

REGULAR MEETING

October 6, 2015

7:00 p.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, and Ann Fessenden

Absent: Greg Allen and Bruce Franklin

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, Blue, and Fessenden

Against – None

Passed – 3-0

Public Comment:

- none

The following Ordinance was read for consideration:

TEXAS MUNICIPAL RETIREMENT SYSTEM

AN ORDINANCE PROVIDING FOR THE PARTICIPATION IN THE TEXAS MUNICIPAL RETIREMENT SYSTEM AND THE SUPPLEMENTAL DEATH BENEFITS FUND BY THE CITY OF KERENS, TEXAS; AND TO MAKE CURRENT SERVICE AND PRIOR SERVICE CONTRIBUTIONS TO THE CITY'S ACCOUNT IN THE BENEFIT ACCUMULATION FUND OF THE TEXAS MUNICIPAL RETIREMENT SYSTEM AT THE ACTUARIALLY DETERMINED RATE OF TOTAL EMPLOYEE COMPENSATION.

WHEREAS, Subtitle G of Title 8 of the Government Code, as amended (herein after referred to as the "TMRS Act"), relating to the Texas Municipal Retirement System (the "System"), authorizes the governing body of each city or town to elect, at its option, to have one or more of the city departments participate in such System; and

WHEREAS, the City Council of the City of Kerens, Texas, finds that it will be in the public interest for the City to have its employees participate in the System as hereinafter provided; now, therefore,

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

Section 1. The City Council of the City of Kerens, Texas, on behalf of said City, hereby exercises its option and elects to have this City and all of the employees of all departments now existing and those hereafter created participate in the System as provided in the TMRS Act.

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Section 2. The Mayor is hereby directed to notify the Board of Trustees of the System that this City has elected to participate and have the employees of this City covered in said System.

Section 3. Each person who becomes an employee of this City on or after the effective date of participation of this City whose position shall require more than 1,000 hours per year shall become a member of the System as a condition of their employment.

Section 4. Each employee of this City who is a member of the System is eligible to retire and receive a service retirement annuity if the member has at least 20 years of credited service in the System performed for one or more municipalities that have adopted a like provision under Section 854.202(g) of the TMRS Act.

Section 5. In accordance with the provisions of the TMRS Act, the deposits to be made to the System on account of current service of the employees of the several participating departments are hereby fixed at the rate of **6 percent (5%, 6% or 7%)** of the full earnings of each employee of said departments.

Section 6. Each employee who qualifies for such credit shall be allowed "prior service credit" (as defined in Section 853.101 of the TMRS Act) at the rate of **one hundred percent** of the "base credit" of such member, calculated in the manner prescribed in Section 853,105 of said Act.

Section 7. For each month of current service rendered to this City by each of its employees who are members of the System, the City elects to provide for each such member at the time of his or her retirement, a sum that is **100 percent (100%, 150%, or 200%)** of such member's accumulated deposits for such month of employment; and said sum shall be a liability of the City's account in the benefit accumulation fund.

Section 8. The City Secretary is hereby directed to remit to the Board of Trustees of the System, at its office in Austin, Texas, the city contributions to the System and the amounts which shall be deducted from the compensation or payroll of employees, all as required by said Board under the provisions of the TMRS Act, and the said official is hereby authorized and directed to ascertain and certify officially on behalf of this City the prior service rendered to the said municipality by each of the employees of the participating departments, and the average prior service compensation received by each of the employees of the participating departments and make and execute all prior service certifications and all other reports and certifications which may be required of the City under the provisions of the TMRS Act, or in compliance with the rules and regulations of the Board of Trustees of the System.

Section 9. The City hereby elects to participate in the Supplemental Death Benefits Fund of the System for the purpose of providing in-service death benefits for each of this City's employees who are members of said System, and for the purpose of providing post-retirement death benefits for annuitants whose last covered employment was as an employee of this City, in the amounts and on the terms provided for in Sections 852.004, 854.601 through 854.605, 855.314, 855.408, and 855.502 of Title 8 Subtitle G, of the Texas Government Code, as amended.

