

REGULAR CITY COUNCIL MEETING

August 7, 2012

7:00 P.M.

A Regular City Council Meeting of the Terrell City Council was held on Tuesday, August 7, 2012, at 7:00 p.m. in the City Council Chambers located at 201 East Nash Street, Terrell, Texas with the following members present:

COUNCILMEMBER #1 HAL RICHARDS
COUNCILMEMBER #2 TOMMY SPENCER
COUNCILMEMBER #3 RICKY JORDAN - ABSENT (EXCUSED)
COUNCILMEMBER #4 CHARLES WHITAKER
COUNCILMEMBER #5 D.J. ORY

1. Call to order.

Mayor Hal Richards, called meeting to order.

2. Invocation.

Councilmember Tommy Spencer, gave the opening prayer.

3. Discuss and Consider Approval of Special City Council Meeting and Workshop of July 17, 2012, Regular City Council Meeting Minutes of July 17, 2012, and Special City Council Meeting and Workshop of August 2, 2012.

Deputy Mayor Pro Tem D. J. Ory, made a motion to approve the Special City Council Meeting and Workshop of July 17, 2012, Regular City Council Meeting Minutes of July 17, 2012, and Special City Council Meeting and Workshop of August 2, 2012. Councilmember Charles Whitaker, seconded the motion. Ayes - All. Nays - None. Motion carried.

4. Hear Remarks from Visitors.

Betty Richardson Lyons, 404 New Hope, Terrell, Texas, came before Council to request a walking track at Breezy Hill Park.

Josie Richardson, 109 N. Catherine, Terrell, Texas, came before Council to discuss her parking problem in front of her business.

5. Discuss and Consider Ordinance No. 2544; An Ordinance Of The City Of Terrell, Texas, Amending The Terrell City Code, Appendix I Fee Schedule, Section 3: Athletic Fields – Fees And Charges, Paragraph (1) Athletic Fields – General User Fees Paragraph (2)Adult Softball Activities – User Fees; Providing For The Repeal Of Conflicting Ordinances, And Establishing An Effective Date.

Steve Rogers, City Engineer, Presented to Council for Discussion and Consideration Ordinance No. 2544; An Ordinance Of The City Of Terrell, Texas, Amending The Terrell City Code, Appendix I Fee Schedule, Section 3: Athletic Fields – Fees And Charges, Paragraph (1) Athletic Fields – General User Fees Paragraph (2)Adult Softball Activities – User Fees; Providing For The Repeal Of Conflicting Ordinances, And Establishing An Effective Date. Deputy Mayor Pro Tem D. J. Ory, made a motion to approve Ordinance No. 2544; An Ordinance Of The City Of Terrell, Texas, Amending The Terrell City Code, Appendix I Fee Schedule, Section 3: Athletic Fields – Fees And Charges, Paragraph (1) Athletic Fields – General User Fees Paragraph (2)Adult Softball Activities – User Fees; Providing For The Repeal Of Conflicting Ordinances, And Establishing An Effective Date. Councilmember Tommy Spencer, seconded the motion. Ayes - All. Nayses - None. Motion carried.

ORDINANCE NO. 2544

AN ORDINANCE OF THE CITY OF TERRELL, TEXAS, AMENDING THE TERRELL CITY CODE, APPENDIX I FEE SCHEDULE, SECTION 3: ATHLETIC FIELDS – FEES AND CHARGES, PARAGRAPH (1) ATHLETIC FIELDS – GENERAL USER FEES PARAGRAPH (2) ADULT SOFTBALL ACTIVITES – USER FEES; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES, AND ESTABLISHING AN EFFECTIVE DATE.

6. Discuss and Consider All Matters Incident and Related to the Issuance and Sale of “City of Terrell, Texas, General Obligation Refunding Bonds, Series 2012”, Including The Adoption Of An Ordinance Authorizing The Issuance Of Such Bonds, Establishing Parameters For The Sale And Issuance Of Such Bonds And Delegating Certain Matters To Authorized Officials Of The City.

Jason Hughes, Representing First Southwest, Presented to Council for Discussion and Consideration All Matters Incident and Related to the Issuance and Sale of “City of Terrell, Texas, General Obligation Refunding Bonds, Series 2012”, Including The Adoption Of An Ordinance Authorizing The Issuance Of Such Bonds, Establishing Parameters For The Sale And Issuance Of Such Bonds And Delegating Certain Matters To Authorized Officials Of The City. Deputy Mayor Pro Tem D. J. Ory, made a motion to adopt An Ordinance Authorizing The Issuance Of Such Bonds, Establishing Parameters For The Sale And Issuance Of Such Bonds And Delegating Certain Matters To Authorized Officials Of The City. Councilmember Tommy Spencer, seconded the motion. Ayes - All. Nayses - None. Motion carried.

