

TOLAR CITY COUNCIL MINUTES – JANUARY 28, 2008 – REGULAR MEETING

The City of Tolar Council met on January 28, 2008 at 7:00 P.M.

Present: Terry Johnson, Mayor
Matt Hutsell
Lindsay Morgan
Barbara Gilliam
Charlotte Mabery

Absent: Charles Carroll, Mayor Pro Tem

City Staff Present: Joyce Johnson, City Secretary
Jeff Mackey, Director of Public Works
Mike Allen, Chief of Police
Rena Lovell, Assistant City Secretary

Citizens Present: Scott Knapp
Kathie Cherry
Brandon Bennett
Andrew McKinzie

CALL TO ORDER

A quorum was established and the meeting was called to order at 7:00 P.M.

ROLL CALL

Matt Hutsell, Lindsay Morgan, Barbara Gilliam and Charlotte Mabery were all present.
Charles Carroll was absent.

CITIZENS APPEARANCE

Andrew McKinzie presented material and brief discussion concerning Ambit Energy.

APPROVAL OF MINUTES

A. 12-17-07 Regular meeting

Motion by Matt Hutsell second by Lindsay Morgan to approve minutes as presented.
Motion carried 4-0

PRESENTATION BY CITIZENS

None

ITEMS FROM COUNCIL

- A. Discussion of bond money for adding on to City Hall and finishing of the water system upgrade

Discussion was held concerning the completion of laying the water lines. Jeff Mackey noted that about one-third of the lines had been laid; with no help it has been impossible for him to lay all of the lines and the job really needs to be contracted out, too large for him to handle on his own. Possibility of completing this summer.

Discussion of the addition to City Hall and the amount of funds that were allocated was briefly held. Originally \$68,000 was allocated in the bonds but more or less can be spent, does not have to be exactly \$ 68,000. Employees are to suggest what they would like and present to council for consideration.

- B. Use of tobacco products in city vehicles

Discussion was held concerning the smoking in patrol cars and how it depreciates the value of the vehicle and since it is paid for with city revenue and tax dollars and an ordinance was in place for no smoking in city property that it needed to be enforced and observed. All council members agreed to enforce the ordinance and employees should observe it.

OLD BUSINESS

- A. Discuss and take necessary action for the JD Neely Community Center

Kathie Cherry noted that no work was being done at this time and inquired why not. Richard McKinley stated that the contractor who was going to frame the inside of building backed out and he was in the process of talking to a new one. Future fundraisers were briefly discussed. Mrs. Cherry and Richard McKinley are to stay in touch concerning work that will be done on the community center.

NEW BUSINESS

- A. Discuss concept plan for Scott Knapp property located at 505 Tolar Cemetery Rd. to Build 8-12 (possibly more) single story apartments

Mr. Knapp provided council with a concept plan and discussed what he would like to do with the property and inquired if council had any objections.

Property will have to be subdivided, plans would have to be drawn by an engineer and approved by the city. Traffic study would have to be done by city engineer to see if road can handle more traffic and if improvements will be needed. There was some concern with the flooding issues in that area.

Water line would need to be increased from a two inch line, only ten taps are allowed by TCEQ. There are already ten taps in place. Builder would be responsible for cost and installation of lines. Line would need to be increased from Seventh Street to the far side of Mr. Knapp's property to a six inch line. Sewer line is already in place.

Mr. Knapp will be working with Richard McKinley and Jeff Mackey until council approval is needed. Council was okay with the concept plan.

- B. Discuss and consider approval of Resolution 08-01 calling and ordering the City of Tolar General Election to be held on May 10, 2008 as a joint election with TISD

Motion by Charlotte Mabery to approve Resolution 08-01, second by Barbara Gilliam.

Motion carried 4-0

- C. Discuss and authorize Mayor to sign contract with Hood County Elections Administrator to secure election services for the City of Tolar General Election to be held on May 10, 2008 in connection with TISD Election

Motion by Barbara Gilliam to authorize Mayor to sign contract, second by Charlotte Mabery.

Motion carried 4-0

- D. Discuss and consider approval of new Police Department General Orders

Tolar Police Department Orders are outdated and need to be brought up to date. General orders were based off of Southlake Police Department Orders. City attorney David Dodd has reviewed and approved.

Motion by Matt Hutsell to accept the Tolar Police Department General Orders as presented, second by Lindsay Morgan.

Motion carried 4-0

- E. Discuss and consider approval of Police Department pursuit policy

Pursuit policy was created by city attorney David Dodd. Chief Allen would like to see the following changes made.

II- Policy item C, change routine to non emergency, III - Definitions item (E) Code 2 is not feasible, remove this item, Section 801.02 of general orders should cover, III – Definitions item (J)(1)(a) remove completely, IV Initiating and Canceling Emergency Response, item (D) remove, VI – Motor Vehicle Pursuit, (A) Initiation - line 2 add unduly expose, (I) Guidelines, items (1)and(a) remove, (L) Inter-jurisdictional Pursuits, item 7 Apprehension Outside of a County, remove, VII – Pursuit Termination, item (A)(5) remove.

Changes are to be sent to attorney for review and approve.

Motion by Lindsay Morgan to accept General Pursuit Orders, pending approval of city attorney, second by Matt Hutsell

Motion carried 4-0

STAFF REPORTS

- A. Police Report

Chandra Ploof will be leaving. Chief Allen asked for clarification from Council on top speed of pursuit through town, is it 90 mph or from call to call. Motion was made in prior council meeting for officer not to drive over 90 mph. Council member misunderstood when motion was made, officer should use common sense and use a reasonable and prudent speed. Motion will need to be rescinded at next meeting.

Motion by Barbara Gilliam second by Matt Hutsell to approve police report as presented.

Motion carried 4-0

- B. Approve bank reconciliations, bills and financial statement

Motion by Charlotte Mabery, second by Barbara Gilliam to approve bank reconciliations, bills, financial statements as presented.

Motion carried 4-0

C. Administrative Report

None

ANNOUNCEMENTS

City Hall will be closed on February 18, 2008 for Presidents Day. The regular council meeting for that date will need to be rescheduled. Possible dates are February 11th or 25th

Meeting to be held on February 25, 2008

ADJOURN

Motion by Barbara Gilliam second by Lindsay Morgan to adjourn meeting at 8:21 p.m.
Motion carried 4-0

APPROVED:

Terry Johnson, Mayor

ATTEST:

Joyce Johnson, City Secretary