



REGULAR CITY COUNCIL MEETING
MONDAY, OCTOBER 7, 2013 at 6:30 P.M.
KRUM CITY HALL – 146 W. MCCART STREET

Terri Wilson, Mayor
Paul Meine, Councilmember - Pl.1
Bert Witherspoon, Councilmember - Pl.3
Lance Vanzant, City Attorney

Joe Beall, Councilmember - Pl.2
Michael B. Wilkes, Mayor Pro-Tem
Christine Rodriguez, Councilmember - Pl.5
Andrea Dzloba, City Secretary

MINUTES

A. CALL TO ORDER

Mayor Terri Wilson called the meeting to order at 6:31 p.m.

B. QUORUM PRESENT

Those present were Mayor Terri Wilson and Councilmembers Christine Rodriguez, Michael Wilkes, Paul Meine, and Bert Witherspoon. Councilmember Joe Beall was absent. Also present were Attorney Shanna Cargill, Director of Finance Chris Speights and City Secretary Andrea Dzloba.

Mayor Terri Wilson arrived at 6:53 p.m.

C. INVOCATION/PLEDGE OF ALLEGIANCE

Councilmember Bert Witherspoon gave the invocation.

Mayor Pro Tem Wilkes led the pledges to the United States Flag and the Texas Flag.

D. CITIZEN'S AGENDA: In accordance with the Open Meetings Act, Council is prohibited from acting on or discussing (other than factual responses to specific questions) any items brought before them at this time. Per City of Krum Ordinance #0034-09-2006 each and every citizen who wishes to address the council shall be afforded three (3) minutes.

No one signed up to speak during the Citizen's Agenda.

E. PRESENTATIONS

1. **Presentation – CareFite's Caring Heart Membership Program**
Mr. James Schwartz, President/CEO of CareFite, made a presentation regarding CareFite's Caring Heart Membership Program and the benefits and options available for the citizens.
2. **Presentation – Upper Trinity Regional Water District:**
Mr. Gary Calmes provided an update regarding recent meetings of the Upper Trinity Regional Water District. Mr. Tom Taylor, Executive Director for the Upper Trinity Regional Water District, made a presentation regarding Lake Ralph Hall and planning for future water supplies.
3. **Proclamation – Fire Prevention Week – "Prevent Kitchen Fires"**

Mayor Terri Wilson read the proclamation to be presented to the Fire Department at a later time at the conclusion of the meeting.

F. **CONSENT AGENDA:** All matters listed under the Consent Agenda are considered to be routine and will be enacted in one motion. If discussion is desired by the Mayor or a Councilmember then that item will be removed from the Consent Agenda and will be considered separately.

4. Consider and take action on approval of the minutes from the September 9, 2013 Regular City Council meeting.
5. Consider and take action on approval of the minutes from the September 16, 2013 Special City Council meeting.
6. Consider and take action on approval of the minutes from the September 23, 2013 Special City Council meeting.
7. Discuss, consider and take action on an ORDINANCE OF THE CITY OF KRUM, TEXAS DESIGNATING THE OFFICIAL NEWSPAPER FOR THE CITY OF KRUM FOR FISCAL YEAR 2013-2014 AND REPEALING ALL ORDINANCES OR RESOLUTIONS IN CONFLICT THEREWITH, PROVIDING FOR SEVERABILITY; PROVIDING FOR ENGROSSMENT AND ENROLLMENT; AND PROVIDING AN EFFECTIVE DATE.
8. Consider and take action on approval of the resignation of Dusty Schneider from the Krum Public Library Advisory Board.

Councilmember Witherspoon made a motion to approve the consent agenda items as presented with a second by Councilmembers Wilkes and Maine.

The following votes were cast:

Ayes: Rodriguez, Wilkes, Maine, Witherspoon
Nays: None
Absent: Beall

The motion carried unanimously.

G. **REGULAR AGENDA ITEMS**

9. Discuss, consider and take action on a RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KRUM, TEXAS, APPOINTING AN ADA COORDINATOR AND HUMAN RESOURCES RECORDS CUSTODIAN.

Finance Director Chris Speights made a presentation to the City Council regarding the necessity of appointing an ADA Coordinator and Human Resources Records Custodian. Discussion was held by the City Council.

