

City of Taylor
Regular City Council Meeting
Taylor City Hall, Council Chambers, 400 Porter Street
February 28, 2019 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:

Council Member Dwayne Ariola
Council Member Robert Garcia
Council Member Mitch Drummond
Mayor Pro Tem Christine Lopez

Jeff Jenkins, Interim City Manager
Ted Hejl, City Attorney
Dianna Barker, City Clerk

INVOCATION – Chief Ekiss gave the invocation.

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

1. **National Nutrition Month, March**
Councilmember Drummond read and presented the proclamation to Juanita Duron with the Williamson County WICK Program.
2. **National Registered Dietician Day**
Councilmember Garcia read and presented the proclamation to Candace Goldsberry, Registered Dietician with the Williamson County WICK Program.

CITIZENS COMMUNICATION

None.

CONSENT AGENDA

3. **Approve minutes from the February 14, 2019 Council meeting.**
4. **Concur with preliminary financials for January 2019.**
5. **Consider Ordinance 19-05 reauthorizing the Neighborhood Empowerment Zone #1 and Ordinance 19-06 reauthorizing the Neighborhood Empowerment Zone #2.**
6. **Consider Ordinance 19-07, reflecting new residential recycling fees.**
7. **Consider awarding a bid for pool decking upgrades at Murphy Park Pool.**
8. **Consider approving the first addendum to the Plan Review and Inspection Services agreement between the City and ATS Engineers, Inspectors and Surveyors.**
9. **Consider cancelling the race for the District 4 City Council Member seat at the May 4, 2019 General Election due to no opponent.**

Councilmember Garcia request item number 7 and 9 be pulled for separate consideration.

7. **Consider awarding a bid for pool decking upgrades at Murphy Park Pool.**
Parks and Recreation Director Larry Foos explained that pool experts have looked at the uneven pool surfaces. The contractor will grind down the uneven areas, add additional concrete and then resurface the entire deck area with cool deck surface.

Motion was made by Councilmember Garcia to approve item number 7. Motion was seconded by Mayor Pro-Tem Lopez. Motion carried unanimously.

9. Consider cancelling the race for the District 4 City Council Member seat at the May 4, 2019 General Election due to no opponent.

Councilmember Garcia stated that he would abstain from voting on this item.

Motion was made by Mayor Pro-Tem Lopez to approve Resolution R19-09 cancelling the Council Member District 4 race. Motion was seconded by Councilmember Drummond. Motion carried unanimously.

Motion was made by Mayor Pro-Tem Lopez to approve consent agenda items 3, 4, 5, 6, and 8 as presented. Motion was seconded by Councilmember Garcia. Motion carried unanimously.

PUBLIC HEARING/ORDINANCES

10. Conduct public hearing and consider Ordinance 2019-03 regarding the juvenile curfew for minors and consider re-adoption.

Police Chief Fluck stated that a public hearing needs to be held for this ordinance and that Section 2, subsection 3 that requires businesses to post curfew signs at their entrances be removed. This provision would potentially apply to all businesses in Taylor and enforcement would be impractical.

Mayor Rydell opened the public hearing at 6:13 p.m. With no one appearing, the public hearing was closed.

Motion was made by Councilmember Garcia to adopt Ordinance 2019-03, re-adopting the juvenile curfew for minors with the removal Section 2.3. Motion was seconded by Councilmember Drummond. Motion carried unanimously.

REGULAR AGENDA; REVIEW/DISCUSS AND CONSIDER ACTION

11. Receive update on ATMOS Right-of-Way clearance project.

Per Atoms' request, this item was postponed until the March 14th City Council meeting.

12. Consider Resolution R19-10 awarding bids for 2019 HOME program houses.

Development Services Director Tom Yantis gave a brief overview of the program and stated that 6 applications for 2019 from qualifying families have been received. Five have been approved, one is pending but expects to be approved. Families with a deteriorated home can have their home replaced with this program. RM Quality Construction was the only bidder for \$99,000 for all 6 houses. There are options the city can choose to implement into the houses. Another consideration was to have the city do the demolition and site work or have the contractor do that. It was decided that it would be best to have the contractor do the work so that city crews were not pulled off of their regular duties to do this and the contractor is more experienced in this area. Options to be considered are 1) add gutters, 2) add carport, 3) add built out garage, 4) add no-step shower, 5) contractor do the demolition, 6) contractor to the site work.

Karen Rego with Langford Community Management was present to answer questions.

Motion was made by Councilmember Garcia to approve Resolution R19-10 awarding the base bid to RM Quality Construction LLC (dba Randy Malouf Builder) to build six homes with HOME grant funds to include alternates 3, 5, & 6 as presented. Motion was seconded by Mayor Pro-Tem Lopez. Motion carried unanimously.

