

REGULAR CITY COUNCIL MEETING

November 18, 2014

7:00 P.M.

A Regular City Council Meeting was held on Tuesday, November 18, 2014, 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 ABSENT (EXCUSED)
COUNCILMEMBER #3 SANDRA WILSON
COUNCILMEMBER #4 CHARLES WHITAKER
COUNCILMEMBER #5 D.J. ORY**

1. Call to order.

Mayor Hal Richards, called the meeting to order.

2. Invocation.

Mayor Pro Tem DJ Ory gave the opening prayer.

3. Discuss and Consider approval of meeting minutes of Special Council Meeting and Workshop of November 4, 2014, and Regular Council Meeting of November 4, 2014.

Mayor Pro Tem D.J. Ory made a motion to approve Meeting Minutes of Special City Council Meeting and Workshop of November 4, 2014 and Regular City Council of November 4, 2014. Councilmember Sandra Wilson seconded the motion. Ayes - All. Nays - None. Motion carried.

NEW BUSINESS

5. Discuss and Consider Ordinance No. 2617; An Ordinance of the City of Terrell, Kaufman County, Texas, Amending Chapter 7, Health and Sanitation, by the addition of Section 11: Sale of Electronic Cigarettes to Minors; Providing for Repeal of Conflicting Ordinances; Providing a Penalty; Providing for Severability; and Providing an Effective Date:

Terry Capehart, Municipal Development Director, Presented to Council for Discussion and Consideration Ordinance No. 2617; An Ordinance of the City of Terrell, Kaufman County, Texas, Amending Chapter 7, Health and Sanitation, by the addition of Section 11: Sale of Electronic Cigarettes to Minors; Providing for Repeal of Conflicting Ordinances; Providing a Penalty; Providing for Severability; and Providing an Effective Date. Mayor Pro Tem D.J. Ory made a motion to approve Ordinance No. 2617 on First Reading, An Ordinance of the City of Terrell, Kaufman County, Texas, Amending Chapter 7, Health and Sanitation, by the addition of Section 11: Sale of Electronic Cigarettes to Minors; Providing for Repeal of Conflicting Ordinances; Providing a

Penalty; Providing for Severability; and Providing an Effective Date. Deputy Mayor Pro Tem Charles Whitaker seconded the motion. Ayes - All. Nays - None.

8. Discuss and Consider Ordinance No. 2620; An Ordinance of the City of Terrell, Kaufman County, Texas Amending Chapter 3, Animal Control of the Revised Code of Ordinances of the City Of Terrell; Providing for the Repeal of Conflicting Ordinances; Providing For Severability And Providing An Effective Date.

Jody Lay, Chief of Police and Terry Capehart, Municipal Development Director, Presented to Council for Discussion and Consideration Ordinance No. 2620; An Ordinance of the City of Terrell, Kaufman County, Texas Amending Chapter 3, Animal Control of the Revised Code of Ordinances of the City Of Terrell; Providing for the Repeal of Conflicting Ordinances; Providing For Severability And Providing An Effective Date. Jody Lay, Chief of Police recognized Dr. Gwendolyn Kines and Suzanne Shumpert as Supporters of the Terrell Animal Adoption Center (STAAC). Mayor Pro Tem D.J. Ory made a motion to approve Ordinance No. 2620 on First Reading with Fee Schedule, An Ordinance of the City of Terrell, Kaufman County, Texas Amending Chapter 3, Animal Control of the Revised Code of Ordinances of the City Of Terrell; Providing for the Repeal of Conflicting Ordinances; Providing For Severability And Providing An Effective Date. Deputy Mayor Pro Tem Charles Whitaker seconded the motion. Ayes - All. Nays - None.

6. Discuss and Consider Ordinance No. 2618; An Ordinance of the City of Terrell, Kaufman County, Texas, Regulating the Acceptance of Donations to the City of Terrell by Adding Chapter 25: Donations to Section 1, General Provisions of the Code of Ordinances of the City of Terrell, Texas.

John Rounsavall, City Secretary, Presented to Council for Discussion and Consideration Ordinance No. 2618; An Ordinance of the City of Terrell, Kaufman County, Texas, Regulating the Acceptance of Donations to the City of Terrell by Adding Chapter 25: Donations to Section 1, General Provisions of the Code of Ordinances of the City of Terrell, Texas. Mayor Pro Tem D.J. Ory made a motion to approve Ordinance No. 2618 on First Reading Ordinance No. 2618; An Ordinance of the City of Terrell, Kaufman County, Texas, Regulating the Acceptance of Donations to the City of Terrell by Adding Chapter 25: Donations to Section 1, General Provisions of the Code of Ordinances of the City of Terrell, Texas. Deputy Mayor Pro Tem Charles Whitaker seconded the motion. Ayes - All. Nays - None.

