



SPECIAL CALLED

MEETING OF THE

TEMPLE CITY COUNCIL

MUNICIPAL BUILDING

2 NORTH MAIN STREET
CITY COUNCIL CHAMBERS – 2ND FLOOR
TEMPLE, TX

THURSDAY, JULY 30, 2015

3:00 P.M.

AGENDA

I. CALL TO ORDER

1. Invocation
2. Pledge of Allegiance

II. BUDGET ITEMS

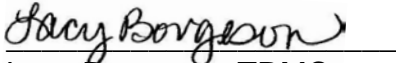
3. Discuss the proposed FY 2015-2016 budget, to include the various strategic and budget related policy issues, but not limited to:
 - Discuss the Certified property tax rolls
 - Receive an overview and update regarding the Community Enhancement (CE) grant and Public Service Agency (PSA) grant programs.
4. Receive an update on the City's Utility Capital Improvement Program and related projects to include, but not limited to:
5. Receive an overview and update regarding the Strategic Investment Zone (SIZ) grant and incentive program.

III REGULAR AGENDA

6. **2015-7737-R:** Consider adopting a resolution directing Staff to develop a municipal services plan and calling public hearings to consider the annexation of approximately 282.73 acres of City-owned property located to the south of Little Flock Road and to the West of Bob White Road to be used for future expansion of the City of Temple landfill.
7. **2015-7738-R:** Consider adopting a resolution to take action on the Temple Police Association's "Petition Requesting Recognition of Bargaining Agent" as required by Texas Local Government Code Chapter 142.
8. **2015-7739-R:** Consider adopting a resolution confirming the appointment of Amanda Rice as a Deputy City Attorney and setting compensation for the position.

The City Council reserves the right to discuss any items in executive (closed) session whenever permitted by the Texas Open Meetings Act.

I hereby certify that a true and correct copy of this Notice of Meeting was posted in a public place at 3:00 PM, on Friday, July 24, 2015.



Lacy Borgeson, TRMC
City Secretary



COUNCIL AGENDA ITEM MEMORANDUM

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DEPT. /DIVISION SUBMISSION & REVIEW:

Kayla Landeros, City Attorney

ITEM DESCRIPTION: Consider adopting a resolution directing Staff to develop a municipal services plan and calling public hearings to consider the annexation of approximately 282.73 acres of City-owned property located to the south of Little Flock Road and to the West of Bob White Road to be used for future expansion of the City of Temple landfill.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: In recent years, the City has purchased approximately 282.73 acres of land located along the eastern boundary of the City's landfill. The property was purchased to be used for future expansion of the landfill. The property lies within the City's extraterritorial jurisdiction (ETJ). City staff is recommending annexation of the area before expansion of the landfill begins.

