

REGULAR CITY COUNCIL MEETING

NOVEMBER 16, 2010

7:00 P.M.

A Regular Meeting of the Terrell City Council was held on Tuesday, November 16, 2010 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 SANDRA WILSON
COUNCILMEMBER #3 RICKY JORDAN
COUNCILMEMBER #4 JACK JONES
COUNCILMEMBER #5 DON THURMAN**

1. Call to order.

Mayor Hal Richards called the meeting to order.

2. Invocation.

Councilmember Don Thurman gave the opening prayer.

3. Discuss and Consider Approval of Special City Council Workshop and Meeting Minutes of November 2, 2010 and Regular City Council Meeting Minutes of November 2, 2010.

Councilmember Sandra Wilson made a motion to approve the Special City Council Workshop and Meeting Minutes of November 2, 2010 and Regular City Council Meeting Minutes of November 2, 2010. The motion was seconded by Councilmember Don Thurman. Ayes – all; Nays – none. Motion carried.

4. Hear Remarks from Visitors.

None were made.

PUBLIC HEARING

5. a.) Conduct a Public Hearing to Receive Comment Regarding a Request for a Zone Change from Retail (R) to Multi-Family-22 (MF-22) on property located on S. Adelaide Street between Newton and Dallas Streets, described as Lots 1, 4A, & 4B, Block 38, Terrell Original Addition, City of Terrell, Kaufman County, Texas. (ZC-10-07).

Terry Capehart, Director of Municipal Development gave opening comments regarding a Request for a Zone Change from Retail (R) to Multi-Family-22 (MF-22) on property located on

S. Adelaide Street between Newton and Dallas Streets, described as Lots 1, 4A, & 4B, Block 38, Terrell Original Addition, City of Terrell, Kaufman County, Texas. (ZC-10-07). Mayor Hal Richards opened a Public Hearing to Receive Comment Regarding a Request for a Zone Change from Retail (R) to Multi-Family-22 (MF-22) on property located on S. Adelaide Street between Newton and Dallas Streets, described as Lots 1, 4A, & 4B, Block 38, Terrell Original Addition, City of Terrell, Kaufman County, Texas. (ZC-10-07). No one spoke for or against the Zone Change. Mayor Hal Richards closed the Public Hearing.

b.) Discuss and Consider Approval of Ordinance No. 2470 - Request for a Zone Change from Retail (R) to Multi-Family-22 (MF-22) on property located on S. Adelaide Street between Newton and Dallas Streets, described as Lots 1, 4A, & 4B, Block 38, Terrell Original Addition, City of Terrell, Kaufman County, Texas. (ZC-10-07).

Deputy Mayor Pro tem Ricky Jordan made a motion to approve Ordinance No. 2470 - Request for a Zone Change from Retail (R) to Multi-Family-22 (MF-22) on property located on S. Adelaide Street between Newton and Dallas Streets, described as Lots 1, 4A, & 4B, Block 38, Terrell Original Addition, City of Terrell, Kaufman County, Texas. (ZC-10-07). The motion was seconded by Councilmember Sandra Wilson. Ayes – all; Nays – none. Motion carried.

ORDINANCE NO. 2470

AN ORDINANCE OF THE CITY OF TERRELL, TEXAS, CHANGING THE ZONING FROM RETAIL (R) TO MULTI-FAMILY-22 (MF-22) ON A CERTAIN TRACT OF LAND, DESCRIBED AS LOTS 1, 4A AND 4B, BLOCK 38, OF THE TERRELL ORIGINAL ADDITION, CITY OF TERRELL, KAUFMAN COUNTY, TEXAS; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

NEW BUSINESS

6. Receive and Discuss Renaissance Hospital Report.

Robert Messer representing Renaissance Hospital Board presented to Council for discussion the Renaissance Hospital Report. Councilmember Don Thurman made a motion to accept Renaissance Hospital Report. The motion was seconded by Deputy Mayor Pro tem Ricky Jordan. Ayes – all; Nays – none. Motion carried.

7. Discuss and Consider Approval of Petition for Voluntary Annexation.

Mary Gayle Ramsey, City Attorney presented to Council for discussion and consideration a Petition for Voluntary Annexation. Mayor Pro tem Jack Jones made a motion to approve Petition for Voluntary Annexation. The motion was seconded by seconded by Councilmember Sandra Wilson. Ayes – all; Nays – none. Motion carried.

8. Discuss and Consider Approval of Resolution No. 667 - Setting Dates, Times and Places for Public Hearings on the Proposed Annexation of Certain Property by the City of Terrell, Texas and Authorizing and Directing the City Secretary to Publish Notice of Such Public Meetings.