7. Discuss and Consider Award of Bid for RFP#13-06-01 - Animal Adoption Veterinary Services.

Jody Lay, Chief of Police, Presented to Council For Discussion and Consideration Award of Bid for RFP#13-06-01 - Animal Adoption Veterinary Services. Deputy Mayor Pro Tem D. J. Ory, made a motion to approve Award of Bid for RFP#13-06-01 - Animal Adoption Veterinary Services. Councilmember Charles Whitaker seconded the motion. Ayes - All. Nayses - None. Motion carried.

8. Discuss and Consider Award of Bid for Trailview Drainage Improvements 2012.

Steve Rogers, City Engineer, Presented to Council for Discussion and Consideration Award of Bid for Trailview Drainage Improvements 2012. Councilmember Charles Whitaker, made a motion to approve the Award of Bid for Trailview Drainage Improvements 2012 to the low bidder, Platinum Paving, in the amount of \$52,270.00. Councilmember Tommy Spencer, seconded the motion. Ayes - All. Nays - None. Motion carried.

9. Discuss and Consider Appointment to Terrell Airport Board.

Mayor Hal Richards, made a motion to appoint Michael McGrew to Airport Board. Councilmember Charles Whitaker, seconded the motion. Ayes - All. Nays - None. Motion carried.

CONSENT AGENDA

Deputy Mayor Pro Tem D. J. Ory, made a motion to adopt on CONSENT AGENDA Ordinance No. 2543 on second reading. Councilmember Charles Whitaker, seconded the motion. Ayes - All. Nays - None. Motion carried.

10. Discuss and Consider on Second Reading Ordinance 2543; An Ordinance Of The City Of Terrell, Texas, Amending Article III, Section B, Floodplain Management Regulations, Of Chapter Four, Building Regulations, Of The Revised Code Of Ordinances; Providing For Repeal Of Conflicting Ordinances; Providing For Severability And Providing An Effective Date.

ORDINANCE NO. 2543

AN ORDINANCE OF THE CITY OF TERRELL, TEXAS, AMENDING ARTICLE III, SECTION B, FLOODPLAIN MANAGEMENT REGULATIONS, OF CHAPTER FOUR, BUILDING REGULATIONS, OF THE REVISED CODE OF ORDINANCES; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TERRELL, TEXAS:

SECTION A. AMENDMENT

THAT ARTICLE III, SECTION B, FLOODPLAIN MANAGEMENT REGULATIONS, OF CHAPTER FOUR, BUILDING REGULATIONS, OF THE REVISED CODE OF ORDINANCES, BE AND IS HEREBY AMENDED TO READ AS FOLLOWS:

ARTICLE III

GENERAL PROVISIONS

SECTION B: BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD

The areas of special flood hazard identified by the Federal Emergency Management Agency in the current scientific and engineering report entitled, "The Flood Insurance Study (FIS), for Kaufman County, Texas and Incorporated Areas" dated July 3, 2012, with accompanying Flood Insurance Rate Maps (FIRM dated July 13, 2012), and any revisions thereto are hereby adopted by reference and declared to be a part of this ordinance.

SECTION B. SEVERABILITY

If any section, clause sentence, or phrase of the Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of their remaining portions of the Ordinance.

SECTION C. EFFECTIVE DATE

This Amendment shall be effective upon final approval and adoption by the Terrell City Council.

PASSED AND APPROVED ON THIS 17th DAY OF JULY, 2012.

PASSED AND ADOPTED ON THIS 7th DAY OF AUGUST, 2012.

END OF CONSENT AGENDA

11. Adjourn into Executive Session in Accordance with Section 551 of the Texas Government Code to Discuss the Following:

(a) Section 551.071 - Consultation with Attorney.

(b) Section 551.074 - Personnel Matters.

Council adjourned into Executive Session.

12. Reconvene into Regular Session and Consider Action, if any, on Items Discussed in Executive Session.

This item passed by Council.

13. Adjourn.

There were no other matters discussed or acted on at this meeting. There being no further business the meeting was adjourned.

Hal Richards, Mayor

Attest:

John Rounsavall, City Secretary