

REGULAR CITY COUNCIL MEETING

November 6, 2012

7:00 P.M.

A Regular City Council Meeting of the Terrell City Council was held on Tuesday, November 6, 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
COUNCILMEMBER #4 CHARLES WHITAKER
COUNCILMEMBER #5 D.J. ORY

1. Call to order.

Mayor Hal Richards, called meeting to order.

2. Invocation.

Deputy Mayor Pro Tem D. J. Ory, gave the opening prayer.

3. Discuss and Consider Approval of Meeting Minutes of Special City Council Meeting and Workshop October 11, 2012, and Regular City Council Meeting of October 16, 2012.

Deputy Mayor Pro Tem D. J. Ory, made a motion to approve Meeting Minutes of Special City Council Meeting and Workshop October 11, 2012, and Regular City Council Meeting of October 16, 2012. Councilmember Tommy Spencer, seconded the motion. Ayes - All. Nays - None. Motion carried.

4. Hear Remarks from Visitors.

There were no remarks from visitors.

NEW BUSINESS

5. Discuss and Consider Resolution No. 721; A Resolution Of The City Council Of The City Of Terrell, Texas, To Certify Local Funding And Support Of The Terrell Pedestrian Improvements Project Application for Statewide Transportation Enhancement Program Funding Under The Texas Department Of Transportation 2012 Program Call For Projects Competition.

Mike Sims, Assistant City Manager, Presented to Council for Discussion and Consideration Resolution No. 721; A Resolution Of The City Council Of The City Of Terrell, Texas, To Certify Local Funding And Support Of The Terrell Pedestrian Improvements Project Application for Statewide Transportation Enhancement Program Funding Under The Texas Department Of

Transportation 2012 Program Call For Projects Competition. Mayor Pro Tem Ricky Jordan, made a motion to approve Resolution No. 721; A Resolution Of The City Council Of The City Of Terrell, Texas, To Certify Local Funding And Support Of The Terrell Pedestrian Improvements Project Application for Statewide Transportation Enhancement Program Funding Under The Texas Department Of Transportation 2012 Program Call For Projects Competition. Councilmember Tommy Spencer, seconded the motion. Ayes - Councilmember Tommy Spencer, Mayor Pro Tem Ricky Jordan, Mayor Hal Richards. Nays - Deputy Mayor Pro Tem D. J. Ory, Councilmember Charles Whitaker. Motion carried.

RESOLUTION NO. 721

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TERRELL, TEXAS, TO CERTIFY LOCAL FUNDING AND SUPPORT OF THE TERRELL PEDESTRIAN IMPROVEMENTS PROJECT APPLICATION FOR STATEWIDE TRANSPORTATION ENHANCEMENT PROGRAM FUNDING UNDER THE TEXAS DEPARTMENT OF TRANSPORTATION 2012 PROGRAM CALL FOR PROJECTS COMPETITION

6. Discuss and Consider Resolution No. 722; A Resolution Of The City Council Of The City Of Terrell, Texas, To Certify Local Funding And Support Of The Terrell Carnegie Library Project Application for Statewide Transportation Enhancement Program Funding Under The Texas Department Of Transportation 2012 Program Call For Projects Competition.

Mike Sims, Assistant City Manager, Presented to Council for Discussion and Consideration Resolution No. 722; A Resolution Of The City Council Of The City Of Terrell, Texas, To Certify Local Funding And Support Of The Terrell Carnegie Library Project Application for Statewide Transportation Enhancement Program Funding Under The Texas Department Of Transportation 2012 Program Call For Projects Competition. Mayor Hal Richards made a motion to approve Resolution No. 722; A Resolution Of The City Council Of The City Of Terrell, Texas, To Certify Local Funding And Support Of The Terrell Carnegie Library Project Application for Statewide Transportation Enhancement Program Funding Under The Texas Department Of Transportation 2012 Program Call For Projects Competition. Councilmember Tommy Spencer seconded the motion. Ayes - Councilmember Tommy Spencer, Councilmember Charles Whitaker, Mayor Hal Richards. Nays - None. No vote - Mayor Pro Tem Ricky Jordan and Deputy Mayor Pro Tem D. J. Ory.

RESOLUTION NO. 722

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TERRELL, TEXAS, TO CERTIFY LOCAL FUNDING AND SUPPORT OF THE TERRELL CARNEGIE LIBRARY PROJECT APPLICATION FOR STATEWIDE TRANSPORTATION ENHANCEMENT PROGRAM FUNDING UNDER THE TEXAS DEPARTMENT OF TRANSPORTATION 2012 PROGRAM CALL FOR PROJECTS COMPETITION

7. Discuss and Consider Reappointments to Terrell Park Board.

Deputy Mayor Pro Tem D. J. Ory, made a motion to reappoint Linda Heidelberg, Beverly Vaughan and Ron Wesson to the Terrell Park Board. Councilmember Charles Whitaker, seconded the motion. Ayes - All. Nays - None. Motion carried.

8. Discuss and Consider Appointment to Terrell Planning and Zoning Commission.

This item passed by Council. Staff to provide Council with Board responsibility list.

9. Discuss and Consider City Council Meeting Schedule for November, 2012; December, 2012; and January, 2013.

Torry Edwards, City Manager, Presented to Council for Discussion and Consideration City Council Meeting Schedule for November, 2012; December, 2012; and January, 2013. Deputy Mayor Pro Tem D. J. Ory, made a motion to approve calendars as presented with the exception of changing November 15, 2012, to begin at 5:00 p.m. Mayor Pro Tem Ricky Jordan 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. 2554; Budget Amendment on second reading. Mayor Pro Tem Ricky Jordan, seconded the motion. Ayes - All. Nays - None. Motion carried.

10. Discuss and Consider on Second Reading Ordinance No. 2554; Budget Amendment.

ORDINANCE NO. 2554

AN ORDINANCE OF THE CITY OF TERRELL, TEXAS, AMENDING THE ANNUAL BUDGET FOR THE YEAR BEGINNING OCTOBER 1, 2012, AND ENDING SEPTEMBER 30, 2013, AS PASSED AND ADOPTED ON SEPTEMBER 4, 2012 TO PROVIDE FOR INCREASES IN CERTAIN ACCOUNTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

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

SECTION I.

The following funds are amended to reflect the following in the budget:

<u>UTILITY CAPITAL RESERVE FUND EXPENDITURES</u>	BUDGETED	AMOUNT	AMENDED
028-28-4501-00 WasteWater Treatment Plant Chemical	\$450,000.00	\$120,000.00	\$330,000.00
028-28-4518-00 Griffith Sewer Emergency Repair	\$ -0-	\$120,000.00	\$120,000.00

SECTION II.

All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

SECTION III.

It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable and, if any phrase, clause, sentence, paragraph, or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionally shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance, since the same would have been enacted by the city council without the incorporation of this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph, or section.

SECTION IV.

This Ordinance will take effect immediately from and after its passage and the publication of the caption, as the law in such cases provides.

Passed and Approved on this the 16th day of October, 2012.

Passed and Adopted on this the 6th day of November, 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 - pending or contemplated litigation.

Council passed this item.

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

Council passed this item.

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