13. Discuss and receive information on FY 2019/2020 budget calendar and guidelines.

Finance Director Rosemarie Dennis presented and briefly went over the budget calendar and guidelines that will provide a framework for developing the 2019-20 budget.

Motion was made by Councilmember Garcia to receive the FY2019/2020 budget calendar and guidelines as presented. Motion was seconded by Councilmember Drummond. Motion carried unanimously.

14. Receive and review update on the Transportation User Fee (TUF).

Jim Gray, Public Works Director, stated that per the TUF Ordinance, City Council is obligated to review this Ordinance and the transportation user fee no later than in the first month following the third anniversary date of this Ordinance. The Ordinance was passed before Council on February 11, 2016. As of January 31, 2019, the TUF has generated \$2,092,240 in revenue over 32 monthly billing cycles. These funds have been utilized for multiple drainage and street projects, as intended. Staff recommended Council review the ordinance and consider any changes during the budget process.

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

15. Receive the Annual Racial Profiling Report and Presentation.

Police Chief Fluck stated the Texas Code of Criminal Procedure requires specific information established by this chapter be collected, analyzed and reported annually to the Texas Commission on Law Enforcement and the local governmental body. The objective is to insure that racial profiling is not occurring. After conducting a review and analysis of traffic stops, cases and searches in 2018 there is no indication that racial profiling has occurred within the Taylor Police Department.

Motion was made by Mayor Pro-Tem Lopez to receive the annual Racial Profiling Report as presented. Motion was seconded by Councilmember Drummond. Motion carried unanimously.

The Council took a break at 6:50 p.m.
Council reconvened at 7:01 p.m.

16. Consider implementing term limits and/or attendance requirements to Boards and Commissions.

City Clerk Dianna Barker stated that staff was asked to research whether each of the boards have any regulations or requirements for term limits or attendance requirements for members of the boards and/or the Chairman of each board. The Library Board has an old provision for term limits from 1970, and there are two boards that have a provision for attendance requirements, Main Street Board and Airport Board. Only other attendance requirement for all boards is in the handbook requiring members must attend at least 25% of the meetings called. A comparative table was presented that

gave the term limits, attendance requirements, and number of members on boards from 4 other surrounding cities. There was much discussion about whether to count all absences as an absence, not considering whether it was excused or not excused, and whether term limits for members should be added to the B&C handbook. The Council directed staff to research adding term limits to the chair position of each board but not to all the board members, leave the excused vs. not excused as is and let the Council decide at re-appointment time whether the members should stay on the board. Council also requested appointments be moved from January to February or March so that Council members have time after the holidays to recruit members, and mid-year reviews move to August. No action was taken.

17. Consider appointments and re-appointments to various Boards & Commissions.

The Council considered each board and the members whose term has expired and/or those who have resigned. The following appointments were made:

Airport Advisory Board

| Current Member | Reason for Appointment | Willing to be re-appointed | Met Attendance Requirement? | New Member |
|-----------------------|-------------------------------|-----------------------------------|------------------------------------|-------------------|
| Catherine Rochez | Term Expiring | Yes | Yes | Catherine Rochez |
| Brian Decker | Term Expiring | No | | John Baldwin |
| Thomas Mowdy | Resigned | No | | Travis Colvin |

Motion was made by Mayor Pro-Tem Lopez to re-appoint Catherine Rochez and to appoint John Baldwin and Travis Colvin to the Airport Advisory Board as shown above. Motion was seconded by Councilmember Garcia. Motion carried unanimously.

Animal Control Appeals Board & Shelter Advisory

| Current Member | Reason for Appointment | Willing to be re-appointed | Met Attendance Requirement? | New Member |
|-------------------------|-------------------------------|-----------------------------------|------------------------------------|-------------------|
| Diana Voytek | Term Expiring | Yes | Yes | Diana Voytek |
| Christine Sumpter-Hegar | Has not participated | | | Lin Crane |

Motion was made by Mayor Pro-Tem Lopez to re-appoint Diana Voytek, and to appoint Lin Crane to the Animal Control Appeals Board and Shelter Advisory as shown above. Motion was seconded by Councilmember Garcia. Motion carried unanimously.

Building & Standards Commission

| Current Member | Reason for Appointment | Willing to be re-appointed | Met Attendance Requirement? | New Member |
|-----------------------|-------------------------------|-----------------------------------|------------------------------------|-------------------|
| Steve Smith | Term Expiring | Yes | Yes | Steve Smith |
| Arnold Cuba | Term Expiring | Yes | Yes | Arnold Cuba |

Motion was made by Councilmember Garcia to re-appoint Steve Smith and Arnold Cuba to the Building and Standards Commission as shown above. Motion was seconded by Councilmember Drummond. Motion carried unanimously.

