

FARMERSVILLE CITY COUNCIL  
MEETING MINUTES  
June 14, 2011

The Farmersville City Council met in called regularly called session on June 14, 2011 at 6:00 p.m. in the Council Chamber at City Hall with the following members present: Mayor Joe Helmberger, Pansy Hundley, Paul Kelly, Billy Long, Russell Chandler and Jim Foy. Staff members present were Police Chief Mike Sullivan, Public Works Director Ben White, City Attorney Alan Lathrom, Fire Chief Kim Morris, Finance Director Daphne Hamlin and City Secretary Edie Sims.

CALL MEETING TO ORDER, ROLL CALL

Mayor Helmberger called the meeting to order. Edie Sims called the roll and announced a quorum was present. Mayor Helmberger welcomed all guests and visitors.

Mayor Helmberger announced that Audie Murphy Day will be celebrated Saturday June 18, 2011 with a parade and flyover at 10:00am.

CONSENT AGENDA

Mayor Helmberger requested the City Financial Reports, Code Enforcement/Animal Control Report for the month of May and the School Resource Officer Report for the month of May be pulled for discussion. Jim Foy motioned to approve all other items on the Consent Agenda with exception of Items B, D and E. Russell Chandler seconded the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Paul Kelly yes, Billy Long yes, Russell Chandler yes and Jim Foy yes. Motion passed with full Council approval.

Item B – City Financial Reports: Mayor Helmberger requested an understanding of the Investment Report. Finance Director Daphne Hamlin came before the Council and described the restricted moneys which are the C/O Tax Deposits for use on the Highway 380 expansion project; Customer Deposits restricted to return deposits to customers upon leaving our utility; and the C/O Rev Reserve restricted for bonds. The Water Tower Reserve has been collecting interest since 1999 and is available for use in the General Fund. TexStar 2005 is not restricted and available for use. TexStar 2006 is restricted for the Highway 380 relocation project. The General fund Reserve is unrestricted; however the City must maintain a minimum of 120 days of funding which amounts to approximately \$520,000 in case of an emergency. The Refuse Fund Reserve could possibly be used for street repairs. The Parks Improvement is not restricted and should be used by the Parks Board. The Electric and Water Fund Reserves are unrestricted as well. Jim Foy stated that sales tax revenues seem to be doing better than last year yet when informed by Ms. Hamlin the projected sales tax income was much higher last year than received. Ben White came before the Council stating changes he has encouraged and reported that he took Robert Lake's (auditor for the City with Rutherford, Taylor and Company) comments to heart and split items into a more structural manner which will also have a greater visibility of how expenditures are being made and supported. The method Mr. White has implemented will allow the tracking of all labor performed by City employees and allow tracing for fees to charge to customers.

Item D – Code Enforcement/animal Control Report for the month of May: Mayor Helmberger thanked the Code Enforcement Officer for the enforcement efforts. Mayor Helmberger requested a workshop to be held on the June 28, 2011 Council Meeting to discuss the policies for the Code Enforcement and Animal Control.

Item E – School Resource Officer Report for the month of May: Mayor Helmberger was given positive feedback regarding the SRO Officer and our Officer has met the expectations of the Farmersville Independent School District.

Jim Foy motioned to approve Items B, D, and E of the Consent Agenda with Paul Kelly seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Paul Kelly yes, Billy Long yes, Russell Chandler yes and Jim Foy yes. Motion passed with full Council approval.

**INFORMATIONAL ITEMS – UPDATE REGARDING STATUS OF GRANTS APPLIED FOR AND/OR RECEIVED BY THE CITY INCLUDING BONDS**

Public Works Director Ben White came before the Council informing of changes to each of the Grants and Projects. Mr. White is working with TxDOT regarding acquiring the engineer for the Safe Routes to School Grant and trying to cut down the time required for an RFQ process. Regarding the Sewer Line Grant, a camera was sent through the sewer lines and crushed lines were detected. Repairs of those lines will complete this project which should end no later than August 2011 with positive results regarding the infiltration problem. Mayor Helmberger requested an item on the next agenda to discuss the infiltration of the sewer lines.

The Southlake project is scheduled to be completed in July with alternate ADA compliant sidewalks.

The Main Street Grant with the Texas Capital Funds is expecting \$45,000 cash which will need to be in next year's budget.

