

**CITY OF TEMPLE MINUTES
REGULAR MEETING OF THE TEMPLE CITY COUNCIL
MONDAY, February 4, 2008 – 6:30 P.M.
TEMPLE CITY HALL**

CALL TO ORDER

Mayor Ford called the regular meeting of the Temple City Council to order at 6:30 p.m. with the following members present constituting a quorum: Councilmember Richard Bracknell; Councilmember Larry Estvanko; Councilmember Larry Mann; Councilmember Hiley Miller; and Councilmember William Simmons.

INVOCATION

Jay Mann with the First Methodist Church Youth Ministry gave the invocation.

CONSENT AGENDA

Mr. Simmons made a motion to approve the consent agenda second by Mr. Mann unanimous by Council.

PLANNING AND ZONING: There was not anything to discuss this month under planning and zoning.

Mayor Ford made a change to the agenda by moving forward to New Business (1) National FFA Week. Mayor Ford recognized Katie Murray with Temple High School's FFA Club and presented them with a proclamation honoring them for all their achievements.

OLD BUSINESS

1. **RULES OF DECORUM:** Mr. Bracknell made a motion to make the following amendments to the Rules of Decorum second by Mr. Simmons. The motion was approved on a vote of 4-1 with Mr. Estvanko voting against.
 - a. Move the Reading of the Minutes to the Consent Agenda.
 - b. Under Order of Business; add Closing Comments by the Mayor and Council before Executive Session.
 - c. Under Section Three – Decorum; Paragraph (B) Rules for the Speaker; add The speaker will be defined as the person speaking during public comment and for or against an agenda item. (Section Four, Paragraph A and Section Four, Paragraph B.)
 - d. Under Section Three- Decorum; Paragraph (D) Enforcement of Rules; remove and/or a written citation issued for disrupting a public meeting and add under the next paragraph (3) The rule of enforcement begins with the adoption of the Rules of Decorum.
 - e. Under Section Four – Public Participation; Paragraph (B) Public Participation on an Agenda Item; add to the last sentence by signing in before the assigned time for the meeting to begin.

Mr. Bracknell made a motion to accept the Rules of Decorum as amended second by Mr. Simmons. The motion was approved on a vote of 4-1 with Mr. Estvanko voting against.

WATER ARRANGEMENT POLICY: Sam Russell; Public Works Director presented the council with an amended water arrangement policy that included provisions for health related issues. Mr. Estvanko made a motion to approve the new policy second by Mr. Mann unanimous by Council.

NEW BUSINESS

1. **Beer and Wine License/Package Only:** Mr. James Barlow Jr. requested to change the name on the beer and wine license for Super Foods (Quik Thrift). He explained there was not a change in ownership; but a change in the name on the license due to the original owner having a terminal illness. Mr. Mann made a motion to approve the request second by Mr. Simmons unanimous by Council.
2. **Villa Rosa Estates – Street Paving:** Mr. Gregory Parks came before the mayor and council to request that the streets in the Villa Rosa Subdivision be paved. He explained that he would like for all the streets to be considered to be repaved; but the one in most need is Villa Rosa Road from Flying J's to Bar J Road. Mayor Ford said the section of this road from the intersection of Double D Road to the second intersection of Villa Rosa Townhomes were on the LARP Program and were scheduled to be repaved. He also asked Mr. Parks to identify the roads in most need and submit it to city hall.
3. **Planning and Zoning Nomination:** Mrs. Miller postponed her nomination.
4. **DDA Nominations:** Mrs. Jenny Mann advised the Mayor and Council that she would like to step down from the DDA Committee and this would leave four openings that would need to be filled. She recommended the following names to fill the vacancies on the DDA Committee: (1) Richard Bracknell, (2) Lisa Zaikowseay, (3) Ginger Dufour, (4) Wayne Petty, and (5) Gayla Bearden. Mr. Estvanko recommended Don Bearden instead of Gayla Bearden. After discussion, Mr. Estvanko made a motion to approve the following; Don Bearden, Ginger Dufour, Wayne Petty, and Lisa Zaikowseay second by Mr. Bracknell unanimous by Council.
5. **Ethics Committee Nomination 3rd Member:** Mr. Estvanko nominated Mr. Dave Stitcher and Mr. Bracknell nominated Mr. John Dufour. The Mayor called for a vote and the vote was in favor of Mr. John Dufour. Mr. Bracknell made a motion to accept Mr. Dufour as the third member of the Ethics Committee second by Mr. Mann unanimous by Council.
6. **Temple Municipal Court:** Chief Repetto gave to the mayor and council a proposal to move Municipal Court from City Hall to the Police Department. He explained that he would be using drug seizure funds for the preparation and furniture to get the room ready. He thinks everything should be ready to have the first session at the police department on the first Tuesday in April. After discussion, Mr. Bracknell made a motion to move court to the police department second by Mr. Mann unanimous by Council.

7. **Zoning Reversion Request for Bell Terrace and Temple Terrace:** Mr. Jeff Camp explained that he had come before the mayor and council in 2005 to have his property rezoned from MFR to SF. He said due to the economy he had not been able to build the houses he had proposed to build and would like to have this property revert back to the old zoning so he will be able to move mobile homes back in and receive some revenue off this property. He said he presented to the mayor a copy of his request and a code section that said if he did not do anything with this property within a certain time; then it would revert back to the old zoning. Mayor Ford said that Mr. Bickford, Codes Enforcement Officer informed him that to his knowledge the city had not adopted that section of the codes. Mr. Camp was advised he would have to fill out a new application and have this brought back before the planning commission.
8. **Check Signatures:** Mr. Bracknell made a motion to add Mayor Pro Tem, Larry Mann to the signature cards second by Mr. Simmons unanimous by Council.

PUBLIC COMMENTS: Mrs. Linda Walden from 440 Centerpoint Road spoke on the Rules of Decorum. She also asked to be able to address Chief Repetto about the blackberry phones. Mr. Estvanko made a motion to allow Mrs. Walden to address the Chief about the blackberry phones second by Mrs. Miller unanimous by Council. Mrs. Vickie Gover from 305 Double D Road spoke on Codes Enforcement.

MAYOR AND COUNCIL COMMENTS: Mr. Bracknell made a motion to add the following to the amendment of the Rules of Decorum second by Mr. Estvanko unanimous by Council.

- a. Under Section Four- PUBLIC PARTICIPATION; Paragraph D; remove timely fashion and add will give a response within three business days.

EXECUTIVE SESSION: Mr. Simmons made a motion to adjourn in order to go into executive session at 8:12 p.m. second by Mr. Mann unanimous by Council.

Mr. Bracknell made a motion to return to regular session at 9:41 p.m. second by Mr. Simmons unanimous by Council.

A motion for adjournment was made by Mr. Simmons second by Mr. Mann unanimous by Council.

Rick Ford, Mayor

Kim Pope, City Clerk