

REGULAR CITY COUNCIL MEETING

April 2, 2013

7:00 P.M.

A Regular City Council Meeting of the Terrell City Council was held on Tuesday, April 2, 2013, 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.

Councilmember Charles Whitaker, gave the opening prayer.

3. Discuss and Consider Approval of Meeting Minutes of Regular City Council Meeting of March 19, 2013.

Deputy Mayor Pro Tem D. J. Ory, made a motion to approve amended Meeting Minutes of Regular City Council Meeting of March 19, 2013. Councilmember Charles Whitaker, seconded the motion. Ayes - All. Nays - None. Motion carried.

Mayor Hal Richards, recognized Trinity Valley Community College Student Britney Slatton for attending City Council meeting.

4. Hear Remarks from Visitors.

Teddy Martin, Representing American Legion Post 162, spoke to Council regarding their support to Veterans that served during wartime period and to announce they are open to suggestions of ways to improve their service to the community.

NEW BUSINESS

5. Discuss and Consider Resolution 731; A Resolution of The City of Terrell, Texas Proclaiming April As Fair Housing Month.

Steve Rogers, City Engineer, Presented to Council for Discussion and Consideration Resolution 731; A Resolution of The City of Terrell, Texas Proclaiming April As Fair Housing Month. Mayor Pro Tem Ricky Jordan, made a motion to approve Resolution 731; A Resolution of The City of

Terrell, Texas Proclaiming April As Fair Housing Month. Councilmember Tommy Spencer, seconded the motion. Ayes - All. Nays - None. Motion carried.

RESOLUTION NO. 731

A RESOLUTION OF THE CITY OF TERRELL, TEXAS PROCLAIMING APRIL AS FAIR HOUSING MONTH

WHEREAS Title VIII of the Civil Rights Act of 1968, as amended, prohibits discrimination in housing and declares it's a national policy to provide, within constitutional limits, for fair housing in the United States; and

WHEREAS The principle of Fair Housing is not only national law and national policy, but a fundamental human concept and entitlement for all Americans, and

WHEREAS The anniversary of the National Fair Housing Law, during the month of April, provides an opportunity of all Americans to recognize that complete success in the goal of equal housing opportunity can only be accomplished with the help and cooperation of all Americans.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TERRELL, TEXAS THAT:

April is proclaimed as Fair Housing Month in the City of Terrell and do hereby urge all the citizens of this locality to become aware of and support the Fair Housing law.

PASSED AND ADOPTED THIS 2ND DAY OF APRIL, 2013.

6. Discuss and Consider Addendum to Lease Agreement between the City of Terrell and Environmental Co-op.

Mike Sims, Assistant City Manager, Presented to Council for Discussion and Consideration Addendum to Lease Agreement between the City of Terrell and Environmental Co-op. Deputy Mayor Pro Tem D. J. Ory, made a motion to approve and authorize Mayor to execute Addendum to Lease Agreement between the City of Terrell and Environmental Co-op. Councilmember Tommy Spencer, seconded the motion. Ayes - All. Nays - None. Motion carried.

7. Discuss and Consider Ordinance No. 2566; An Ordinance Of The City Council Of The City Of Terrell, Texas, Amending Chapter 9, Section 9-9. Civil Service Classification Plan (A) Classification Of Fire Fighters; Revised Code Of Ordinances Of The City Of Terrell, Texas; Providing For Repeal Of Conflicting Ordinances; Providing For Severability And Providing An Effective Date.

Jim Harper, Fire Chief, Presented to Council for Discussion and Consideration Ordinance No. 2566; An Ordinance Of The City Council Of The City Of Terrell, Texas, Amending Chapter 9, Section 9-9. Civil Service Classification Plan (A) Classification Of Fire Fighters; Revised Code Of Ordinances Of The City Of Terrell, Texas; Providing For Repeal Of Conflicting Ordinances; Providing For Severability And Providing An Effective Date. Deputy Mayor Pro Tem D. J. Ory,

made a motion to approve on first reading Ordinance No. 2566; An Ordinance Of The City Council Of The City Of Terrell, Texas, Amending Chapter 9, Section 9-9. Civil Service Classification Plan (A) Classification Of Fire Fighters; Revised Code Of Ordinances Of The City Of Terrell, Texas; Providing For Repeal Of Conflicting Ordinances; Providing For Severability And Providing An Effective Date. Councilmember Charles Whitaker, seconded the motion. Ayes - All. Nays - None. Motion carried.

