

Minutes for 04/13/04

Board of Aldermen

Town of Talty

I. Call to Order and Announce a Quorum

The mayor called the meeting to order at 7:00 p.m. and announced a quorum. All Board members were present except Jeremy Benton.

II. Invocation and Pledge of Allegiance

Town Secretary Carla Milligan led the pledge.

III. Citizen Participation – All citizens wishing to address the Board of Aldermen must sign in at the beginning of the meeting.

Mike French, owner of Hiram Waste and Recycling, stated that his attorney was waiting for information he had requested from the Mayor.

IV. Action Items:

a. Discussion and consideration of Solid Waste Franchise Agreement with IESI;

b. Discussion and consideration of; Solid Waste Franchise Agreement with Hiram Waste and Recycling;

Discussion: Mayor Weaver requested to discuss items a. and b. together. Regarding the franchise agreement in general, Mayor Weaver stated that she had contacted TXDOT regarding truck weights and TXDOT indicates that the maximum weight is 40,000 lbs for single axle trucks. The Town's original franchise agreement had 25,000 lbs. for single axle trucks. Feedback received from both providers in the Town indicates that 25,000 lbs. is too low and none of their trucks can meet this requirement. The agreement has been amended to read a maximum of 40,000 lbs. which is the TXDOT maximum for single axle trucks.

The current status of the IESI agreement is that it has been approved by their attorney and is currently under review by senior management. They are trying to determine if they can meet the truck weight requirements and want to understand the consequences if they don't. A copy of the ordinance has been forwarded to them. The agreement has not been signed.

Mayor Weaver stated that Hiram's attorney wants a copy of the final agreement with IESI before going forward. That agreement is not yet

available since it has not been signed.

Motion: To table items a. and b.

Made by: JoAnn McKethan **Second:** Beth Heathington

Vote: All in favor. Motion passes.

c. Discussion and consideration of expenses for Police Department;

Discussion: Dennis Wagner stated he would like to purchase a protective vest that would cost about \$500.00, also a push protective bumper for the Police car at about \$200.00.

Motion: To approve the purchase of a vest and bumper not to go over \$800.00.

Made by: Brad Davis **Second:** JoAnn McKethan

Vote: All in favor. Motion passes.

d. Discussion and consideration of expenses for road repairs:

Discussion: Mayor Weaver indicated that to repair the pot holes on Cleaver Lane would be approximately \$350.00. The County also provided a quote of approximately \$1,000.00 to tear up the section right before the cul-de-sac and lay more base and new asphalt. The County will be repairing Bunny Run when the temperature warms up. Since they suggested laying more rock before putting down the surface, it was suggested to approve \$1,000 for the rock since it will not be covered in the "warranty" provided by the provider of the surface/sealant.

Mayor Pro-tem Brad Davis wants to be sure that the repair work is reviewed and is satisfactory to the Board prior to making payment to the County.

Motion: To approve up to \$2,000.00 for road repairs on Cleaver Lane and up to \$1,000 for Bunny Run.

Made by: Ginny Carter **Second:** JoAnn McKethan

Vote: All in favor. Motion passes.

e. Discussion and consideration of minutes from March 9, 2004 and March 24, 2004 meetings;

Discussion: Request was made to split out the approval of the minutes since some of the Aldermen were not present at both meetings.

Motion: To approve the minutes from the March 9, 2004 meeting.

Made by: Ginny Carter **Second:** JoAnn McKethan

Vote: All in favor, except Brad Davis who abstained. Motion passes.

Motion: To approve the minutes from the March 24, 2004 meeting.

Made by: Brad Davis **Second:** JoAnn McKethan

Vote: All in favor, except Ginny Carter and Beth Heathington who abstained. Motion passes.

f. Discussion and consideration of March Financial Report.

Discussion: : Mayor Weaver was not able to prepare the report due to being out of town.

Motion: To table the March Financial Report.

Made by: JoAnn McKethan **Second:** Beth Heathington

Vote: All in favor. Motion passes.

V. Discussion Items:

a. Receive report on law/code enforcement activity;

Police Chief Dennis Wagner stated there was a accident on CR148 that involved a air flight situation he helped with. He has issued several warnings, 21 citation since he started in January, talked to a person dumping waste, and he is still working on getting junk vehicles. He also subdued a drunk female at the Exxon station. He also reported that he canvassed the entire town regarding enclosures surrounding swimming pools. Several warning citations were issued. They were given 45 days to get into compliance with the Town's ordinances.

b. Update on pending litigation; Mayor stated our Attorney is working on the Exxon Station case with depositions scheduled in May. He is also working on the appeal to the Supreme Court related to the Security Custom Homes case.

c. Update on development in and around Talty;

None.

d. Alderman updates and communications.

Alderman Ginny Carter stated she had visited with Dennis Hyde of RSI regarding landscaping around a new town sign.

VI. Adjourn

Discussion: None

Motion: To adjourn.

Made by: Ginny Carter

Second: Beth Heathington

Vote: All in favor. Motion passes. The meeting adjourned at 8:05 p.m.

Approved on May 11, 2004.

Allison Weaver, Mayor