



**CITY COUNCIL WORKSESSION, PUBLIC HEARING, & REGULAR MEETING  
CELINA COUNCIL CHAMBERS, 302 W. WALNUT STREET  
TUESDAY, AUGUST 13, 2013  
5:00 P.M. Worksession/Regular Session/ 6:30 P.M. Public Hearing/Action**

**MINUTES**

**WORKSESSION/REGULAR SESSION 5:00 P.M.**

**I. CALL TO ORDER AND ANNOUNCE A QUORUM PRESENT:**

*Mayor Sean Terry called the meeting to order at 5:05 p.m. Council members present were Chad Anderson, Bill Webber, Vincent Ramos, George Kendrick, Wayne Nabors and Mayor Pro Tem Carmen Roberts.*

**II. WORKSESSION/COMMITTEE REPORTS/STAFF REPORTS:**

- A. El Puente de Celina presentation of activities. *Stacy Arias, Dagoberto Rodriguez and Councilman Ramos gave an overview of their organization's mission.*
- B. Proposed Budget FY 2013-2014. *Finance Director Jay Toutounchian told council the proposed budget was ready for approval and went over the adoption process.*
- C. New City of Celina website presentation. *Assistant to the City Manager Michael Montgomery presented the new website to the city council.*
- D. Keeping of Fowl (Chickens) Survey results. *Assistant to the City Manager Michael Montgomery presented the results of the citizen survey regarding the keeping of chickens in the city. 359 surveys were received. Sixty-five percent were in favor. Thirty-five percent were opposed.*
- E. Proposed 25 mph speed limit in the Heritage Subdivision. *Heritage Homeowners Association Member Dewey Isham spoke about the need to slow traffic down in his neighborhood. Police Chief Mark Metdker suggested taking this item to the Public Safety Committee next week for further study and input.*

*The City Council convened into executive session with City Attorney Lance Vanzant and City Manager Mike Foreman at 5:55 p.m.*

**III. EXECUTIVE SESSION:**

City Council will convene into Executive Session pursuant to Texas Government Code Section 551.072 Deliberation Regarding Real Property, to deliberate the purchase, exchange, lease, or value of real property, Section 551.071 Consultation with Attorney, to seek the advice of the City Attorney or other legal counsel concerning pending or contemplated litigation or, on a matter in which the duty of the attorney (s) to the City under the Texas Disciplinary Rules of Professional conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act, 551.074 Personnel, to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee.

- A. Property located generally south of FM 455, east of SH289, north of FM 1461 and west of FM2478
- B. Paul Jones employment appeal

**RECONVENE INTO OPEN SESSION**

*The City Council reconvened into open session at 6:41 p.m.*

1. Consider and act upon item A; a resolution of the City Council of the City of Celina, Texas, approving and authorizing the purchase of certain real property.

*Councilman Nabors moved to approve (the purchase of property) Item A as discussed in executive session Councilman Webber seconded. Motion carried. 6-yes;0-no.*

2. Consider and act upon item B as discussed in executive session.

*No action was taken on item B.*

#### **PUBLIC HEARING/ACTION ITEMS 6:30 P.M.**

#### **IV. PLEDGE OF ALLEGIANCE/INVOCATION:**

*Mayor Terry introduced Wesley Hinerman and Bishop Presswood, students who spent the day with Mayor Terry and were awarded "Mayor for a Day" recognitions and led the pledge of allegiance. Pastor Cliff Lester gave the invocation*

*Mayor Pro Tem Roberts was excused from the meeting and left at 6:55 p.m.*

#### **V. PROCLAMATIONS/PRESENTATIONS/OATHS OF OFFICE:**

*Mayor Terry recognized Nancy Underwood and Mollie Huie for their Cajun Fest donations and presented them with framed posters from the event.*

*Mayor Terry introduced Gina Gage (and other volunteers) with a proclamation for the "Clothe a Child" program taking place on October 12<sup>th</sup> for Celina area children.*

#### **VI. OPEN FORUM:**

*Leonard Baudino of 115 Hillside in Willock Hills complained about roosters crowing and running loose. H does not agree with chickens in the city limits.*

*David Whiteman of 312 W. Walnut, Chamber of Commerce, supported the item on the agenda for a beer garden during Balloonfest.*

*Trae Flesher of 302 S. Oklahoma read a statement in support of backyard flocks of chickens in support of a greener, healthier lifestyle. She requests that residents be allowed to keep chickens on their property.*

#### **VII. CONSENT AGENDA:**

- A. Consider and act upon approval of minutes from: 07/09/2013.
- B. Consider and act to ratify signature of a License, Indemnification and Hold Harmless Agreement by and between the City of Celina and Landmark/Celina West, L.P., for parking at the Celina Balloon Festival signed by the City Manager.
- C. Consider and act to ratify signature of annual renewal agreements for employee benefits by and between the City of Celina and TML Intergovernmental Employee Benefits Pool. (Continuation of Coverage Administrative Agreement, Premium Only Service Agreement, Health Reimbursement Service Agreement, Health Reimbursement Arrangement Plan and Limited Post Deductible Health Reimbursement Arrangement Plan)
- D. Consider and act to approve an amendment to an Interlocal Agreement with Collin County for Fire Protection Services in unincorporated areas of the Celina Fire District.
- E. Consider and act upon approval of a contract with BRW Architects for Architectural Services.

