

City of Taylor
Regular City Council Meeting
Taylor City Hall, Council Chambers, 400 Porter Street
November 8, 2018 at 6:00 p.m.

Mayor Brandt Rydell declared a quorum and called the meeting to order at 6:00 p.m. with the following present:

Councilmember Dwayne Ariola
Councilmember Robert Garcia
Councilmember Mitch Drummond
Mayor Pro Tem Christine Lopez

Isaac Turner, City Manager
Jeff Jenkins, Assistant City Manager
Ted Hejl, City Attorney
Dianna Barker, City Clerk

INVOCATION - Chief Ekiss gave the invocation.

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

1. Municipal Court Week Proclamation

Councilmember Ariola read and presented the proclamation to Judge Pick and municipal court staff.

CITIZENS COMMUNICATION

Heidi Williams, 1011 Kirk St. - concerned about stories she's heard regarding abuse to women at T. Don Hutto facility.

Dr. John Ruble, Pflugerville, TX. – Clinical Psychologist at T. Don Hutto until 2015. Dr. Ruble requested City Council use their power to assist the women at the facility.

Judy Blundell, 118 W. 2nd St. – believes the T. Don Hutto center is run unethically and is harmful to Taylor, not helpful.

BOARDS & COMMISSION PRESENTATION

2. Update on Zoning Board of Adjustment

Gayle Collins, Chairman for the ZBA, has been serving on ZBA for 23 years. Mrs. Collins gave a presentation to the council giving the makeup of the board, the authority of the board, and their recent activities. Mrs. Collins emphasized to the Council that the ZBA needs a full slate of board members to hear cases due to the requirement of having a super-majority. Mrs. Collins also requested a review of the zoning ordinance to eliminate repetition of the types of variance requests.

Motion was made by Mayor Pro-Tem Lopez to accept the Zoning Board of Adjustment update as presented. Motion was seconded by Councilmember Garcia. Motion carried unanimously.

CONSENT AGENDA

- 3. Approve minutes for October 25, 2018.**
- 4. Concur with preliminary financials for September 2018**
- 6. Consider approving Ordinance 2018-19, rezoning 105 Franklin Street from M-1 to B-1.**

Item #5 was pulled for separate consideration.

Motion was made by Councilmember Garcia to approve items number 3, 4, and 6 of the consent agenda as presented. Motion was seconded by Councilmember Drummond. Motion carried unanimously.

5. Consider approving Ordinance 2018-18, a Specific Use Permit request for a Bar/Tavern Use within a portion of 410 West 7th Street, in a Commercial Planned Development (C-PD) District.

Mayor Rydell recused himself on this item due to a conflict of interest. Mayor Rydell stepped off the dais and left the room at 6:35PM. Mayor Pro-Tem Lopez read agenda item number 5.

Tom Yantis, Development Services Director stated the four conditions of operation listed in the ordinance. The applicant is not in favor of condition #2, *Type of Alcoholic Beverages – The sale of alcoholic beverages is limited to beer and wine only.* The Planning & Zoning Commission has recommended that condition. Rick Bud, attorney for the requestor stated condition #2 limits their ability to sell mixed beverages in the future if Taylor ever elects to go wet and requested City Council approve the SUP with the removal of condition #2.

Motion was made by Councilmember Garcia to approve the SUP with the removal of condition #2.

Motion was seconded by Councilmember Drummond. Motion carried 4 to 0.

Mayor Rydell returned to the dais at 6:55PM.

PUBLIC HEARING/ORDINANCES

7. Consider introducing Ordinance 2018-15 amending the budget for FY 2017/2018.

Rosemarie Dennis, Finance Director, introduced Ordinance No. 2018-15, amending the FY 2017-18 budget. This amendment is needed to make year-end adjustments to six funds: General Fund, Special Revenue Funds, Debt Services Fund, and Other miscellaneous funds. Mrs. Dennis went over the adjustments. Councilmember Ariola stated he wants to be sure the money Valero gave the city is used for a quality of life project for the community as Valero intended it to be used.

Councilmember Ariola left the dais at 7:12PM during staff comments and returned to the dais at 7:14PM.

The city Attorney read the caption of the ordinance.