Regarding the Chaparral Trail Grant through the Texas Parks and Wildlife, a match of \$50,000 is required by the Texas Parks and Wildlife which was proposed to be paid with Community Development funds. However the Community Development Corporation contends that they have not been asked nor have had formal action to set aside these funds for this specific project. More information will need to be submitted to the Community Development Board and a formal request made to move forward with this project.

The Light Exchange Grant has been completed as well as Phase 1 and 2 of the US 380 Utility Relocation project.

Phase III of the US 380 Utility Relocation project is being mapped out to execute the construction.

No other Informational Items were discussed.

**CONSIDER, DISCUSS AND ACT UPON ORDINANCE #O-2011-0614-001 ANNEXING PROPERTY AND ADOPTING THE RELATED SERVICE PLAN FOR THE PROPERTY LOCATED GENERALLY ALONG THE NORTHEASTERN QUADRANT OF THE INTERSECTION OF U.S. HIGHWAY 380 AND COUNTY ROAD 611 OWNED BY COLLIN COLLEGE, WHICH PROPERTY IS MORE PARTICULARLY DESCRIBED AS: APPROXIMATELY 76.337 ACRES OF LAND SITUATED IN THE W.B. WILLIAMS**

SURVEY, ABSTRACT NO. 952, AND BEING A PORTION OF A TRACT OF LAND DESCRIBED IN A DEED TO LOVELL INVESTMENTS, LTD. AS RECORDED IN VOLUME 5974, PAGE 2175 OF THE DEED RECORDS OF COLLIN COUNTY, TEXAS

Mayor Helmberger announced that all Public Hearings required have been met and a second reading for the Ordinance adoption is not required. Paul Kelly motioned to approve Ordinance # O-2011-0614-001 to annex the Collin College property with Russell Chandler seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Paul Kelly yes, Billy Long yes, Russell Chandler yes and Jim Foy yes. Motion passed with full Council approval.

CONSIDER, DISCUSS AND ACT UPON ORDINANCE # O-2011-0614-002 ANNEXING PROPERTY AND ADOPTING THE RELATED SERVICE PLAN FOR THE PROPERTY LOCATED GENERALLY ALONG THE SOUTHEASTERN QUADRANT OF THE INTERSECTION BETWEEN COUNTY ROAD 611 AND COUNTY ROAD 610 OWNED BY THE CITY OF FARMERSVILLE, TEXAS, WHICH PROPERTY IS MORE PARTICULARLY DESCRIBED AS: APPROXIMATELY 1.063 ACRES OF LAND SITUATED IN THE W.B. WILLIAMS SURVEY, ABSTRACT NO. 952, AND BEING A PORTION OF A TRACT OF LAND DESCRIBED IN A DEED TO CARL H. STORCK AND WIFE, VICKI L. STORCK AS RECORDED IN VOLUME 1173, PAGE 564 OF THE DEED RECORDS OF COLLIN COUNTY, TEXAS

Mayor Helmberger announced that all Public Hearings required have been met and a second reading for the Ordinance adoption is not required. Paul Kelly questioned the use of this particular piece of property. The original plan has been to exchange this parcel for a 50 foot right-of-way on the north and west side of the College's property to encourage Collin College to build a facility in Farmersville. Russell Chandler motioned to approve Ordinance # O-2011-0614-002 with Paul Kelly seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Paul Kelly yes, Billy Long yes, Russell Chandler yes and Jim Foy yes. Motion passed with full Council approval.

SECOND READING OF ORDINANCES - CONSIDER, DISCUSS AND ACT UPON ORDINANCE # O-2011-0426-002 AMENDING THE MASTER FEE SCHEDULE REGARDING WATER AND SEWER SERVICE FEES

With no discussion, Jim Foy motioned to approve Ordinance # O-2011-0426-002 with Billy Long seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Paul Kelly yes, Billy Long yes, Russell Chandler yes and Jim Foy yes. Motion passed with full Council approval.

SECOND READING OF ORDINANCES – CONSIDER, DISCUSS AND ACT UPON ORDINANCE # O-2011-0517-002 REVISING THE RECYCLABLE RATES

Paul Kelly motioned to approve Ordinance # O-2011-0517-002 with Russell Chandler seconding the motion. No further discussion was held by the Council. A poll of the Council was taken as follows: Pansy Hundley yes, Paul Kelly yes, Billy Long yes, Russell Chandler yes and Jim Foy yes. Motion passed with full Council approval.

