

CITY OF RENO
REGULAR CITY COUNCIL MEETING
6:00 P.M. FEBRUARY 8, 2010
160 BLACKBURN STREET
RENO CITY HALL

MINUTES

- I. Call to Order. Mayor Heuberger called meeting to order at 6:00 P.M.
- II. Invocation. Led by Pastor Jimmy Ellis from Leesville Baptist Church.
- III. Pledge of Allegiance to United States and Texas Flags.
- IV. Roll Call. All present. Also present Mayor Heuberger, City Attorney David Hamilton, and City Secretary Cara Hubbard taping the minutes.
- V. THE ITEMS IN THIS AGENDA MAY BE DISCUSSED AND VOTED ON IN ANY ORDER THE PRESIDING OFFICER MAY PREFER.
- VI. Citizens may issue comments for topics that do not appear on this agenda. In accordance with existing law, the City Council cannot discuss, deliberate or take action on any item or topic that is not so scheduled on this agenda. Public comments requiring action or deliberation of the council may be scheduled on following regular agendas. Comments limited to three (3) minutes.

*****Council member Jerry McFadden was excused from Public Hearing due to Conflict of Interest at 6:05 P.M.*****

- VII. **“PUBLIC HEARING”** –regarding a zone change request for a 6.7-acre tract of land North of Cripple Creek Drive from Agriculture to R-2: Residential, as requested by Cassidy Fortner, owner.
Present speaking against the zone change was Sherry Welch 644 Anderson Road; Arlie Perrier 6560 Inwood Drive for reasons of traffic and drainage concerns; William Sharp 480 Cripple Creek due to there are several houses for sale in that area already. Present to speak for the zone change was Ted Fortner. Mayor Heuberger closed the Public Hearing at 6:37 P.M.
- VIII. Discuss/take action regarding a zone change request for a 6.7-acre tract of land North of Cripple Creek Drive from Agriculture to R-2: Residential, as requested by Cassidy Fortner, owner.
Council member Chapman moved, with a second from Mayor Pro tem Jordan, to grant the zone change request for a 6.7-acre tract of land North of Cripple Creek Drive from Agriculture to R-2: Residential, as requested by Cassidy Fortner, owner. Motion carried 4-0 with Council member Jerry McFadden abstaining.

***Council member Jerry McFadden returned to open session at 6:37 P.M. ***

IX. New Business: Discussion:

- a. Monthly report from the Fire Department. No Action Taken.
- b. Financial Update/Statement of Position: Checking Accounts, Saving Accounts, Investments and Statement of Revenue and Expenditures. No Action Taken.
- c. Refinancing of the 1997 and 1999 certificates of obligation. No Action Taken.

X. New Business: Discussion and Action on.

- a. Approval of monthly bills and purchase orders.
Council member Nichols moved, with a second from Council member Chapman, to approve monthly bills and purchase orders. Motion carried 5-0.
Council member McFadden abstained from check #18205.
- b. Approval of the January 11th regular City Council meeting.
Council member McFadden moved, with a second from Council member Chapman, to approve minutes after changes are made. Motion carried 5-0.
- c. Report from Fire Chief Committee.
Council member Chapman addressed the Council reporting the committee would like to nominate Chad Graves to be Fire Chief.
- d. Selection by council of RVFD fire chief for remaining term.
Council member Nichols moved, with a second from Council member Ashmore, to elect Chad Graves RVFD Fire Chief for remaining term. Motion carried 5-0.
- e. Resolution No. 513.5: Ordering Election. *La resolución numero 513.5: elección de orden.*
Mayor Pro-Tem Jordan moved, with a second from Council member Nichols, to approve Resolution No. 513.5: Ordering the Election. Motion carried 5-0.
- f. Sgt. Sugg to TML sponsored taser training in Texarkana March 4th, 2010.
Council member Chapman moved, with a second from Council member Ashmore, to allow Sgt. Sugg to attend TML sponsored taser training in Texarkana March 4th, 2010. Motion carried 5-0.
- g. Chief McCarthy to DPS sponsored TDex training in Sulphur Springs February 10, 2010.
Council member Ashmore moved, with a second from Council member McFadden, to allow Chief McCarthy to DPS sponsored TDex training in Sulphur Springs February 10, 2010. Motion carried 5-0.
- h. Signing MOU with DPS to participate in the TDex program.
Mayor Pro tem Jordan moved, with a second from Council member McFadden, to sign MOU with DPS to participate in the TDex program. Motion carried 5-0.
- i. Vehicle purchase from Paris Chevrolet under the Criminal Justice Division grant.
Council member Chapman moved, with a second from Council member Nichols, to allow Chief McCarthy to purchase vehicle from Paris Chevrolet under the Criminal Justice Division grant. Motion carried 5-0.

