

MINUTES OF REGULAR BUSINESS MEETING
City of Stephenville - City Council
Tuesday, December 7, 2010, 5:30 P.M.

The City Council of the City of Stephenville, Texas, convened on December 7, 2010, at 5:30 p.m., in the Council Chambers at City Hall, 298 West Washington Street, for the purpose of a Regular Business Meeting, with the meeting being open to the public and notice of said meeting, giving the date, time, place and subject thereof, having been posted as prescribed by Chapter 551, Government Code, Vernon's Texas Codes Annotated, with the following members present, to wit:

Mayor	:	Nancy A. Hunter
Mayor Pro-Tem	:	Malcolm L. Cross
Council members	:	Joe E. Cude Don Zelman Russ McDanel Alan Nash Alan Nix Martha (Cashon) Taylor Scott Evans
Others Attending	:	Mark A. Kaiser, City Administrator Randy Thomas, City Attorney Cindy L. Stafford, City Secretary

I. Call to Order.

The meeting of the Stephenville City Council was called to order at 5:30 p.m. on Tuesday, December 7, 2010, by Mayor Hunter. She recognized recently married council member, Martha Cashon-Taylor.

II. Citizens' General Discussion. No one wished to address the council.

III. PLANNING AND ZONING COMMISSION—PUBLIC HEARING

Betty Chew, Director of Community Development, gave the staff report stating that the Planning and Zoning Commission recommends approval of this rezoning request.

A. PUBLIC HEARING to consider request to rezone from I "Industrial District" to R-2 "One-and-Two Family Residential District", part of Lot 1; Block 92; City Addition, located at 1485 North Bates Avenue.

Mayor Hunter opened a public hearing.

Speaking in Favor of the Rezoning Request:

DeVonna McNeill and Vickie McNeill, owners of the property, spoke explaining that the property received its zoning classification in 1969. Since that time other properties in this

area have been rezoned to residential status. This property was the residence of their parents, and having a residential classification will aid in the sale of the property.

Speaking in Opposition of Rezoning: No one.

Mayor Hunter closed the public hearing.

B. Consider Ordinance No. 2010-21 rezoning from I “Industrial District” to R-2 “One-and-Two Family Residential District”, part of Lot 1; Block 92; City Addition, located at 1485 North Bates Avenue.

MOTION by Scott Evans, second by Alan Nix, to adopt Ordinance No. 2010-21. MOTION CARRIED.

IV. ENVIRONMENTAL MANAGEMENT REPORT---Consider Approval of Amendment to IESI Corporation Contract

Chairman Russ McDanel gave the committee report that a 1.83% rate increase from IESI was discussed as well as options to incorporate curb side recycling options.

Mark Kaiser reported that residents had been asked to indicate their preference of three options: Option No. 1—Maintain the same service with the 1.83% increase, from \$10.08 to \$10.26 per month; Option No. 2—Reduce current garbage collection from two times to one time per week pick up and add a one time a week recycling pick up for \$12.54 per month; Option No. 3—Maintain two times per week garbage pick up plus one time a week recycling pick up for \$14.25 per month. Out of the 91 responses, 43 favored Option No. 1; 18 favored Option No. 2; and 30 favored Option No. 3.

Scott Belding, 126 Blue Jay, Stephenville, encouraged the council to initiate a recycling program as part of the IESI contract.

Marcy Tanter, 811 North Lydia, Stephenville, stated that recycling is a reasonable, logical way to reduce the waste sent to the landfill and is a means of protecting the environment for future generations. She said that it is not reasonable to levy a “tax” on all Stephenville households for curbside recycling as only a small percentage of the population will take advantage of the service at this time. “However, because recycling could be done by 100% of households, I propose that city council and IESI work together not only to educate the public about recycling and why it is important. I would also like to see you work together to build a new facility in town that is clearly visible to the public, it is easy to find, and is available several times a week for citizens to drop off paper, plastic, and perhaps, metal. The current facility is not adequate. It is not safe. It is not clean, and it is difficult to use, especially for the elderly and the handicapped. Not many people know it exists or where it is, so it is used less than it might be. TCEQ has grants for cities to use to improve recycling. There is money out there to help get a new facility built.”

Staci Bienevides, a student at Tarleton State University, said that a professor brought up the subject of recycling in class. She thinks it is really important to recycle and that she would be willing to pay an additional cost if that service were added to the current contract.

Following comments by council members, a motion was made by Don Zelman, second by Russ McDanel, to refer this matter back to the Environmental Management Committee. MOTION CARRIED.

V. NOMINATIONS COMMITTEE REPORT—Consider Approving the Appointments to Citizen Boards and Commissions

MOTION by Malcolm Cross, second by Alan Nix, to confirm the appointments listed below. MOTION CARRIED by the following vote:

Ayes: Council members Cude, Cross, Zelman, McDanel, Nash, Nix, Taylor, and Mayor Hunter.
Nays: Council member Evans.