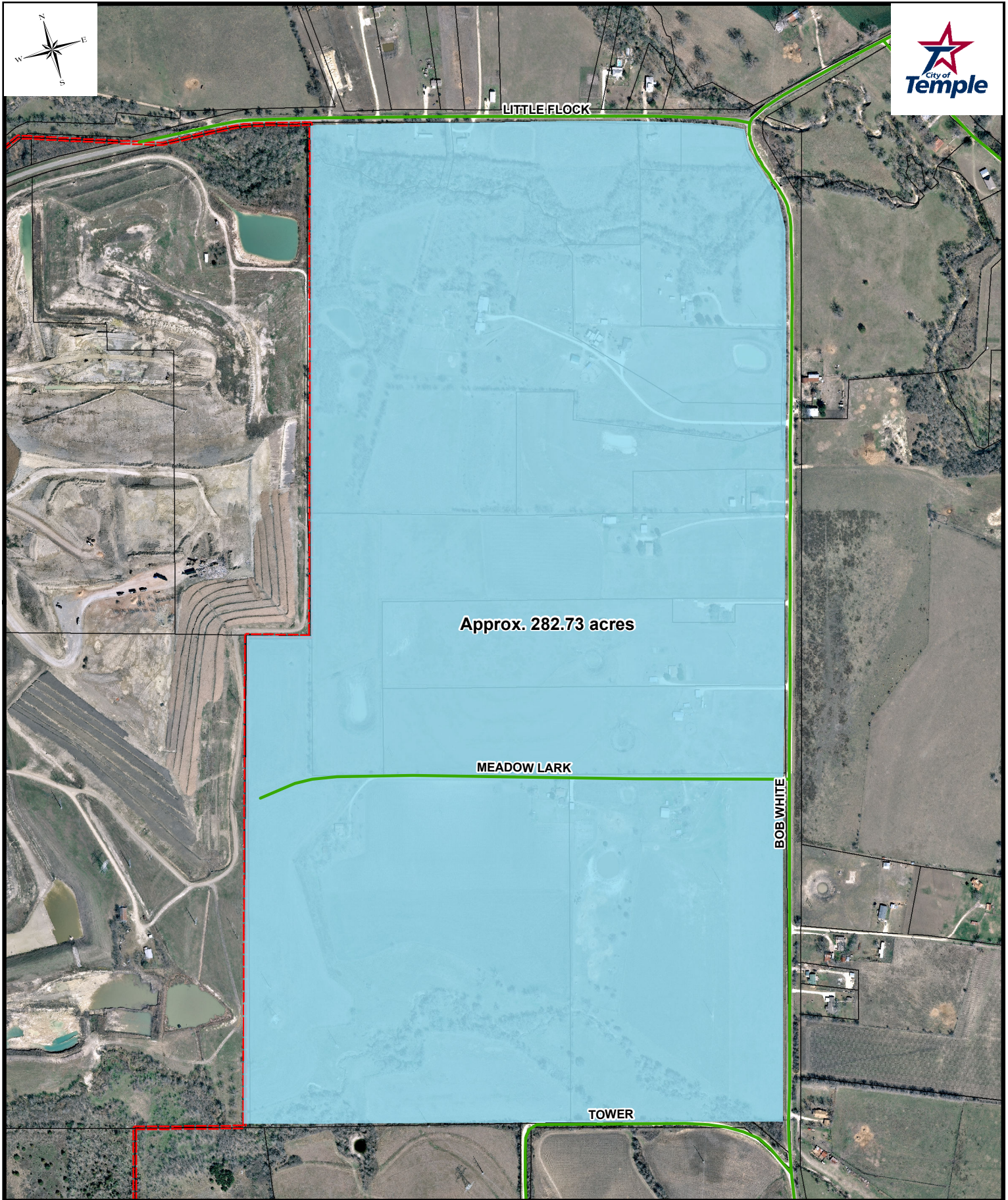
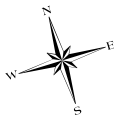
Pursuant to Chapter 43 of the Local Government Code, the City must adopt a municipal services plan for the annexed area and conduct two public hearings. The proposed resolution would direct Staff to develop the municipal services plan and set the dates for the public hearings.

The proposed dates for the public hearings are September 3, 2015 (regular meeting) and September 4, 2015, (special meeting, 8:30 a.m., Council Chambers). Planning staff will present a municipal services plan at the hearing on September 3, 2015, as required by state law, showing how the City will serve the area proposed to be annexed. The proposed schedule anticipates completion of annexation proceedings through a Second Reading at City Council on October 2, 2015. Zoning for the property will be requested at a future date.

FISCAL IMPACT: NA

ATTACHMENTS:

[Map](#)
[Resolution](#)



- Streets
- AnnexationProperty
- Temple City Limits
- Parcels

Property ID: 113675, 113676, 32031, 19961, 40493
69710, 440770, 48937, 27404, 316481
316479, 117345, 99392, 117344, 45353
Approx. 282.73 acres of land to be annexed by the City of Temple

DISCLAIMER:
GIS products are for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. They do not represent an on-the-ground survey and represent only the approximate relative location of property boundaries and other features.



RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, DIRECTING THE STAFF TO DEVELOP A MUNICIPAL SERVICES PLAN AND CALLING PUBLIC HEARINGS TO CONSIDER THE ANNEXATION OF APPROXIMATELY 282.73 ACRES OF CITY OWNED PROPERTY LOCATED TO THE SOUTH OF LITTLE FLOCK ROAD AND TO THE WEST OF BOB WHITE ROAD TO BE USED FOR FUTURE EXPANSION OF THE CITY OF TEMPLE LANDFILL; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, in recent years, the City has purchased approximately 282.73 acres of land located along the eastern boundary of the City's landfill to be used for future expansion of the landfill;

Whereas, the property lies within the City's extraterritorial jurisdiction (ETJ) and staff recommends annexation of the area before expansion of the landfill begins;

Whereas, pursuant to Chapter 43 of the Local Government Code, the City must adopt a municipal services plan for the annexed area and conduct two public hearings;

Whereas, the proposed dates for the public hearings are September 3, 2015 (regular meeting) and September 4, 2015, (special meeting, 8:30 a.m., Council Chambers) - planning staff will present a municipal services plan at the hearing on September 3, 2015, as required by state law, showing how the City will serve the area proposed to be annexed;

Whereas, the proposed schedule anticipates completion of annexation proceedings through a Second Reading at City Council on October 2, 2015 - zoning for the property will be requested at a future date; and

Whereas, the City Council has considered the matter and deems it in the public interest to authorize this action.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, THAT:

Part 1: The City Council directs staff to develop a Municipal Services Plan and call public hearings for the annexation of approximately 282.73 acres of City owned property located to the south of Little Flock Road and to the west of Bob White Road (see map attached as Exhibit A) to be used for future expansion of the City of Temple Landfill.

Part 2: The City Council hereby calls two public hearings to gather comments concerning the proposed annexation described above, with the first public hearing scheduled for the Regular Council Meeting on September 3, 2015, at 5:00 PM, and the second public hearing at a Special Called City Council Meeting on September 4, 2015, at 8:30 AM, both public hearings to be held in the City Council Chambers on the 2nd floor of the Municipal Building located at Main and Central in Temple, Bell County, Texas.

Part 3: The City Staff is hereby authorized to relocate the second public hearing to a suitable location within the area to be annexed in the event of protest.

Part 4: It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the **30th** day of **July**, 2015.

THE CITY OF TEMPLE, TEXAS

DANIEL A. DUNN, Mayor

ATTEST:

APPROVED AS TO FORM:

Lacy Borgeson
City Secretary

Kayla Landeros
City Attorney



COUNCIL AGENDA ITEM MEMORANDUM

07/30/15

Item #7

Regular Agenda

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DEPT. /DIVISION SUBMISSION & REVIEW:

Kayla Landeros, City Attorney

ITEM DESCRIPTION: Consider adopting a resolution to take action on the Temple Police Association's "Petition Requesting Recognition of Bargaining Agent" as required by Texas Local Government Code Chapter 142.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: On July 2, 2015, the City Secretary received a "Petition Requesting Recognition of Bargaining Agent Pursuant to Local Government Code Chapter 142" ("Petition") from the Temple Police Association ("TPA"). The Petition is signed by 102 Temple Police Officers. The Petition requests that the City of Temple recognize TPA as the sole and exclusive bargaining agent for all police officers employed by the City.

Chapter 142 of the Local Government Code allows a "Police Officers Association" to file a petition with the City requesting that the City recognize the association as the sole and exclusive bargaining agent for police officers for meet and confer negotiations with the City. The petition must be signed by a majority of all police officers in the City, excluding the Chief of Police and the two Deputy Chiefs of Police. A "Police Officer Association" is defined as "an employee organization in which police officers employed by a municipality participate that exists for the purpose, in whole or in part, of dealing with the municipality or public employer concerning grievances, labor disputes, wages, rates of pay, hours of work, or conditions of work affecting police officers."