7. Discuss and Consider Ordinance No. 2619; An Ordinance of the City of Terrell, Kaufman County, Texas, Amending Chapter 7, Health And Sanitation, Section 10: Smoking Regulations; Providing for Repeal of Conflicting Ordinances; Providing a Penalty; Providing for Severability; and Providing an Effective Date.

Terry Capehart, Municipal Development Director, Presented to Council for Discussion and Consideration Ordinance No. 2619; An Ordinance of the City of Terrell, Kaufman County, Texas, Amending Chapter 7, Health And Sanitation, Section 10: Smoking Regulations; Providing for Repeal of Conflicting Ordinances; Providing a Penalty; Providing for Severability; and Providing an Effective Date. Mayor Pro Tem D.J. Ory made a motion to approve Ordinance No. 2619 with an effective date of February 2, 2015 on First Reading. Deputy Mayor Pro Tem Charles Whitaker seconded the motion. Ayes -

Deputy Mayor Pro Tem Charles Whitaker, Mayor Hal Richards, Mayor Pro Tem D.J. Ory. Nays - Councilmember Sandra Wilson.

9. Discuss and Consider a Recommendation to Award RFP 13-09-01 for Veterinary Care for Shelter Animals.

Jody Lay, Chief of Police, Presented to Council for Discussion and Consideration a Recommendation to Award RFP 13-09-01 for Veterinary Care for Shelter Animals. Mayor Pro Tem D.J. Ory made a motion to authorize City Manager to execute contract Councilmember Sandra Wilson seconded the motion. Ayes - All. Nays - None.

4. Hear Remarks from Visitors.

This time is set aside on the agenda to invite any person to address the Council on issues not subject to a public hearing. Routine administrative matters are best discussed with the appropriate City Staff before bringing them to the Council. Speakers should limit their comments to 3 minutes and are asked to speak into the microphone provided, identifying themselves for the record. The total amount of time set aside for this place on the agenda is 15 minutes. Comments of a personal nature directed at the Council or Staff are inappropriate.

Dwight Gentry, 408 Town North, Terrell, Texas, came before Council to request they pass the following Resolution at a further Council Meeting.

Resolution to Oppose the Privatization of Terrell State Hospital

WHEREAS, the City Of Terrell has successfully hosted the State Hospital located on 1200 Brin for the last 129 years;

WHEREAS, 970 Terrell area residents are employed at the Terrell State Hospital and the Terrell State Hospital is vital to the economic stability of our community by providing jobs with livable wages, affordable insurance and secure pensions for employees;

WHEREAS, a proposal has been made by the Department of State Health Services to contract out the responsibility of running the facility to a private corporation named Correct Care Solutions;

WHEREAS, Correct Care Solutions has no obligation to keep jobs in Terrell and has indicated they would provide a lower level of health care and pension benefits for employees;

WHEREAS, Correct Care Solutions and its parent company GEO Care have a history of mismanagement and patient abuse in facilities they operate across the county;

AND WHEREAS, Correct Care Solutions has not shown any evidence that they will improve the quality of services at the Terrell State Hospital or save taxpayer money, and the DSHS has not allowed for a transparent, open bidding process for the contract,

BE IT RESOLVED THAT the City of Terrell stands in opposition to the State of Texas giving control of the Terrell State Hospital to Correct Care Solutions.

10. Discuss and Consider Award of Bid for 2014 City Hall Parking Improvements Phase II.

Glenn Caldwell, Engineering Technician, Presented to Council for Discussion and Consideration Award of Bid for 2014 City Hall Parking Improvements Phase II. Mayor Pro Tem D.J. Ory made a motion to approve Award of Bid for 2014 City Hall Parking Improvements Phase II. Councilmember Sandra Wilson seconded the motion. Ayes - All. Nays - None.

11. Discuss and Consider Award of Contract for Professional Services to Tim F. Glendening & Associates for Management Services for 2014 Texas Community Development Block Grant Program (CDBG).

Mike Mikeska, Assistant City Engineer, Presented to Council for Discussion and Consideration Award of Contract for Professional Services to Tim F. Glendening & Associates for Management Services for 2014 Texas Community Development Block Grant Program (CDBG). Mayor Pro Tem D.J. Ory made a motion to approve Award of Contract for Professional Services to Tim F. Glendening & Associates for Management Services for 2014 Texas Community Development Block Grant Program (CDBG). Councilmember Sandra Wilson seconded the motion. Ayes - All. Nays - None.

12. Discuss and Consider Appointments to Terrell Park Board.

Mayor Pro Tem D.J. Ory made a motion to table Appointments to Terrell Park Board. Councilmember Sandra Wilson seconded the motion. Ayes - All. Nays - None.

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