

SPECIAL MEETING

November 13, 2014

7:45 a.m.

There being a quorum present, Mayor Saunders called the meeting to order at 7:00 p.m. Council members present: Rick Neumayer, Brandon Blue, Greg Allen, Ann Fessenden, and Bruce Franklin.

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

For – Neumayer, Blue, Allen, Fessenden and Franklin

Against – None

Passed – 5-0

Public Comment

- None

Sherry Paul addressed the council concerning the dog bite she received at the Cotton Harvest Festival. She stated that she does not feel that the decision made by the Kerens Municipal Court regarding the dog was appropriate. She stated that she wanted to see the dog put down.

Michael Crawford presented Sherry's lost time and medical costs of \$1,013.71. He feels that someone should be held responsible, be it the City, Cotton Harvest Festival, KISD, or the dog owner.

City Attorney, Kerri Donica stated that Sherry's statements made tonight did not agree with the statement she signed before court. Ms. Donica also stated that a city council meeting was not the time or place to argue a civil case.

Mayor Saunders instructed the two attorneys to meet and discuss the options.

Pamela Carroll addressed the council as Chairman of the Cotton Harvest Festival. She requested a ban of dogs and pets at all events held in the City. She thinks this should be done before the next event.

Mayor Saunders promised that the city was working on this already and that something would be in place as soon as possible.

Alderman Franklin introduced a resolution and order and moved for its adoption.

The Resolution was as follows:

There came on to be considered the returns of an election held on the 4th day of November, 2014, for the purpose of approving "the legal sale of all alcoholic beverages including mixed beverages", and it appearing from said returns, duly and legally made, that there were cast at said election 236 valid and legal ballots; that each of options in said election received the following votes:

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FOR 135
AGAINST 101

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

That said election was duly called; that notice of said election was given in accordance with law, and that said election was held in accordance with law, and that the measure was duly approved at said election.

It is further found and determined that in accordance with the order of this governing body the Secretary posted written notice of the date, place and subject of this meeting on the bulletin board located in the City Hall, a place convenient and readily accessible to the general public, and said notice having been so posted and remaining posted continuously for at least 72 hours preceding the scheduled time of said meeting. A copy of the return of said posting shall be attached to the minutes of this meeting and shall be made a part thereof for all intents and purposes.

The motion was seconded by Alderman Allen, and the motion carrying with it the adoption of the resolution and order prevailed by the following vote:

For – Neumayer, Blue, Allen, Fessenden and Franklin
Against – None
Passed – 5-0

Allen made a motion to approve Mayor Saunders appointments of Ann Fessenden, Diane Billingsley, Deena Davis, Taylor Davis, Carol Kamp, Jean Hopmann, Rodney Glasgow, Roy Ivey, Pamela Carroll, Tyrone Bailey, Doris Townsel, and Jimmy Glenn to the Health and Beautification Committee for the coming year. Deena Davis was elected President of the Committee, Ann Fessenden was elected Vice President, and Pamela Carroll was elected Secretary. Neumayer seconded the motion. Votes:

For – Neumayer, Blue, Allen, Fessenden and Franklin
Against – None
Passed – 5-0

Neumayer made a motion to abandon the unused utility easement through Lot 19 of Block 2 in the Gray Addition. Franklin seconded the motion. Votes:

For – Neumayer, Blue, Allen, Fessenden and Franklin
Against – None
Passed – 5-0

Fessenden made a motion to approve Mayor Saunders and Cindy Scott as the Selection Review Team for Grant #7214259. Blue seconded the motion. Votes

For – Neumayer, Blue, Allen, Fessenden and Franklin
Against – None
Passed – 5-0

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Neumayer made a motion to deny Mike Byrd's request to place a storage building on Noble Block 2 Lot 8 located at 700 SW Third Street. No accessory building is allowed without a primary structure on the lot that is zoned SF-2. Blue seconded the motion. Votes:

For – Neumayer, Blue, Allen, Fessenden and Franklin

Against – None

Passed – 5-0

After some discussion with Tana Travis of the TABC, Blue made a motion to schedule a Special Meeting on Tuesday, November 18, 2014 to finalize the Ordinances needed to regulate the lawful consumption and sale of alcoholic beverages in the City of Kerens. Neumayer seconded the motion. Votes:

For – Neumayer, Blue, Allen, Fessenden and Franklin

Against – None

Passed – 5-0

Operations

- **Code Enforcement** – Officer Covey reported 3 citations written, 3 vehicles abated, and 11 lots mowed this month. He also informed the council that the south wall of the building located at 11 S. Colket Avenue fell during the night last night.
- **Water Dept** – water loss is still running high
- **Sewer Dept** – no major problems to report
- **Street Dept** – reclaimed asphalt taken from SH 309 has been donated to the City by TxDot
- **Police Dept** – Chief Myers stated that he is looking forward to hosting TABC training for the entire county on December 8th
- **Animal Control** – No new problems
- **Court** – No problems to report
- **Tax Dept** – First check of 2014 taxes received in the amount of \$90,810.17 which is 34.07% of taxes collected as of October 31, 2014
- **Office** – No problems to report
- **Grants** – Scott stated that an application for the next grant funding cycle is drawing near. Council agreed that up grading the SCADA system, the sewer line under SH31 and possible replacement of the South Tower are top on the list
- **Economic Development** – No new information
- **Long Range Planning** – Mayor Saunders informed the council of the plans made by the Health and Beautification Committee to host a Community Involvement meeting on December 5th at the KESA building

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

For – Neumayer, Blue, Allen, Fessenden and Franklin

Against – None

Passed – 5-0

With no further business to transact, Mayor Saunders adjourned the meeting at 8:29 p.m.

Jeffrey Saunders, Mayor

Attest:

Cindy Scott, City Secretary