ORDINANCE NO. 2018-15

AN ORDINANCE OF THE CITY OF TAYLOR, TEXAS AMENDING ORDINANCE NO. 2017-17 ADOPTED ON SEPTEMBER 14, 2017, MAKING APPROPRIATIONS FOR THE SUPPORT OF THE CITY FOR FISCAL YEAR BEGINNING OCTOBER 1, 2017 AND ENDING SEPTEMBER 30, 2018; BY AMENDING THE AMOUNT OF APPROPRIATIONS FOR THE GENERAL FUND THAT PROVIDE FOR THE PAYMENT OF OPERATING EXPENSES AND CAPITAL OUTLAY AND BY CHANGING THE AMOUNT APPROPRIATED FOR VARIOUS DEPARTMENTS OF THE CITY.

No action was taken.

8. Consider introducing Ordinance 2018-21 establishing a Public Arts Program, Public Arts Advisory Board and Public Arts Fund.

Tom Yantis, Development Services Director, introduced an ordinance that would establish a Public Arts Program in Taylor and create a Public Arts Advisory Board, satisfying a focus area of the Council's 2018 Strategic Plan goals.

Mayor Rydell allowed citizen comments.

Janetta McCoy, 819 Hackberry - spoke in favor of the arts program and stated the arts program is part of economic development for Taylor.

Nancy Burgess, 1801 Oak Lawn - spoke in favor of the arts program and stated that it fosters civic pride and sparks imagination to create. Mrs. Burgess does not want to see the program confined to only downtown.

Joe Burgess, 1801 Oak Lawn – spoke in favor of the arts program.

Judy Blundell, 118 W. 2nd St. – spoke in favor of the arts program and is looking for ways to raise money for the arts and is willing to compile a list of leads to share with the Council.

Councilmember Ariola expressed a concern that introducing this ordinance is premature and stated that Council is still waiting on answers to a list of items from the August 23rd meeting regarding an arts program. The Council is generally concerned that city funds need to go to needed infrastructure right now instead of something that is wanted but not necessarily needed. The Council was also not in agreement with the 1% of CIP funds going to the arts program. Mayor Rydell proposed removing A(1) in Section 4, 1% of the approved budget of CIP and change the word 'shall' to 'may' on item B, Section 4, Appropriations. Council concurred.

The City Attorney read the caption of the ordinance.

ORDINANCE NO. 2018-21

AN ORDINANCE OF THE CITY OF TAYLOR, TEXAS, ESTABLISHING A PUBLIC ARTS PROGRAM; CREATING A PUBLIC ARTS ADVISORY BOARD; ESTABLISHING A PUBLIC ARTS FUND; AUTHORIZING CONTRIBUTIONS TO THE PUBLIC ARTS FUND; PROVIDING AN EFFECTIVE DATE; AND PROVIDING A SEVERABILITY CLAUSE.

No action was taken.

The Council took a break @ 8:28PM

Reconvened @ 8:37PM

REGULAR AGENDA; REVIEW/DISCUSS AND CONSIDER ACTION

9. Receive presentation from LifePark Center Board.

Pastor Jeff Ripple and Tiffany Price, LifePark Center Board of Trustees, gave a presentation about LifePark Center, a health, wellness, & education center, and the services it will provide for Taylor. The center intends to build a campus and is requesting the city partner with the project for infrastructure funding, specifically to draw utilities across Carlos Parker Blvd. to the building site. The LifePark Center Board requests City of Taylor partnership in applying for funding (CDBG and other) for the utilities extension and other infrastructure costs. Staff is currently looking into the cost for extending utility lines and will bring cost estimates back to Council at a later date.

Motion was made by Mayor Pro-Tem Lopez to receive the LifePark Center Board presentation as presented. Motion was seconded by Councilmember Garcia. Motion carried unanimously.

10. Receive Investment Quarterly Report.

Linda Patterson with Patterson & Associates gave a presentation on the status of the city's investment portfolio for the quarter of July 1st through September 30th.

Motion was made by Councilmember Garcia to receive the quarterly investment report as presented. Motion was seconded by Councilmember Drummond. Motion carried unanimously.

11. Receive monthly update on current Capital Improvement Projects (CIP).

Jacob Walker, HDR Engineering, provided updates on ongoing major capital improvement projects, specifically Heritage Park, Pierce Park (Skate), Southpark Industrial, Givens Community Center, Wastewater Treatment Plant upgrades, Street Maintenance Plan, Gateway Signage, 3rd Street Improvements, Amtrak Station Grant, Justice Center, Animal Shelter, Robinson Park Pool, Downtown Streets Project, 2018-2019 Road Reconstruction Project, and Development Review.