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Section 10. The City is hereby authorized and directed to notify the Director of the System of adoption of this ordinance, and of the participation of this City in said Fund.

Section 11. Pursuant to Section 855.407(g) of the TMRS Act, the City hereby elects to make future normal and prior service contributions to its account in the benefit accumulation fund of the System at such combined rate of the total compensation paid by this City to employees who are members of the System, as the System's actuary shall annually determine as the rate necessary to fund, within the amortization period determined as applicable to this City under the TMRS Act, the costs of all benefits which are or may become chargeable to or are to be paid out of this City's account in said accumulation fund, regardless of other provisions of the TMRS Act limiting the combined rate of City contributions.

Section 12. The provisions of this ordinance shall become effective on the 1st day of November 2015.

Neumayer made a motion to pass and approve the Ordinance as read. Blue seconded the motion. Votes:

For – Neumayer, Blue, and Fessenden
Against –None
Passed – 3-0

Neumayer made a motion to approve the following budget amendments for FYE 9/30/16:

Account Name	Original Budget	Adjustment	New Amount
Admin Retirement Plan (water)	446.00	710.00	1,156.00
Public Works Retirement Plan (water)	1,816.00	3,752.00	5,568.00
Admin Retirement Plan (sewer)	240.00	383.00	623.00
Public Works Retirement Plan (sewer)	978.00	1,845.00	2,823.00
Admin Misc (water)	1,835.00	(1825.00)	10.00
Admin Misc (sewer)	1,617.00	(1,607.00)	10.00
Reserves O & M (water)	6,300.00	(2,637.00)	3,663.00
Reserves O & M (sewer)	29,394.00	(621.00)	28,773.00
General Admin Retirement	2,120.00	3,366.00	5,486.00
PD Retirement Plan	4,500.00	10,178.00	14,678.00
Admin Capital	6,529.00	(6529.00)	0.00
Admin Office Supplies	5,000.00	(2,015.00)	2,985.00
PD Gas & Oil	35,000.00	(5,000.00)	32,000.00

Fessenden seconded the motion. Votes:

For – Neumayer, Blue, and Fessenden
Against –None

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Passed – 3-0

Neumayer made a motion to allow a motor home at 500 Cassandra Lane temporarily during the construction of a new residence. Fessenden seconded the motion. Votes:

For – Neumayer, Blue, and Fessenden

Against –None

Passed – 3-0

Neumayer made a motion to cast all of the city's 218.21 votes for A. L. (Buster) Atkeisson for Navarro Central Appraisal District Board of Directors. Fessenden seconded the motion. Votes:

For – Neumayer, Blue, and Fessenden

Against –None

Passed – 3-0

Operations

- **Code Enforcement** – Officer Covey's 3 occupancy inspections, 7 vehicles abated, 1 demolition completed by owner, 1 rehab project completed on a structure fire residence, 2 lots mowed, 1 yard cleaned, 1 refrigerator removed, and 1 abandoned dog removed by the owner this month.
- **Water Dept.** – Scott stated that valve problems at the Water Treatment Plant were related to the pump reinstalled by Smith Pump.
- **Sewer Dept.** – No major problems. Mayor Saunders stated that Ronnie Ford has requested that the lab building be torn down before it falls down.
- **Street Dept.** – patching continues.
- **Police Dept.** – Chief Miers will be attending leadership training for the next 3 weeks.
- **Animal Control** – No new problems.
- **Court** – No problems.
- **Tax Dept.** – Gail Smith's report shows that we ended the fiscal year with 94.82% of current taxes collected as of September, 2015
- **Office** – No problems.
- **Grants** – TxDot has requested a meeting to gain more information for the sidewalk grant application.
- **Economic Development** – No new information.
- **Long Range Planning** – the 2019 water/sewer grant application will include a new SCADA system. Our current system is outdated and further repairs will probably be impossible because parts can no longer be found..

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

For – Neumayer, Blue, and Fessenden

Against – None

Passed – 3-0

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With no further business to transact, Mayor Saunders adjourned the meeting at 7:30 p.m.

Jeffrey Saunders, Mayor

Attest:

Cindy Scott, City Secretary