Library Board

| Current Member | Reason for Appointment | Willing to be re-appointed | Met Attendance Requirement? | New Member |
|-----------------------|-------------------------------|-----------------------------------|------------------------------------|-------------------|
| Evelyn Flowers-Cook | Term Expiring | No | | Tanya Correa |
| Ebby Green | Term Expiring | No | | John Kaatz |
| Lois Duncan | Resigned | | | |

Motion was made by Mayor Pro-Tem Lopez to appoint Tanya Correa and John Kaatz to the Library Board as shown above. Motion was seconded by Councilmember Garcia. Motion carried unanimously.

Main Street Advisory Board

| Current Member | Reason for Appointment | Willing to be re-appointed | Met Attendance Requirement | New Member |
|-----------------------|-------------------------------|-----------------------------------|-----------------------------------|-------------------|
| Christopher Espinoza | Resigned | No | | ----- |
| Deborah Parker | Term Expiring | No | | ----- |
| Shannon Grace | Term Expiring | Yes | Yes | Shannon Grace |
| Carol Bachmayer | Resigned | No | | ----- |
| Melody Huber | Term Expiring | No | | ----- |

Motion was made by Councilmember Garcia to re-appoint Shannon Grace to the Main Street Board. Motion was seconded by Councilmember Drummond. Motion carried unanimously.

No appointments were made for the remaining 4 seats. The Council requested staff look into amending the ordinance reducing the number of members on the Main Street Board from 11 to 7, and review the professional requirements for members that are stated in the ordinance.

Moody Museum Board

| Current Member | Reason for Appointment | Willing to be re-appointed | Met Attendance Requirement | New Member |
|-----------------------|-------------------------------|-----------------------------------|-----------------------------------|-------------------|
| Samye Turner | Term Expiring | Yes | Yes | Samye Turner |
| | | | | |

Motion was made by Councilmember Garcia to re-appoint Samye Turner to the Moody Museum Board as shown above. Motion was seconded by Councilmember Drummond. Motion carried unanimously.

Parks & Recreation Board

| Current Member | Reason for Appointment | Willing to be re-appointed | Met Attendance Requirement? | New Member |
|-----------------------|-------------------------------|-----------------------------------|------------------------------------|-------------------|
| Kathleen Amboree | Term Expiring | Yes | No | Tim Tebeau |
| Andrew Gonzales | Term Expiring | Yes | Yes | ----- |
| Lonnie Zycha | Term Expiring | Yes | Yes | ----- |
| Jennifer Jewett | Term Expiring | Yes | Yes | Jennifer Jewett |
| Timothy Tebeau | Student Rep (graduated) | No | | Liberty Michna |

Motion was made by Councilmember Ariola to appoint Liberty Michna to the Parks & Recreation Board as the Student Representative. Motion was seconded by Mayor Pro-Tem Lopez. Motion carried unanimously.

Motion was made by Councilmember Drummond to appoint Tim Tebeau to the Parks & Recreation Board as shown above. Motion was seconded by Councilmember Ariola. Motion carried unanimously.

Motion was made by Councilmember Ariola to re-appoint Jennifer Jewett to the Parks & Recreation Board as shown above. Motion was seconded by Councilmember Drummond. Motion carried unanimously.

No appointments were made to the remaining 2 seats. The Council requested staff look into amending the ordinance reducing the number of members on the Parks & Rec Board from 9 to 7 plus 1 student member.

Planning & Zoning Commission

| Current Member | Reason for Appointment | Willing to be re-appointed | Met Attendance Requirement? | New Member |
|-----------------------|-------------------------------|-----------------------------------|------------------------------------|---------------------|
| Betty Day | Term Expiring | Yes | Yes | Kellie Billings-Ray |
| Faith Gardner | Resigned | Yes | No | Faith Gardner |
| Mike Eaton | Term Expiring | Yes | Yes | Mike Eaton |
| Leland Stevens | Term Expiring | Yes | Yes | Leland Stevens |

Motion was made by Councilmember Ariola to re-appoint Faith Gardner to the Planning & Zoning Commission. Motion was seconded by Mayor Pro-Tem Lopez. Motion carried unanimously.

Motion was made by Mayor Pro-Tem Lopez to appoint Kellie Billings-Ray to the Planning & Zoning Commission as shown above. Motion was seconded by Councilmember Ariola. Motion carried unanimously.

Motion was made by Mayor Pro-Tem Lopez to re-appoint Mike Eaton and Leland Stevens to the Planning & Zoning Commission as shown above. Motion was seconded by Councilmember Drummond. Motion carried unanimously.