- j. Hiring Funding Solutions (Ginger Cook) to write new CJD grant for 2010.
Mayor Pro tem Jordan moved, with a second from Council member Ashmore, to hire Funding Solutions (Ginger Cook) to write new CJD grant for 2010. Motion carried 5-0.
- k. Equipment purchases under the Criminal Justice Division grant.
Council member Chapman moved, with a second from Council member Nichols, to authorize Chief McCarthy to purchase equipment under the Criminal Justice Division grant. Motion carried 5-0.

XI. Old Business: Discuss take action on.

- a. Mayor to appoint person to fill vacancy on the Economic Development Committee left by Brad Osborne's resignation.
Mayor Heuberger appointed Bobby Anthony to fill vacancy on the Economic Development Committee left by Brad Osborne's resignation.
- b. Adopting Ordinance No. 327.1 amending budget for the fiscal year October 1, 2009 through September 30, 2010.
 - 1. Amendment for notification services.
 - 2. Amendment for Criminal Justice Grant.
 Council member Chapman moved, with a second from Mayor Pro tem Jordan, to adopt Ordinance No. 327.1 amending budget for Warning System and Criminal Justice Grant. Motion carried 5-0.
- c. Enter into contract with CTY connect for notification services.
Council member McFadden moved, with a second from Council member Ashmore, to enter into contract with CTY connect for notification services. Motion carried 5-0.
- d. City of Reno's Web site. No Action Taken.
- e. Prior request for street repairs for Haning Drive as requested by Mrs. Rodgers, findings of jurisdiction over the street, and working with Lamar County Commissioner Wheeler to resolve any dispute and make sure everyone is on the same page.
Council member Chapman moved, with a second from Council member Ashmore, to authorize Mayor Heuberger to find out who has legal jurisdiction over the roads that are in dispute and work out a solution with County Commissioners & City of Paris to resolve these problems. Motion carried 5-0.
- f. Proactively working with Lamar County to resolve any disputes involving streets and clarify jurisdiction for any disputed territory to prevent any future problems.
Council member Chapman moved, with a second from Council member Ashmore, to authorize Mayor Heuberger to find out who has legal jurisdiction over the roads that are in dispute and work out a solution with County Commissioners & City of Paris to resolve these problems. Motion carried 5-0.

XII. EXECUTIVE SESSION-The council may enter into closed or executive session to discuss the following:
Council member McFadden moved, with a second from Council member Ashmore, to enter into Executive Session at 7:12 P.M. Motion carried 5-0.

- a. Texas Government Code Sections 551.071 (Consultation with attorney).
 - 1. Lamar County Water supply contract.
 - 2. Encroachment of water line at 5370 Briana Drive.
 - 3. Status of S.E.P. with the Texas Association of Resource Conservation and Development Areas, Inc.
- b. 1. Texas Government Code Sections 551.076 (Deliberations regarding Security Devices).

XIII. Return to Open Session: Discussion and Action on.
Council member McFadden moved, with a second from Council member Ashmore, to return to Open Session at 8:20 P.M.

- a. Texas Government Code Sections 551.071 (Consultation with attorney).
 - 1. Lamar County Water supply contract.
Council member Ashmore moved, with a second from Council member Nichols, to take no action on this and to have City Attorney to continue negotiations with Lamar County Water Supply. Motion carried 5-0.
 - 2. Encroachment of water line at 5370 Briana Drive.
Mayor Pro tem Jordan moved, with a second from Council member Chapman, to rescind any variance and or exception given that may or may not have allowed encroachment on the City of Reno's right of way at the property located at 5370 Brianna Drive. Motion carried 4-1 with Council member Nichols opposing.
Council member Chapman moved, with a second from Council member Ashmore, to have City Attorney continue with legal action regarding encroachment of water line at 5370 Brianna Drive. Motion carried 4-1 with Council member Nichols opposing.
 - 3. Status of S.E.P. with the Texas Association of Resource Conservation and Development Areas, Inc.
Council member McFadden moved, with a second from Council member Nichols, to take no action. Motion carried 5-0.
- b. 1. Texas Government Code Sections 551.076 (Deliberations regarding Security Devices). Council member McFadden moved, with a second from Council member Chapman, to award contract to Advanced Alarm System for the requested Security Devices and Monitoring. Motion carried 5-0.

XIV. Adjourn.

ATTEST:

City Secretary, Cara Hubbard

Mayor, William Heuberger