

REGULAR MEETING

June 10, 2014

7:00 p.m.

A Public Hearing was held concerning the request for zoning change on H Bush Abstract, Tract 83 located at 401 NE Second Street..

There being a quorum present, Mayor Saunders called the meeting to order at 7:05 p.m.

Council members present: Rick Neumayer, Ann Fessenden, and. Bruce Franklin.

Absent: Greg Allen and Brandon Blue

Neumayer made a motion to approve the Consent Agenda to include the Minutes to the last meeting and budget review and payment of bills. Fessenden seconded the motion. Votes:

For – Neumayer, Fessenden, and Franklin

Against – None

Passed – 3-0

Public Comment:

- Jessica Faulk stated that she was concerned about the condemnation of 706 SW Third. She said that the weather had delayed her from January through March. Mayor Saunders stated that this condemnation had been working since 2009, but agreed to give her until the July meeting to address each item in the list of substandard items in a plan for correction.

The following Ordinance was read for consideration:

AMENDMENT TO ZONING ORDINANCE

A CHANGE IN ZONING DESIGNATION FROM SF-2 RESIDENTIAL TO C-2 COMMERCIAL AS SET FORTH IN CHAPTER 10, SECTION 3.2 OF THE CODE OF ORDINANCES OF THE CITY OF KERENS, TEXAS

WHEREAS, the City Council of the City of Kerens, Texas, acting upon the recommendation of the Zoning Commission of the City of Kerens, being one and the same as the City Council, has voted by a majority of its members to amend the zoning to change the zoning designation to C-2 Commercial for the entire tract identified as:

H Bush Abstract, Tract 83 located at 401 NE Second Street

This zoning amendment shall stand until such time as the amendment is no longer necessary. If substantial construction has not begun on the project which this zoning change has been granted within a period of twelve (12) months after the date such permit is granted, the zoning of the property covered by said permit shall automatically revert to its pervious zoning without notice to any party.

Neumayer made a motion to pass the Resolution as presented. Fessenden seconded the motion. Votes:

For – Neumayer, Fessenden, and Franklin

Against – None

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Passed – 3-0

The following Resolution was read for consideration:

RESOLUTION

A RESOLUTION AUTHORIZING CONTINUED PARTICIPATION WITH THE ATMOS CITIES STEERING COMMITTEE; AND AUTHORIZING THE PAYMENT OF FIVE CENTS PER CAPITA TO THE ATMOS CITIES STEERING COMMITTEE TO FUND REGULATORY AND RELATED ACTIVITIES RELATED TO ATMOS ENERGY CORPORATION

WHEREAS, the City of Kerens is a regulatory authority under the Gas Utility Regulatory Act (GURA) and has exclusive original jurisdiction over the rates and services of Atmos Energy Corporation, Mid-Tex Division (Atmos) within the municipal boundaries of the city; and

WHEREAS, the Atmos Cities Steering Committee (ACSC) has historically intervened in Atmos rate proceedings and gas utility related rulemakings to protect the interests of municipalities and gas customers residing within municipal boundaries; and

WHEREAS, ACSC is participating in Railroad Commission dockets and projects, as well as court proceedings and legislative activities, affecting gas utility rates; and

WHEREAS, the City is a member of ACSC; and

WHEREAS, in order for ACSC to continue its participation in these activities which affects the provision of gas utility service and the rates to be charged, it must assess its members for such costs; NOW THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KERENS, TEXAS:

I.

That the City is authorized to continue its membership with the Atmos Cities Steering Committee to protect the interests of the City of Kerens and protect the interests of the customers of Atmos Energy Corporation, Mid-Tex Division residing and conducting business within the City limits.

II.

The City is further authorized to pay its 2014 assessment to the ACSC in the amount of five cents (\$0.05) per capita.

III.

A copy of this Resolution and approved assessment fee payable to "Atmos Cities Steering Committee" shall be sent to:

Jay Doegey
Co-Chair, Atmos Cities Steering Committee
c/o Arlington City Attorney's Office, Mail Stop 63-0300
P.O. Box 90231
Arlington, Texas 76004-3231

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Neumayer made a motion to pass the Resolution as presented. Fessenden seconded the motion. Votes:

For – Neumayer, Fessenden, and Franklin

Against – None

Passed – 3-0

Neumayer made a motion to execute a new Interlocal Agreement with TML IEBP to accommodate their name change to TML MultiState IEBP. Fessenden seconded the motion. Votes:

For – Neumayer, Fessenden, and Franklin

Against – None

Passed – 3-0

After some discussion, Council set a Budget Workshop for June 24, 2014 at 7:00 pm.

Operations

- **Code Enforcement** – Officer Covey's report showed that he had done 3 occupancy inspections, abated vehicles, and had 10 lots mowed.
- **Water Dept.** – Scott reported that repair to the south tower exterior ladder has been ordered.
- **Sewer Dept.** – No new problems.
- **Street Dept.** – No new problems.
- **Police Dept.** – Chief Miers is attending school at A & M.
- **Animal Control** – No new problems.
- **Court** – No problems to report.
- **Tax Dept.** – 92.04% of current taxes collected as of May 31, 2014.
- **Office** – No problems.
- **Grants** – No new information.
- **Economic Development** – Kelly Harris has purchased two pieces of property on NE Second
- **Long Range Planning** – Mayor Saunders stated that he wants to work on downtown building requirements.

Neumayer made a motion to adjourn the meeting. Fessenden seconded the motion. Votes:

For – Neumayer, Fessenden, and Franklin

Against – None

Passed – 3-0

With no further business to transact, Mayor Saunders adjourned the meeting at 7:40 p.m.

Jeffrey Saunders, Mayor

Attest:

Cindy Scott, City Secretary