TPA is asking that it be recognized as the police officer association that will serve as the exclusive bargaining agent for all police officers. If TPA is recognized as the bargaining agent for all police officers, the City must select one or more persons to represent the City as its sole and exclusive bargaining agent to meet and confer with TPA on issues related to the wages, hours of employment, and other terms and conditions of employment of City police officers. However, recognition of TPA as the bargaining agent does not require the City to meet and confer on any issue or reach a meet and confer agreement.

The City currently employs 143 police officers (excluding the Chief and Deputy Chiefs). The Petition is signed by a majority of those police officers. Under Section 142.053 of the Local Government Code, the City Council must, not later than the 30th day after the date it receives the Petition:

- (1) grant recognition of TPA as requested in the Petition and determine by majority vote that the City may meet and confer under Chapter 142;
- (2) defer granting recognition of TPA and order an election by the voters in the City to determine whether the City may meet and confer under Chapter 142; or
- (3) order a certification election to determine whether TPA represents a majority of the affected police officers.

At the July 30, 2015 Council meeting, Staff will discuss the three options listed above so that Council may decide how to proceed with the Petition.

FISCAL IMPACT: NA

ATTACHMENTS:

[Resolution - To Be Provided](#)



COUNCIL AGENDA ITEM MEMORANDUM

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DEPT./DIVISION SUBMISSION & REVIEW:

Kayla Landeros, City Attorney

ITEM DESCRIPTION: Consider adopting a resolution confirming the appointment of Amanda Rice as a Deputy City Attorney and setting compensation for the position.

STAFF RECOMMENDATION: Adopt resolution as presented in item description.

ITEM SUMMARY: According to the City of Temple Charter, the City Attorney shall have the power to appoint such assistants as may be deemed necessary, subject to the approval of the City Council, and at compensation set by the City Council. The proposed resolution confirms the appointment of Amanda Rice as a Deputy City Attorney and sets her compensation at \$69,846.40 per year.

Ms. Rice graduated *cum laude* from William and Mary Law School in 2014 and was admitted to the State Bar of Texas in November, 2014. She spent several months working with the City of San Antonio as a Post Graduate Fellow and most recently served as a Hearing Officer for the Texas Workforce Commission. We are excited to welcome Ms. Rice to the City Attorney's Office and the City of Temple.

FISCAL IMPACT: Funds are available in the FY 2015 Operating Budget.

ATTACHMENTS:

[Resolution](#)

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, CONFIRMING THE APPOINTMENT OF AMANDA RICE AS A DEPUTY CITY ATTORNEY AND SETTING HER COMPENSATION FOR THE POSITION; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, according to the City of Temple Charter, the City Attorney shall have the power to appoint such assistants as may be deemed necessary, subject to the approval of the City Council and at compensation set by the City Council;

Whereas, the City Attorney has extended a job offer to Amanda Rice and sets her compensation at \$69,846 per year;

Whereas, Ms. Rice graduated *cum laude* from William and Mary Law School in 2014 and was admitted to the State Bar of Texas in November, 2014;

Whereas, Ms. Rice spent several months working with the City of San Antonio as a Post Graduate Fellow and most recently served as a Hearing Officer for the Texas Workforce Commission - we are excited to welcome Ms. Rice to the City Attorney's Office and the City of Temple;

Whereas, funding of the compensation for this position is in the fiscal year 2015 Operating Budget; and

Whereas, the City Council has considered the matter and deems it in the public interest to authorize this action.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, THAT:

Part 1: The City Council confirms the appointment of Amanda Rice as a Deputy City Attorney for the City of Temple, Texas, and sets her annual salary at \$69,846.

Part 2: It is hereby officially found and determined that the meeting at which this Resolution is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the **30th** day of **July**, 2015.

THE CITY OF TEMPLE, TEXAS

DANIEL A. DUNN, Mayor

ATTEST:

APPROVED AS TO FORM:

Lacy Borgeson
City Secretary

Kayla Landeros
City Attorney