PUBLIC HEARING – PUBLIC HEARING TO CONSIDER, DISCUSS AND ACT UPON REQUESTED VARIANCES FROM SECTION 5.102.6(A) OF THE FARMERSVILLE CITY CODE REGARDING THE SPACING REQUIREMENTS BETWEEN A SCHOOL AND A PLACE OF BUSINESS SELLING ALCOHOLIC BEVERAGES AND SECTION 5.102.6(H) OF THE FARMERSVILLE CITY CODE REGARDING THE PROHIBITION AGAINST THE SALE OF ALCOHOLIC BEVERAGES IN A RESIDENTIAL AREA AS REQUESTED BY MR. AMIN ALI TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES AT STOP-N-BUY, FORMERLY KNOWN AS MCCLOUD'S GROCERY STORE, WHICH IS LOCATED AT 316 NORTH MAIN STREET, FARMERSVILLE

At 6:47pm, a Public Hearing was opened by Mayor Helmberger who asked for those who were FOR the variance request to come forth. John Gamboa, attorney for Amin Ali, addressed the Council and presented his case as before a court. Questions were asked of Amin Ali including how long has Mr. Ali had his business at said location – answered 7 years; and to his knowledge has the Farmersville Police had to be called for assaults, drugs or other crimes – Mr. Ali stated no; if allowed to sell alcohol, who would be TABC certified with Mr. Ali stating that he is certified. Mr. Gamboa called Donnie Ketron to address the Council. Mr. Ketron, residing at 313 N. Main Street, stated he is for the variance request and has lived at his address directly across from the store for 5-6 years without any issues regarding the safety and welfare of his household. Answering Mr. Gamboa's questions, Mr. Ketron stated he did not feel there were any issues that would be detrimental to the safety and welfare of the citizens of Farmersville by allowing the sale of alcohol at 316 North Main. Mr. Ketron did state that there is an issue of traffic due to the rate of speed that already exists on North Main; however Mr. Ketron stated he hoped the Council would approve the variance request.

Mr. Gamboa called Bridgett Watkins to come before the Council. Ms. Watkins stated she lives across the street from the store at 311 N. Main Street and has lived there for 5 years. Answering Mr. Gamboa's questions, Ms. Watkins stated she did not have any issues with the sale of alcohol and felt there was not a detriment, safety or welfare concern if Stop-N-Buy sold alcohol. Ms. Watkins stated she is FOR the variance request.

Mr. Gamboa called Victoria Medrano to come before the Council. Ms. Medrano stated she lives at 104 Short Street near the Stop-N-Buy store where she is raising her 4 children. Ms. Medrano did not have any issues with the sale of alcohol and felt there was not a detriment, safety or welfare concern if Stop-N-Buy sold alcohol.

Mr. Gamboa called Curtis Godwin, who resides at 2154 CR 655, to come before the Council. Mr. Godwin stated Mr. Ali is an honest man and thinks he has been railroaded by not being allowed to sell alcohol and expressed he is FOR the variance request.

George Crump, residing at 401 N. Main, came before the Council presenting his concerns regarding the variance request as duplicated from the previous variance request. Mr. Ali's business has had trash issues that have been cited by the City which has been a continuous problem in the neighborhood. Mr. Crump's points of concern is having a business selling alcohol in a school zone; children walking to and from the Intermediate and Elementary Schools twice daily are in danger enough with the traffic and now adding additional traffic; the fact that the business in question is operating under a Specific Use in a residentially zoned area. The safety of the children must

come first and there are speed issues already. With more traffic, who will be responsible for the safety of the children? Mr. Crump stated he is OPPOSED the variance request.

Linda Duckworth, residing at 218 N. Main, came before the Council to state she lives 3 houses down from McCloud's. She too is concerned with the increase in traffic; the change of clientele who consume alcohol; other stores that sell alcohol are not located in a residential zone or in school zones. Ms. Duckworth asked the Council to vote AGAINST the variance request.

Michael Hesse, residing at 103 Murchison and directly across the street from the store, came before the Council and stated nothing has changed since the last time Mr. Ali requested a variance. The school zone issue is still the same, the residential issue is still the same, the school property is still the same and nothing has changed to justify the variance being approved. Mr. Hesse stated he is definitely AGAINST the variance request.

Dale Neal, residing at 411 N. Main, stated he voted against having the City go wet. Nothing has changed to prompt the variance being approved. Mr. Neal stated he has no personal issues but is OPPOSED to the sale of beer and wine at this location.