Deputy Mayor Pro tem Ricky Jordan made a motion to approve Resolution No. 667 - Setting Dates, Times and Places for Public Hearings on the Proposed Annexation of Certain Property by the City of Terrell, Texas and Authorizing and Directing the City Secretary to Publish Notice of Such Public Meetings. The motion was seconded by Councilmember Sandra Wilson. Ayes – all; Nays – none. Motion carried.

9. Discuss and Consider Approval of Agreement for Professional Services with Freeman-Millican, Inc.

Steve Rogers, City Engineer presented to Council for discussion and consideration an Agreement for Professional Services with Freeman-Millican, Inc. Councilmember Don Thurman made a motion to approve Agreement for Professional Services with Freeman-Millican, Inc. in an amount not to exceed \$6,325. The motion was seconded by Deputy Mayor Pro tem Ricky Jordan. Ayes – all; Nays – none. Motion carried.

10. Discuss and Consider Approval of Ordinance No. 2471 – Amending Chapter 4, Building Regulations, Section 20: Alarm Systems; Adding Section N: Service Fees – New Installations-Exemptions.

Deputy Mayor Pro tem Ricky Jordan made a motion to approve Ordinance No. 2471 – Amending chapter 4, Building Regulations, Section 20: Alarm Systems; Adding Section N. : Service Fees – New Installations-Exemptions on first reading. The motion was seconded by Councilmember Don Thurman. Ayes – all; Nays – none. Motion carried.

ORDINANCE NO. 2471

AN ORDINANCE OF THE CITY OF TERRELL, KAUFMAN COUNTY, TEXAS AMENDING - CHAPTER 4, BUILDING REGULATIONS, SECTION 20; ALARM SYSTEMS; ADDING SECTION N SERVICE FEES- NEW INSTALLATIONS-EXEMPTIONS. PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

11. Discuss and Consider Approval of Ordinance No. 2472 – Budget Amendment.

Councilmember Don Thurman made a motion to approve Ordinance No. 2472 – Budget Amendment on first reading. The motion was seconded by Mayor Pro tem Jack Jones. Ayes – all; Nays – none. Motion carried.

ORDINANCE NO. 2472

AN ORDINANCE OF THE CITY OF TERRELL, TEXAS, AMENDING THE ANNUAL BUDGET FOR THE YEAR BEGINNING OCTOBER 1, 2010, AND ENDING SEPTEMBER 30, 2011, AS PASSED AND ADOPTED ON SEPTEMBER 21, 2010 TO PROVIDE FOR INCREASES IN CERTAIN ACCOUNTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

12. Discuss and Consider Approval of Ordinance No. 2473 – Amending Appendix 1, Section 28: Sewer Service Rates and Charges- Paragraph (5 and 6).

Mayor Pro tem Jack Jones made a motion to approve Ordinance No. 2473 – Amending Appendix 1, Section 28: Sewer Service Rates and Charges – Paragraph (5 and 6) on first reading. The motion was seconded by Councilmember Sandra Wilson. Ayes – all; Naves – none. Motion carried.

ORDINANCE NO. 2473

AN ORDINANCE OF THE CITY OF TERRELL, TEXAS, AMENDING APPENDIX 1, SECTION 28: SEWER SERVICE RATES AND CHARGES, PARAGRAPH (5 and 6) OF THE REVISED CODE OF ORDINANCES OF THE CITY OF TERRELL, TEXAS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

13. Discuss and Consider Appointments to Terrell Park Board.

Torry Edwards, City Manager presented to Council for discussion and consideration Appointments to Terrell Park Board. Deputy Mayor Pro tem Ricky Jordan made a motion to appoint Linda Heidelberg to replace Jon Leigh on the Terrell Park Board. The motion was seconded by Councilmember Don Thurman. Ayes – all; Naves – none. Motion carried. Ayes – all; Naves – none. Motion carried.

14. Discuss and Consider Agreement Between City of Terrell and Union Pacific Railroad.

Mike Sims, Assistant City Manager presented to Council for discussion and consideration an Agreement Between the City of Terrell and Union Pacific Railroad. Councilmember Don Thurman made a motion to approve Agreement Between City of Terrell and Union Pacific Railroad. The motion was seconded by Mayor Pro tem Jack Jones. Ayes – all; Naves – none. Motion carried.

CONSENT AGENDA

There were no items on Consent Agenda.

END OF CONSENT AGENDA

15. Adjourn into Executive Session in Accordance with Section 551 of the Texas Government Code to Discuss Section 551.071 – Consultation with Attorney.

This item was passed.

16. Reconvene into Regular Session and Consider Action, if any, on Item Discussed in Executive Session.

This item was passed.

17. 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