SCHEDULE WITHIN AND WITHOUT THE CITY; DECLARING A PUBLIC PURPOSE; PROVIDING A REPEALER; PROVIDING FOR SEVERABILITY; AND SETTING AN EFFECTIVE DATE.

15. CONSIDER INTRODUCING ORDINANCE 2015-10 ADOPTING THE ANNUAL BUDGET FOR FISCAL YEAR 2015/2016.

Ms. Dennis stated that the proposed budget does not include any of the previously mentioned unfunded items. Council Member Green requested that the pool repairs and parks system additional repairs be included. Hearing no additional discussion or comments Mayor Ancira asked Mr. Hejl to introduce the ordinance as presented.

ORDINANCE NO. 2015-10

AN ORDINANCE APPROVING AND ADOPTING A BUDGET FOR THE CITY OF TAYLOR, TEXAS, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2015 AND ENDING SEPTEMBER 30, 2016.

16. CONSIDER INTRODUCING ORDINANCE 2015-11 FIXING AND LEVYING AD VALOREM TAX RATE FOR TAX YEAR 2015/2016.

Ms. Dennis provided a brief overview of the tax rate history for the city and stated that the proposed rate is the same as last year: 0.0813893. Mayor Ancira stated the vote on this item will take place on September 10, 2015 at 6:00 p.m. in the Council Chambers at City Hall, 400 Porter Street. Mr. Hejl introduced the ordinance as presented.

ORDINANCE NO. 2015-11

AN ORDINANCE LEVYING TAXES FOR THE MAINTENANCE AND OPERATION OF THE MUNICIPAL GOVERNMENT OF THE CITY OF TAYLOR, TEXAS, AND PROVIDING FOR THE INTEREST AND SINKING FUND FOR THE FISCAL YEAR 2015-16.

17. CONSIDER INTRODUCING ORDINANCE 2015-14 ESTABLISHING FEES FOR CITY SERVICES FOR FISCAL YEAR 2015/2016.

Ms. Dennis stated that the proposed fee schedule for the upcoming fiscal year includes new rates for the airport and the water and wastewater rates as discussed. Hearing no further discussion Mayor Ancira asked Mr. Hejl to introduce the ordinance as presented.

ORDINANCE NO. 2015-14

AN ORDINANCE AMENDING ORDINANCE NO. 2014-16 ADOPTED ON SEPTEMBER 10, 2015 BY CHANGING CERTAIN RATES AND OTHER SERVICES PROVIDED BY THE CITY.

18. CONSIDER INTRODUCING ORDINANCE 2015-17 REGARDING ASSIGNMENT PAY FOR FIREFIGHTERS AND POLICE OFFICERS.

Chief Fluck presented information related to the police department changes and Assistant Chief Bobby Copeland presented the information regarding the fire department. With no additional comments or discussion, Mayor Ancira asked Mr. Hejl to introduce the ordinance as presented.

ORDINANCE NO. 2015-17

AN ORDINANCE CREATING "ASSIGNMENT PAY" FOR CERTAIN ASSIGNMENTS WITHIN THE FIRE AND POLICE DEPARTMENTS; SENIORITY PAY" IN THE POLICE DEPARTMENT; PROVIDING A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE AND AN EXPIRATION DATE FOR THIS ORDINANCE.

19. CONSIDER CANCELLING SEPTEMBER 24, 2015 COUNCIL MEETING DUE TO A CONFLICT IN SCHEDULING.

Mr. Turner reminded Council that the Mayor, two other Council Members and himself would be attending the Annual Conference of the Texas Municipal Association in San Antonio during the week of the second Council Meeting in September. The Conference runs from September 22-25th and the meeting is on September 24th. Mr. Turner assured Council that all agenda items may be rescheduled for the October 8th meeting with no problem. Mayor Pro Tem Gonzales moved to cancel the September 24th meeting and Council Member Hill seconded the motion. VOTE: Five voted AYE. Motion passed.

20. CONSIDER PROPOSED FUTURE AGENDA TOPICS AND ITEMS FOR DISCUSSION.

Mayor Ancira asked council members for any items in need of further discussion. His own request was to set a date for Mr. Turner's evaluation and Mayor Pro Tem Gonzales asked for an update on the Animal Shelter.

(Mayor Ancira and council members retired to closed session at 9:28 pm.)

22. EXECUTIVE SESSION II. The Taylor City Council will conduct a closed executive meeting pursuant to the provisions of the Open Meetings Law, Chapter 551, Texas Local Government Code, and the authority contained in Section 551.072 to discuss or deliberate regarding the purchase, exchange, lease, or value of real property.

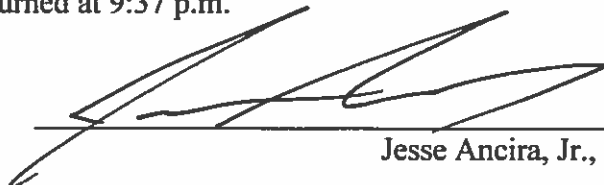
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23. CONSIDER ACTION FROM EITHER EXECUTIVE SESSION.

Mayor Ancira resumed the open meeting at 9:37 p.m. and stated that there was no action taken during Executive Session.

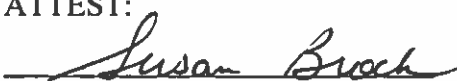
ADJOURN

Mayor Ancira declared the meeting adjourned at 9:37 p.m.



Jesse Ancira, Jr., Mayor

ATTEST:



Susan Brock, City Clerk