Tiffany Hesse, residing at 103 Murchison, questioned the number of times Mr. Ali may request a variance. Ms. Hesse stated her concerns of the sale of alcohol in a school zone and a residential area.

Mayor Helmberger closed the Public Hearing at 7:18pm.

Council began their discussion of the topic with Jim Foy stating there is a problem with the Ordinance in how it is interpreted. Mr. Foy questioned whether a variance was needed at all. According to Texas Alcohol and Beverage Commission and the City of Farmersville's Ordinance, alcohol sales are not permitted within 300' of a school. Mr. Foy interprets this as where the school building is located; whereas the City Manager interprets this as any property owned by the school. Mr. Ali's store has been zoned by law allowing retail sales. This then would allow the sale of beer and wine.

Pansy Hundley stated that parents take their children to Tatum Elementary which means that little traffic would be by children walking. Ms. Hundley questioned why the sale of beer and wine would be any worse from Stop-N-Buy than at Feagin's, Brookshire's and Exxon where beer and wine are currently sold. Ms. Hundley stated she too voted to keep Farmersville dry, but Mr. Ali should have the right to sell alcohol like the other stores in town. Paul Kelly stated he interprets the sale of alcohol should not be within 300' from school owned property. Billy Long agreed that alcohol should not be sold within 300' from school owned property. Mr. Long stated he sees this as a residential area which is congested already; adding sales of alcohol will intensify the congestion. The biggest concern for Mr. Long is the children's safety and alcohol sales in a residential area.

Russell Chandler stated the children and picked up to and from the school by parents whereas there are not unattended children. Traffic doesn't become an issue until after school hours. As an Emergency Medical Technician with the Farmersville Fire Department, Mr. Chandler stated he has not seen a huge influx of calls directly

resulting from alcohol. Mr. Chandler also stated he felt the interpretation should be the placement of the school's building and not school owned parking lot.

Jim Foy motioned to approve both variances with Russell Chandler seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Paul Kelly no, Billy Long no, Russell Chandler yes and Jim Foy yes. Motion passed with approval of three votes yes to two votes no.

**CONSIDER APPOINTMENTS OF COUNCIL LIAISON TO ALL DEPARTMENTS, BOARDS AND COMMISSIONS**

Mayor Helmberger opened this item stating he has considered all the applicants and positions requiring replacements on all Boards and Commissions. Mayor Helmberger read his suggestions as follows:

*Building and Property Standards Commission:* Mayor Helmberger requested this vacancy remain vacant and ask for more volunteers

*Community Development Corporation:* New members David Reynolds and Del Sergent. Outgoing members Doug Dann and Alicia Wisdom.

*Economic Development Corporation:* Craig Overstreet has asked to have his position filled as his job is out of town making the meetings difficult. New members Bob Collins and Chris Lair. Outgoing members were Craig Overstreet and Joe Helmberger.

*Library/Civic Center Board:* New member Betty Sergent replacing David Reynolds

*Parks and Recreation Board:* New members Susan Dann, Del Sergent and Tom Waitschies. Outgoing members were Russell Chandler, Angie Rios – who was not sworn in for last years' term, and Betty Sergent.

*Planning and Zoning Commission:* New members Betty Sergent, Craig Overstreet and tom Waitschies. Outgoing members were Marianne Politz, Delvin Sergent and George Crump

*Senior Citizens Advisory Committee:* New member Tom Waitschies replacing Betty Sergent

**CONSIDER APPOINTMENTS OF COUNCIL LIAISON TO ALL DEPARTMENTS, BOARDS AND COMMISSIONS**

Mayor Helmberger opened the floor to allow Council to nominate and make appointments for Liaisons with the final results as follows:

*Building and Property Standards Commission:* Paul Kelly

*Community Development Corporation:* Billy Long

*Economic Development Corporation:* Joe Helmberger

*Library/Civic Center Board:* Jim Foy

*Parks and Recreation Board:* Russell Chandler

*Planning and Zoning Commission:* Paul Kelly

*Senior Citizens Advisory Committee:* Pansy Hundley

## DISCUSSION AND POSSIBLE ACTION REGARDING THE ANNUAL PUBLIC FUNDS INVESTMENT REVIEW

City Manager John Moran informed the Council that the Public Funds Investment Policy is in compliance and the City has been awarded a certificate by the Government Treasurer's Organization of Texas that states the investment policy and standard for prudent public investing meets the requirements for the two-year period ending October 2012. Jim Foy stated he would like to modify the Authorized Investment and only have items 2 (Certificates of deposit and share certificates as permitted by Government Code 2256.010) and 8 (Public funds investment pools as permitted by Government Code 2256.016). Mayor Helmberger stated he did not want to limit ourselves for future investing. Per Mr. Moran, any investment would be reported even though historically the City of Farmersville has only opted to use CD's and investment pools. According to the policy, a Resolution must be adopted after Council has reviewed the policy. A Resolution is to be prepared and brought back to the Council for the July meeting. No action was taken by the Council at this time.