*Councilman Webber moved to approve the Consent Agenda. Councilman Ramos seconded. Motion carried. 5-yes;0-no.*

#### **VIII. PUBLIC HEARING/ACTION:**

- A. The Celina City Council will conduct a public hearing to consider testimony and take action on a ordinance amending the City's Code of Ordinances, Chapter 14: Zoning, Article 14.01 General provisions, Section 14.01.007 Definitions, to amend the Concrete or asphalt batching plant

(temporary) definition; and Chapter 14: Zoning, Article 14.05 Development Standards and Use Regulations, to add Division 9, Temporary and Permanent Concrete and Asphalt Batch Plants.

*City Planner Ben Rodriguez presented the proposed ordinance and answered questions. Mayor Terry opened the public hearing. No comments were received. The hearing was closed. Councilman Webber moved to approve the ordinance (2013-21) with stipulations that (operations cease) at 7:00 p.m., with only one 30 day extension. Councilman Anderson seconded. Motion carried. 5-yes;0-no.*

- B. The Celina City Council will conduct a public hearing to consider testimony and take action on RP-13-03 a residential replat request on approximately ±6.093 acres of land situated in the North Preston Lakes Phase II Addition, Block F, Lots 9 & 10, and is more commonly known as 3489 North Preston Lakes Drive.

*City Planner Ben Rodriguez presented the re-plat. Mayor Terry opened the public hearing. No comments were received. The hearing was closed. Councilman Webber moved to approve item B. Councilman Kendrick seconded. Motion carried. 5-yes;0-no.*

#### **IX. ACTION ITEMS:**

- A. Consider and act upon a proposed Ad Valorem Tax rate of \$.645 (M&O .461565, I&S .183435) and set public hearing dates of Monday, August 26, 2013 at 6:00 p.m. and Tuesday, September 3, 2013 at 6:00 p.m.

*Councilman Nabors moved to approve a proposed Ad Valorem Tax Rate of \$.645, (M&O .461565, I&S .183435). Councilman Anderson seconded. Councilman Anderson voted yes. Councilman Webber voted yes. Councilman Ramos voted yes. Councilman Nabors voted yes. Councilman Kendrick voted yes. Mayor Pro Tem Roberts was absent. Motion carried. 5-yes;0-no.*

- B. Consider and act upon a request from Goal Post Catering for a temporary waiver from Celina Code of Ordinances Chapter 8, Offenses and Nuisances, Article 8.01 General Provisions, Section 8.01.002 Consumption of Alcoholic Beverage in a Public Place, to run a Beer Garden in Old Celina Park during Balloon Fest, Friday, September 13, 2013 (5pm-10pm), Saturday, September 14, 2013 (12pm-11pm) and Sunday, September 15, 2013 (12pm-5pm).

*Councilman Webber moved to approve item B. Councilman Ramos seconded. Motion carried. 3-yes;2-no. (Councilman Nabors, Councilman Kendrick)*

- C. Consider and act upon an ordinance of the City of Celina, Texas, amending the Celina Code of Ordinances Chapter 12: Traffic and vehicles; Article 12.03 Operation of vehicles; Division 2, Traffic Schedules; Section 12.03.051 Speed Limits by revising the enumeration of speed limits for specific streets (Heritage Subdivision).

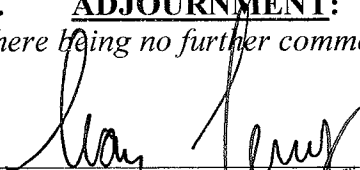
*Mayor Terry suggested this item be taken to the Public Safety Committee. Councilman Roberts moved to table item C until the Public Safety Committee Meeting on August 20<sup>th</sup>. Councilman Nabors seconded. Motion carried. 5-yes;0-no.*

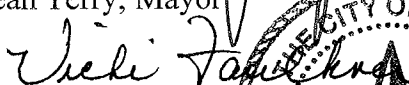
- D. Consider and act upon an ordinance of the City Council of Celina, Texas, amending the City's Code of Ordinances, Chapter 2: Animal Control; Article 2:05: Livestock and Fowl.

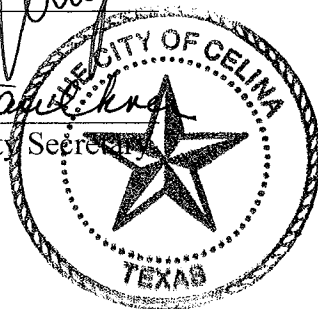
*Councilman Webber moved to approve item D (Ordinance No. 2013-23)as stated. Councilman Ramos seconded. Motion carried. 5-yes;0-no.*

#### **X. ADJOURNMENT:**

*There being no further comment Mayor Terry adjourned the meeting at 7:22 p.m.*

  
Sean Terry, Mayor

  
Vicki Faulkner, City Secretary



09/10/13  
Date Minutes approved