Councilmember Maine made a motion to approve a RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KRUM, TEXAS, APPOINTING AN ADA COORDINATOR AND HUMAN RESOURCES RECORDS CUSTODIAN with a second by Councilmember Rodriguez.

The following votes were cast:

Ayes: Rodriguez, Wilkes, Maine, Witherspoon
Nays: None
Absent: Beall

The motion carried unanimously.

10. Discuss, consider and take action on an ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KRUM, TEXAS, APPROVING A NEGOTIATED RESOLUTION BETWEEN THE ATOMS CITIES STEERING COMMITTEE AND ATOMS ENERGY CORP., MID-TEX DIVISION REGARDING THE COMPANY'S 2013 ANNUAL RATE REVIEW MECHANISM FILING IN ALL CITIES EXERCISING ORIGINAL JURISDICTION; DECLARING EXISTING RATES TO BE UNREASONABLE; ADOPTING TARIFFS THAT REFLECT RATE ADJUSTMENTS CONSISTENT WITH THE NEGOTIATED SETTLEMENT AND FINDING THE RATES TO BE SET BY THE ATTACHED TARIFFS TO BE JUST AND REASONABLE; REQUIRING THE COMPANY TO REIMBURSE CITIES' REASONABLE RATEMAKING EXPENSES; REPEALING CONFLICTING RESOLUTIONS OR ORDINANCES; DETERMINING THAT THIS ORDINANCE WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; ADOPTING A SAVINGS CLAUSE; DECLARING AN EFFECTIVE DATE; PROVIDING A MOST FAVORED NATIONS CLAUSE; AND REQUIRING DELIVERY OF THIS ORDINANCE TO THE COMPANY AND THE STEERING COMMITTEE'S LEGAL COUNSEL.

City Secretary Andrea Dzioba made a presentation to the City Council regarding the proposed Ordinance.

Councilmember Rodriguez made a motion to approve an ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KRUM, TEXAS, APPROVING A NEGOTIATED RESOLUTION BETWEEN THE ATOMS CITIES STEERING COMMITTEE AND ATOMS ENERGY CORP., MID-TEX DIVISION REGARDING THE COMPANY'S 2013 ANNUAL RATE REVIEW MECHANISM FILING IN ALL CITIES EXERCISING ORIGINAL JURISDICTION; DECLARING EXISTING RATES TO BE UNREASONABLE; ADOPTING TARIFFS THAT REFLECT RATE ADJUSTMENTS CONSISTENT WITH THE NEGOTIATED SETTLEMENT AND FINDING THE RATES TO BE SET BY THE ATTACHED TARIFFS TO BE JUST AND REASONABLE; REQUIRING THE COMPANY TO REIMBURSE CITIES' REASONABLE RATEMAKING EXPENSES; REPEALING CONFLICTING RESOLUTIONS OR ORDINANCES; DETERMINING THAT THIS ORDINANCE WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; ADOPTING A SAVINGS CLAUSE; DECLARING AN EFFECTIVE DATE; PROVIDING A MOST FAVORED NATIONS CLAUSE; AND REQUIRING DELIVERY OF THIS ORDINANCE TO THE COMPANY AND THE STEERING COMMITTEE'S LEGAL COUNSEL with a second by Councilmember Witherspoon.

The following votes were cast:

Ayes: Rodriguez, Wilkes, Meine, Witherspoon
Nays: None
Absent: Beall

The motion carried unanimously.

H. EXECUTIVE SESSION – None

I. ADJOURN

There being no further business, Mayor Terri Wilson adjourned the meeting at 7:35 p.m.

Pursuant to the Open Meetings Act, Chapter 551, Texas Government Code, Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations Regarding Real Property), 551.074 (Deliberations Regarding the Appointment, Duties, Discipline or Termination of Personnel) and 551.087 (Deliberation Regarding Economic Development Negotiations), Executive Session may be held under these exceptions and at any time during the meeting that a need arises for the City Council to seek advice from the City Attorney as to the posted subject matter of this City Council Meeting.

APPROVED:



Terri Wilson, Mayor



Andrea Dzioba, City Secretary