## CONSIDER AND POSSIBLE ACTION REGARDING BUDGET AMENDMENTS TO THE 2010-2011 FISCAL YEAR BUDGET

An amendment was presented to the Council for the Electric Fund during the 2010-2011 Fiscal Year Budget. A cost decrease was due to the electric rate study and legal services increased due to the new contract. An increase in maintenance is due to JD Russell which will be transferred to Capital Expenditures. With only \$179,000 in reserves, City Manager John Moran found that the electrical distribution does not have insurance whatsoever and is specifically excluded from our TML insurance policy. Since we are a municipally owned electric service provider, we will require special insurance coverage. Our reserves are not sufficient to cover a catastrophic event. No action was taken by the Council at this time.

## DISCUSSION AND POSSIBLE ACTION RELATIVE TO THE EXISTING DOWNTOWN PARKING ORDINANCE

Appreciation was expressed by Mayor Helmberger to the downtown merchants during the investigation of possible issues regarding parking in the downtown area. Since there are not issues regarding parking on the south or north parking lots behind the buildings on the square, the Council concurred to remove those references. Since the original ordinance was in place, the City now has a curfew ordinance which has helped with loitering.

## DISCUSSION CONCERNING THE PARKING LOT AT THE FARMERSVILLE FIRST BAPTIST CHURCH

Mayor Helmberger stated that the City acquired grant funds which allowed the concreting of the parking lot in front of the First Baptist Church. The Church agreed to lease the property for 25 years, however the lease document has not been found by either the Church or the City. Since the Church has leased this property for 13 of the 25 years, Mayor Helmberger offered that the Zoning Ordinance be changed to clean up this issue. Also truck parking behind the Onion Shed needs to be taken out as the current Ordinance refers to that area as Railroad Street which has not been upgraded and refurbished as Farmersville Parkway. Jim Foy asked to extend the 48 hour rule to City parking lots to keep from being used as storage areas; a vehicle should be cited

after non movement parking after 48 hours. Paul Kelly stated residents or businesses should have a free pass regarding parking. Mayor Helmberger asked to have this topic return to the July 12<sup>th</sup> meeting for further discussion with changes as mentioned.

CONSIDER AND POSSIBLE ACTION RELATIVE TO RESOLUTION # R-2011-0614-001 REGARDING THE SALE OF SURPLUS PROPERTY FROM THE FARMERSVILLE POLICE DEPARTMENT

Police Chief Mike Sullivan stated an abundance of old equipment was taking up space and needed to be auctioned off by Rene' Bates Auctioneering to get some funds back. Billy Long motioned to approve Resolution # R-2011-0614-001 permitting the sale of surplus property with Paul Kelly seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Paul Kelly yes, Billy Long yes, Russell Chandler yes and Jim Foy yes. Motion passed with full Council approval.

UPDATE CONCERNING THE CODIFICATION OF CITY ORDINANCES

City Attorney Alan Lathrom informed the Council that the final draft is being processed for errors or mistakes and checking against current ordinances for proper recognition of ordinances. Municode can have the final product 4-6 weeks after they receive the final draft. Mr. Lathrom informed the Council that no changes were made during the codification process regarding notification to the neither public nor public hearing procedures. An ordinance will be presented for final approval by the Council. Mayor Helmberger requested this item be added to the next meeting.

DISCUSSION CONCERNING THE CITY OF FARMERSVILLE'S SIGN ORDINANCE

Digital and electronic signs have not been addressed in a long time. Mayor Helmberger stated that the Marketing Committee had discussed installing an electronic sign; however the existing sign ordinance will not allow this type of sign. Other committees were asked for their comments with very little response. The general comment made was in respect to flashing signs. Jim Foy stated concerns of looking like Princeton. Mayor Helmberger asked to be given the opportunity for a message board. Jim Foy stated he is concerned of the sign changing more than 2 hours as the existing sign ordinance permits. Council asked to check the authority and have this item discussed within the proper committee.