ORDINANCE NO. 2566

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TERRELL, TEXAS, AMENDING CHAPTER 9, SECTION 9-9. CIVIL SERVICE CLASSIFICATION PLAN (A) CLASSIFICATION OF FIRE FIGHTERS; REVISED CODE OF ORDINANCES OF THE CITY OF TERRELL, TEXAS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

8. Discuss and Consider Ordinance 2567; 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.

John Rounsavall, City Secretary/Finance Director, Presented to Council for Discussion and Consideration Ordinance 2567; 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. Deputy Mayor Pro Tem D. J. Ory, made a motion to approve on first reading Ordinance 2567; 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. Mayor Pro Tem Ricky Jordan, seconded the motion. Ayes - All. Nays - None. Motion carried.

ORDINANCE NO. 2567

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.

9. Discuss And Consider Resolution No. 732; A Resolution Of The City Council Of The City Of Terrell, Texas Approving An Amended And Restated Sales Tax Remittance Agreement Between The City Of Terrell, Texas And The Terrell Economic Development Corporation.

Deputy Mayor Pro Tem D. J. Ory, recused himself from the Discussion and vote of this item as he is an employee of The American National Bank of Texas.

Greg Shumpert, Assistant City Attorney, Presented to Council for Discussion and Consideration Resolution No. 732; A Resolution Of The City Council Of The City Of Terrell, Texas Approving An Amended And Restated Sales Tax Remittance Agreement Between The City Of Terrell, Texas And The Terrell Economic Development Corporation. Councilmember Charles Whitaker, made a motion to approve Resolution No. 732; A Resolution Of The City Council Of The City Of Terrell, Texas Approving An Amended And Restated Sales Tax Remittance Agreement Between The City Of Terrell, Texas And The Terrell Economic Development Corporation. Councilmember Tommy Spencer, seconded the motion. Ayes - All. Nayses - None. Motion carried.

RESOLUTION NO. 732
A RESOLUTION OF THE CITY COUNCIL FO THE CITY OF TERRELL, TEXAS
APPROVING AN AMENDED AND RESTATED SALES TAX REMITTANCE
AGREEMENT BETWEEN THE CITY OF TERRELL, TEXAS AND THE TERRELL
ECONOMIC DEVELOPMENT CORPORATION

WHEREAS, Terrell Economic Development Corporation (the “**Corporation**”) was created under the auspices of the City of Terrell (the “**City**”); and

WHEREAS, it is deemed necessary and advisable that the City of Terrell and Terrell Economic Development Corporation enter into an Amended and Restated Sales Tax Remittance Agreement and that this Resolution be adopted authorizing the Mayor of the City of Terrell to execute this Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TERRELL THAT:

SECTION 1. The Amended and Restated Sales Tax Remittance Agreement between the City of Terrell, Texas and Terrell Economic Development Corporation in substantially the form and substance as attached hereto and made a part hereof for all purposes, is hereby approved, and the Mayor and the City Secretary are hereby authorized to execute, attest, seal an deliver the Amended and Restated Sales Tax Remittance Agreement between the City of Terrell and the Terrell Economic Development Corporation be approved and that the Mayor of the City of Terrell be authorized to execute said Agreement.

SECTION 2. This Resolution shall become effective immediately upon its passage.

PASSED AND APPROVED this 2nd day of April, 2013.

10. Discuss and Consider Appointments to Building Standards Commission.

Deputy Mayor Pro Tem D. J. Ory, Presented to Council for Discussion and Consideration Appointments to Building Standards Commission. Deputy Mayor Pro Tem D. J. Ory, made a motion to appoint Danny Stephens to Building Standards Commission to replace Ann Caraway Bruce. Councilmember Charles Whitaker, seconded the motion. Ayes - All. Nayses - None. Motion carried.

11. Discuss and Consider Appointments to Library Advisory Board.

Councilmember Charles Whitaker, made a motion to table Appointments to Library Advisory Board. Councilmember Tommy Spencer, seconded the motion. Ayes - All. Nayses - None. Motion carried.

12. Adjourn into Executive Session in Accordance with Section 551 of the Texas Government Code to Discuss the following:
 - a.) Section 551.072 - Deliberations about Real Property.

This item was passed by Council.

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

This item was passed by Council.

14. 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