Motion was made by Mayor Pro-Tem Lopez to receive the CIP update as presented. Motion was seconded by Councilmember Garcia. Motion carried unanimously.

Item 13 was moved up due to the speaker for item 12 stepping out of the room.

13. Distribute Boards & Commission appointment binders.

Dianna Barker, City Clerk, distributed a Board and Commissions binder to each Councilmember for their review of current board vacancies and upcoming expiring terms for board members. Appointments and re-appointments are scheduled to be made in January 2019. No action was taken.

12. Consider and approve proposed sign design for Skate Park (Pierce Park).

Brent Humphreys presented a proposed signage design package for the Skate Park. The cost for the entire signage package as presented is \$10,000.00. The sign allowance budget is \$8,000.00. The Council asked Mr. Humphreys and Jacob Walker to stay under budget and if over budget funds are needed, to come back to the Council. The Council asked for some kind of recognition of the Pierce family or history of the donation of the land for the park be placed at the park, maybe on the main entry sign. Change Special Thank You from City council to Citizens of Taylor.

Motion was made by Councilmember Ariola to approve the proposed sign design for the Skate Park as presented with the amendment of changing the Special Thank You on the berm sign from 'City Council' to 'Citizens of Taylor' and adding a recognition to the Pierce family to the main entry sign. Motion was seconded by Councilmember Drummond. Motion carried unanimously.

Mayor Rydell read the executive session items and adjourned to go into executive session at 10:16 p.m.

Executive Session I. The Taylor City Council will conduct a closed executive meeting under Section 551.087 of the Texas Government Code in order to (1) discuss or deliberate regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or (2) to deliberate the offer of a financial or other incentive to a business prospect described by Subdivision.

- a. Project B8360
- b. Project 63349

Executive Session II. 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.

- a. Street warranty

Executive Session III. 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.

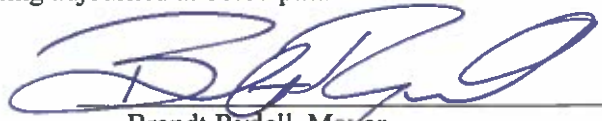
- a. Annexation

The City Council reconvened into regular session at 11:17 p.m.

No action was taken.

ADJOURN

With no further action Mayor Rydell declared the meeting adjourned at 11:17 p.m.



Brandt Rydell, Mayor

ATTEST:



Dianna Barker, City Clerk

AFFIDAVIT
(City Council)

THE STATE OF TEXAS §
COUNTY OF WILLIAMSON §

I, BRANDT RYDELL (Name) as a member of the City of Taylor City Council make this affidavit and hereby on oath state the following:

I, and/or a person or persons related to me, have a substantial interest in a business entity that would be peculiarly affected by a vote or decision of the Council as those terms are defined in Chapter 171, Local Government Code.

The business entity is: Cliff Olle/East Wilco 95, LLC (Name)

Date of Meeting: November 8, 2018 Agenda Item Number: 5

Julie Rydell, spouse ("I" or name of relative & relationship) (have/has) a substantial interest for the following reasons (check all which are applicable):

- Ownership of 10% or more of the voting or shares of the business entity.
- Ownership of \$15,000 or more of the fair market value of the business entity.
- Funds received from the business entity exceed 10% of ___ (my, her, his) income for the previous year.
- Real property is involved and ___ (I, he, she) have an equitable or legal ownership with a fair market value of at least \$2,500.00.
- A relative of mine has a substantial interest in the business entity or property that would be affected by a decision of the public body of which I am a member.
- Other: Julie is employed by East Wilco 95, LLC and has received taxable income from East Wilco 95, LLC (or an affiliated entity controlled by the same principals) that exceeds \$2,500.00 during the preceding 12 month period.

Upon filing of this affidavit with the City Secretary, I affirm that I will abstain from voting on any decision involving this business entity and from any further participation on this matter whatsoever.

Signed this 8th day of November, 2018.



Signature of Official

Mayor

Title

BEFORE ME, the undersigned authority, this day personally appeared Brandt Rydell and on oath stated that the facts herein-above stated are true to the best of his (his/her) knowledge or belief.

Sworn to and subscribed before me on this 8 day of November, 2018.



Notary Public, State of Texas

Printed Name: Dianna Barker

My Commission Expires: 10-29-21