UPDATE CONCERNING MUNICIPAL COURT PAST DUE WARRANT COLLECTION ACTIVITIES

Per City Manager John Moran, the collection firm is just now getting ramped up. The City has submitted 775 warrants accounting for \$295,000 in overdue court fines and presently \$4,642.00 has been collected. The collection firm is just now getting started due to setup time and 1,600 letters have been mailed out recently. Mr. Moran stated it appears to be a good turnaround. The Council requested a monthly report which should be available to City Staff and report the collections.

UPDATE RELATIVE TO THE LAND EXCHANGE BETWEEN THE CITY OF FARMERSVILLE AND THE COLLIN COUNTY COMMUNITY COLLEGE

No discussion was held on this item as this topic was discussed during the Item IV-B of this agenda.

DISCUSSION AND POSSIBLE ACTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY RELATIVE TO A SANITARY SEWER OVERFLOW INITIATIVE AGREEMENT

Per an inspection performed by Texas Commission on Environmental Quality (TCEQ), several violations were found. Since then the City has enrolled in the Sanitary Sewer Overflow Initiative (SSO) to follow a plan approved by TCEQ which keeps the City from further action from TCEQ as a protective effort. Mayor Helmberger stated this is a positive effort by the City. Jim Foy motioned to approve authorizing the City Manager to sign an agreement with TCEQ regarding the SSO Initiative with Paul Kelly seconding the motion. A poll of the Council was taken as follows: Pansy Hundley yes, Paul Kelly yes, Billy Long yes, Russell Chandler yes and Jim Foy yes. Motion passed with full Council approval.

EXECUTIVE SESSION: DISCUSSION OF MATTERS PERMITTED BY THE FOLLOWING SECTIONS OF TEXAS GOVERNMENT CODE CHAPTER 551:

- A. SECTION 551.071, CONSULTATION WITH CITY ATTORNEY – REGARDING REX THAIN, ET UX V. CITY OF FARMERSVILLE, ET AL; CAUSE NUMBER 429-01299-2010.
- B. SECTION 551.071, CONSULTATION WITH CITY ATTORNEY, AND SECTION 551.086, COMPETITIVE MATTERS OF A PUBLIC POWER UTILITY
  1. CONSIDERATION, DISCUSSION AND ACTION REGARDING COMPETITIVE MATTERS OF THE CITY-OWNED PUBLIC POWER UTILITY AS ALLOWED BY SECTION 551.086 OF THE TEXAS GOVERNMENT CODE FOR PURPOSES OF MAINTAINING THE CONFIDENTIALITY OF CERTAIN INFORMATION RELATING TO COMPETITIVE ELECTRIC UTILITY MATTERS ENGAGED IN OR TO BE ENGAGED IN BY THE CITY OF FARMERSVILLE.
- C. SECTION 551.074, DISCUSSION OF PERSONNEL MATTERS
  1. CONSULTATION WITH CITY MANAGER REGARDING HEALTH ISSUES AND TEMPORARY WORK SCHEDULE

Council exited into Executive Session at 8:21pm.

Council reconvened Regular Session at 9:03pm.

No items were discussed from Executive Session.

REQUEST FOR CONSIDERATION OF PLACING ITEMS ON FUTURE AGENDAS

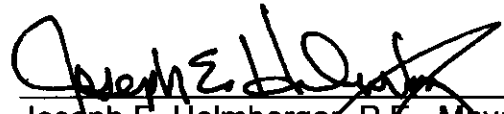
- Russell Chandler requested the following be placed on future agendas:  
Revisit Ordinance # 2009-34 regarding the City Manager's authority as it is vague. Discuss a plan of action for disciplining employees or the use of a 3<sup>rd</sup> party. The ordinance reads and suggests that the City Manager has absolute and total rule.
- Jim Foy requested to receive an update regarding the plans for Phase 3 of the Highway 380 Utility Relocation Project.
- Mayor Helmberger requested to discuss the slopes of roofs.

- Jim Foy requested to discuss having the audit placed on the website.
- Russell Chandler requested renaming streets, more particularly Prospect and other streets that have been broken and are not contiguous.

ADJOURNMENT

Council adjourned at 9:04p.m.

APPROVED

  
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Joseph E. Helmberger, P.E., Mayor

ATTEST

  
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Edie Sims, City Secretary

