



CITY COUNCIL
CITY of McLendon-Chisholm, Texas
January 12, 2016
Minutes

City Council Present:	Gary Moody	Mayor
	Steve Hatfield	Mayor Pro-Tem
	Gary Lovell	Council Member
	Jerry Klutts	Council Member
City Council Absent:	Jack Pullen	Council Member
	Patrick Short	Council Member
Staff Present:	David Butler	City Administrator
	Stephanie Galanides	City Secretary

Mayor Moody called the meeting to order at 6:30 p.m. Mayor Pro Tem Hatfield delivered the invocation. The Pledges of Allegiance were recited.

CITIZENS COMMENTS

Stuart Maberry, 21 Fireside Drive, expressed concerns regarding adequacy of water supply over the previous months.

Presentation of Check to McLendon-Chisholm Volunteer Fire Department.

Representatives of the McLendon-Chisholm Volunteer Fire Department were not yet in attendance because the Department was dispatched for a call. Presentation was deferred to later in the meeting.

CONSENT AGENDA

- a. **Consideration and action on approval of minutes from the City Council Special Meeting held on December 1, 2015.**
- b. **Building Official Report for the month of November 2015.**
- c. **Rockwall County Sheriff Activity for the months of November and December 2015.**
- d. **McLendon-Chisholm Volunteer Fire Department and EMS Activity for the month of November 2015.**

MOTION: APPROVE THE CONSENT AGENDA.

MOTION MADE: LOVELL
SECONDED: KLUTTS
APPROVED: UNANIMOUS (Absent: Pullen, Short)

Application of Mandy Goggans for a Specific Use Permit to use the structure situated on Tract 47 in the K. Latham Survey Abstract 0133 (1251 Hwy 205) as a School (Commercial Instruction).

Presentation of Request.

Mandy Goggans presented and answered questions regarding the proposed use of the structure situated at 1251 Hwy 205 for a school that provides an educational development program for children ages four months to five years using the PlayWisely program.

PUBLIC HEARING

The Mayor opened a public hearing to receive comments regarding the application for a specific use permit at 6:37 p.m. Tom and Janet Richmond, owners of the subject property expressed support for the request. Maberry inquired regarding plans for future expansion. Goggans stated that the existing was sufficient for

the foreseeable future. There being no others present to speak in support of or in opposition to the proposed use, Moody closed the public hearing at 6:43 p.m.

Planning and Zoning Commission Report.

City Administrator Dave Butler reported that the Planning and Zoning Commission voted unanimously on January 5 to recommend approval of a specific use permit.

Discussion, Consideration and potential action regarding the application.

MOTION: APPROVE ORDINANCE 2016-01 GRANTING A SPECIFIC USE PERMIT TO USE THE STRUCTURE SITUATED ON TRACT 47 IN THE K. LATHAM SURVEY ABSTRACT 0133 (1251 HWY 205) AS A SCHOOL (COMMERCIAL INSTRUCTION).

MOTION MADE: HATFIELD
SECONDED: KLUTTS
APPROVED: UNANIMOUS (Absent: Pullen, Short)

Discussion, consideration and potential action regarding Resolution 2016-01R Appointing a City Attorney.

MOTION: APPROVE RESOLUTION 2016-01R APPOINTING DAVID PASCHALL TO PERFORM CITY ATTORNEY DUTIES.

MOTION MADE: HATFIELD
SECONDED: KLUTTS
APPROVED: UNANIMOUS (Absent: Pullen, Short)

Discussion, consideration and potential action regarding Resolution 2016-02R Approving Order Calling a Special Election to be held on May 7, 2016 to Determine whether the Tax Rate Adopted for 2015 will be Reduced to the Rollback Tax Rate in accordance with Texas Tax Code Section 26.07.

MOTION: APPROVE RESOLUTION 2016-02R APPROVING ORDER CALLING A SPECIAL ELECTION TO BE HELD ON MAY 7, 2016 TO DETERMINE WHETHER THE TAX RATE ADOPTED FOR 2015 WILL BE REDUCED TO THE ROLLBACK TAX RATE IN ACCORDANCE WITH TEXAS TAX CODE SECTION 26.07.

MOTION MADE: KLUTTS
SECONDED: HATFIELD
APPROVED: UNANIMOUS (Absent: Pullen, Short)

Presentation, discussion, consideration and potential action regarding Rockwall County Radio System Tower.

Bobby Jones of RCC Consultants presented and answered questions regarding options for sites for a radio tower (transmitter site) as part of the County-wide Public Safety Radio Communications system project. Items discussed included coverage, locations, elevations, height, situation of other antennas on the tower and effect on property values. County Commissioner Dennis Bailey participated in the discussion. Further discussion and action were deferred to January 26 in order for more of the Council to be present.

Presentation of Check to McLendon-Chisholm Volunteer Fire Department.

Mayor Moody presented two checks to the McLendon-Chisholm Volunteer Fire Department. One check resented partial payment of monies allocated in the Annual Budget for Fiscal Year 2015-2016. The second check represented proceeds from the October 17, 2015 Country Fest Event. Fire Chief Robert Jones and Lieutenant Herman Larkin accepted the checks on behalf of the Fire Department.

Discussion, consideration and potential action regarding Subdivision Regulations pertaining to Water Supply Determination for New Construction.

Mayor Pro Tem Hatfield provided background regarding discussions about how best to ensure adequate water flow for new development. The Council directed staff to prepare an amendment to the City's subdivision regulations pertaining to requirements for a water distribution modeling analysis for consideration at the next City Council meeting. No action was taken by the Council.

Discussion, consideration and potential action regarding Citizen of the Year.

The Mayor requested that the Council consider nominations for Citizen of the Year for consideration during a future meeting. No action was taken by the Council.

Presentation, discussion, consideration and potential action regarding the Financial Reports for the months of October and November 2015.

Ray Smith, owner and manager of Ray Smith CPA, presented and answered questions regarding the financial reports for October and November 2015. Smith stated that the reporting method for the City's financials had been revised and were prepared using the accrual method of accounting.

MOTION: APPROVE THE FINANCIAL REPORTS FOR THE MONTHS OF OCTOBER AND NOVEMBER 2015.

MOTION MADE: HATFIELD
SECONDED: LOVELL
APPROVED: UNANIMOUS (Absent: Pullen, Short)

City Administrator Report

Butler provided updates regarding the status of City Hall construction and sanitary sewer line repairs in the Sonoma Verde addition.

EXECUTIVE SESSION

Mayor Moody adjourned the meeting for a brief recess at 7:47 P.M. Moody reconvened then adjourned the meeting to go into Executive Session (Closed Meeting) in accordance with Government Code §551.071: Consultation With Attorney, to conduct a private consultation with the City Attorney to seek advice about pending or contemplated litigation or on a matter in which the duty of the attorney to the City Council under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act at 7:55 p.m. The Mayor reconvened the meeting at 8:25 p.m. and stated that no action was taken in executive session.

MOTION: ADJOURN THE MEETING (8:25 P.M.).


MOTION MADE: HATFIELD
SECONDED: LOVELL
APPROVED: UNANIMOUS (Absent: Pullen, Short)

APPROVED:



Gary L. Moody, Mayor

ATTEST:



Stephanie Galanides, City Secretary