Public Arts Advisory Board (new board)

| Current Member | Reason for Appointment | Willing to be re-appointed | Met Attendance Requirement? | New Member |
|-----------------------|-------------------------------|-----------------------------------|------------------------------------|--------------------------|
| | | | | Lois Duncan, 3 yr term |
| | | | | Melanie Shaw, 3 yr term |
| | | | | Janetta McCoy, 3 yr term |
| | | | | Brent Humphreys, 2 yr |
| | | | | Bryan Richie, 2 yr term |
| | | | | Richard Stone, 1 yr term |
| | | | | Nathan Gray, 1 yr term |

Motion was made by Councilmember Ariola to appoint to the Public Arts Advisory Board as shown above. Motion was seconded by Mayor Pro-Tem Lopez. Motion carried unanimously.

TEDC (Taylor Economic Development Corp)

| Current Member | Reason for Appointment | Willing to be re-appointed | Met Attendance Requirement? | New Member |
|-----------------------|-------------------------------|-----------------------------------|------------------------------------|-------------------|
| D. Scott Green | Term Expiring | undecided | Yes | Betty Day |
| | | | | |

Motion was made by Councilmember Garcia to appoint Gary Gola. Motion failed for lack of a second.

Motion was made by Councilmember Ariola to appoint Betty Day to the TEDC Board as shown above. Motion was seconded by Mayor Pro-Tem Lopez. Motion carried 4 to 1 with Councilmember Drummond opposing.

Tree Advisory Board

| Current Member | Reason for Appointment | Willing to be re-appointed | Met Attendance Requirement? | New Member |
|-----------------------|-------------------------------|-----------------------------------|------------------------------------|-------------------|
| Nathan Abbott | Term Expiring | Yes | Yes | Nathan Abbot |
| Bonnie Sladek | Term Expiring | Yes | Yes | Bonnie Sladek |
| Christi Stromberg | Resigned | No | | ----- |
| VACANT | | | | ----- |

No appointments were made to the remaining 2 seats. No other applications were submitted.

Motion was made by Mayor Pro-Tem Lopez to re-appoint Nathan Abbot and Bonnie Sladek to the Tree Advisory Board as shown above. Motion was seconded by Councilmember Drummond. Motion carried unanimously.

Zoning Board of Adjustment

| Current Member | Reason for Appointment | Willing to be re-appointed | Met Attendance Requirement? | New Member |
|-----------------------|-------------------------------|-----------------------------------|------------------------------------|-------------------|
| Gayle Collins | Term Expiring | No | | ----- |
| Nancy Talley | Term Expiring | Yes | Yes | Nancy Talley |
| Suzanne Bice | Term Expiring | Yes | Yes | Suzanne Bice |
| Craig Eulenfeld | Term Expiring | Yes | Yes | Craig Eulenfeld |
| Michael Prillaman | Term Expiring | Yes | Yes | Michael Prillaman |
| VACANT, alternate | | | | ----- |
| VACANT, alternate | | | | ----- |

Motion was made by Mayor Pro-Tem Lopez to re-appoint to the Zoning Board of Adjustment as shown above. Motion was seconded by Councilmember Garcia. Motion carried unanimously.

No appointments were made to the remaining 3 seats. No other applications were submitted.

Mayor Rydell asked staff to look into staggering the 4 re-appointed seats above so that they do not all expire at the same time.

The Council took a break at 8:32 p.m.

Council reconvened at 8:40 p.m.

18. Consider creating a Charter Review Committee.

Interim City Manager Jeff Jenkins stated a request has been made that a Charter Review Committee be appointed to review the current city charter and make recommendations for amendments. Mr. Jenkins asked Council for a direction and/or specifics on what needs to be reviewed or amended. Councilmember Garcia recommended the conflict of interest section be reviewed to follow state regulations only, look at adding term limits for council members, and review the housekeeping items from 2012 recommendations. All but Councilmember Garcia are not for term limits. The Council requested the City attorney to draft changes regarding conflict of interest and housekeeping items and bring back to Council on March 28th.

No action was taken.

Mayor Rydell read the executive session meeting announcement and adjourned into executive session at 8:59 p.m.

Executive Session I. The Taylor City Council will conduct a closed executive session under 551.074 of the Texas Government Code to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of public officer or employee.

- a. Municipal Court Judge

The Council reconvened into regular session at 9:43 p.m.

Motion was made by Mayor Pro-Tem Lopez to give Judge Randall Pick a 2% pay increase effective October 1, 2018. Motion was seconded by Councilmember Drummond. Motion carried unanimously.


ADJOURN

With no further action Mayor Rydell declared the meeting adjourned at 9:45 p.m.



Brandt Rydell, Mayor

ATTEST:



Dianna Barker, City Clerk