Planning and Zoning Commission

Place 1 Richard Petronis
Place 3 Dell Burdick
Place 5 Matt Harpole
Place 7 Jerry Warren
Place 9 Metta Collier

Plumbing Board

Place 1 Steven Forbus
Place 3 J. D. Walker
Place 5 Bobby Mangrum
Place 7 Dan Rivers

Board of Adjustment

Place 1 Elizabeth Baxter
Place 3 Harvey Haynes
Place 5 Perry D. Elliott
Alternate: Moumin Quazi

Airport Advisory Board

Place 1 Bill Chandler
Place 3 Frank Burke
Place 5 Robert Couch
Place 7 Jubel Caldwell

Senior Citizens Advisory Board

Place 1 Tom Konz
Place 3 Jana Saucedo
Place 5 Jeremiah Dennis

Dangerous Buildings Abatement Board

Place 1 Brad Chilton
Place 3 Jeff Owens
Place 5 Michael D. Stephens

Building Board

Place 1 David Jaquess
Place 3 Danny Phillips
Place 5 Steve Bowman

Parks and Recreation Advisory Board

Place 1 Cary Strohmeier
Place 3 Jerry Lane
Place 5 David Phicha
Place 7 Katy Peak

Mechanical Board

Place 1 Bobby Mangrum
Place 3 James Walker
Place 5 Steven Deviney

Electrical Board

Place 1 Johnny Davis
Place 3 Mark Hunter
Place 5 David Bragg

Water Conservation Committee

Place 1 Sudarshan Kurwadkar
Place 3 Carol Thompson
Place 5 Hennen Cummings

Library Advisory Board

Place 1 Emily McLemore
Place 3 Shirley Bittenbinder (20th CenturyClub)
Place 5 Margie Derrick
Place 6 Unexpired term ends 12-31-11
Place 7

MOTION by Malcolm Cross, second by Russ McDanel, to appoint Katy Eichenberg to Place 6 of the Library Advisory Board and Michael Mason to Place 7 of the Library Advisory Board. MOTION CARRIED.

MOTION by Malcolm Cross, second by Alan Nash, to appoint Mark Littleton to the Erath County Appraisal District Board of Directors. MOTION CARRIED.

Mark Kaiser acknowledged the service of Bill Bailey, who has served as the city's representative to the Erath County Appraisal District Board of Directors for the past ten years. Kaiser thanked Bill Bailey for his years of service and his dedication to the affairs and business interests of the City of Stephenville.

VI. PERSONNEL COMMITTEE REPORT

A. Consider Approving Contract with Terry Hale/City-County Benefits Services

Committee chairperson Martha Taylor reported that Terry Hale has submitted a contract amendment providing for a \$1,600 increase in his rate. MOTION by Martha Taylor, second by Joe Cude, to approve the amendment to the contract with City-County Benefits Services. MOTION CARRIED.

B. Sick Leave Pool

Taylor reported that the committee discussed the creation of a sick leave pool policy. No action was taken, and this matter will be discussed at future committee meetings.

VII. PLANNING AND DEVELOPMENT COMMITTEE REPORT

A. City Park Master Plan

Committee chairman Scott Evans reported that this matter has been tabled.

B. Consider Approving Contract for Engineering Services with Schrickel Rollins & Associates, Inc. for Caporal Drive

Evans reported that at the time of the committee meeting no plans had been filed by Caporal Industries, Ltd. City Administrator Mark Kaiser reported that the day after the committee meeting, representatives from Caporal met with city staff, and a building permit has now been issued, and the company is in the process of pouring concrete.

MOTION by Scott Evans, second by Alan Nix, to approve the letter of agreement with Schrickel Rollins & Associates, Inc. for engineering and professional services on this project. MOTION CARRIED.

C. Consider Approving Contract for Engineering Services with Schrickel Rollins & Associates, Inc. for Forest Road

Evans stated that the committee discussed plans for Forest Road and Tab Street. Evans reported that there is interest by the property owners to move forward with the development of these areas; however, they are not ready at this time. The committee will consider this matter in the future.

VIII. CONSENT AGENDA

Alan Nash asked that Item B. be removed. MOTION by Alan Nix, second by Martha Taylor, to approve Items A., C., and D. MOTION CARRIED. Alan Nash received confirmation that only one bid was submitted for the window replacement at city hall. MOTION by Alan Nash, second by Martha Taylor, to approve Item B. MOTION CARRIED.

A. Approve Minutes of the Regular Council Meeting on November 2, 2010

B. Approve Bid Award for City Hall Window Replacement

C. Reject Street Sweeping Bid

D. Approve Loan Star Libraries Grant

IX. Comments by City Administrator

Mark Kaiser noted that Holly Jolly Christmas event will be celebrated on December 14 at the Downtown Plaza and the City Employees' Christmas Lunch will be held on December 17.

X. Comments by Council members

XI. EXECUTIVE SESSION. At 6:22 p.m., Mayor Hunter recessed the open portion of the meeting, and council went into executive session in compliance with the provisions of the Texas Open Meetings Law, Subchapter D, Government Code, Vernon's Texas Codes, Annotated, in accordance with

A. Sec. 551.072 Deliberations about Real Property—property located in Matthew Roberts Survey, A-0640, Erath County, Texas

B. Sec. 551.071(1)(A) Consultation with Attorney; pending or contemplated litigation—Internal Revenue Service Audit

The council reconvened in open session at 6:56 p.m.

XII. Action taken on matters discussed in executive session (if necessary)

XIII. Adjourn

MOTION by Alan Nix, second by Martha Taylor, to adjourn the meeting. MOTION CARRIED at 6:56 p.m.

Nancy A. Hunter, Mayor

ATTEST:

Cindy L. Stafford, City Secretary