

PLANO CITY COUNCIL
January 12, 2009

COUNCIL MEMBERS

Pat Evans, Mayor
Jean Callison, Mayor Pro Tem
Harry LaRosiliere, Deputy Mayor Pro Tem
Pat Miner
Scott Johnson
Mabrie Jackson
Sally Magnuson
Lee Dunlap

STAFF

Thomas H. Muehlenbeck, City Manager
Frank Turner, Executive Director
Bruce Glasscock, Executive Director
Rod Hogan, Executive Director
Diane C. Wetherbee, City Attorney
Diane Zucco, City Secretary

Mayor Evans convened the Council into the Regular Session on Monday, January 12, 2009, at 7:00 p.m. in the Council Chamber of the Plano Municipal Center, 1520 K Avenue. All Council Members were present.

The invocation was led by Pastor Barry Gin of the Plano Chinese Alliance Church. The Pledge of Allegiance was led by Brownie Troop 3143 of St. Elizabeth Ann Seaton Catholic Church.

Mayor Evans presented a proclamation recognizing Very Special Arts Festival – 25th Anniversary.

Mayor Evans administered oaths of office to incoming board and commission members and recognized service of others.

COMMENTS OF PUBLIC INTEREST

Citizen David Dowell spoke to crimes committed in his neighborhood and requested assistance. Mayor Evans advised that City Manager Muehlenbeck would provide follow up.

CONSENT AGENDA

Mayor Evans requested that Consent Agenda Item “L” be removed for individual consideration.

Council Member Magnuson advised that she would be stepping down on Regular Agenda Item “2” due to a possible conflict of interest.

Upon a motion made by Deputy Mayor Pro Tem LaRosiliere and seconded by Council Member Miner, the Council voted 8-0 to approve and adopt all remaining Consent Agenda Items as recommended and as follows:

Approval of Minutes [Consent Agenda Item (A)]

December 22, 2008

Approval of Expenditures

Award/Rejection of Bid/Proposal: (Purchase of products/services through formal procurement process by this agency)

Bid No. 2009-13-B for the purchase of two Tractor Trucks from Rush Truck Center DFW in the amount of \$191,970. [Consent Agenda Item (B)] (See Exhibit "A")

Purchase from an Existing Contract

To approve the purchase of three Toyota Corollas (K01) in the amount of \$50,391 from Philpott Motor Company through an existing contract/agreement with H-GAC Cooperative Purchase Program, and authorizing the City Manager to execute all necessary documents. (#VE03-06) [Consent Agenda Item (C)]

To approve the purchase of two Toro Multi Pro (1250) Chemical Sprayers in the amount of \$54,464 from Professional Turf Products through an existing contract/agreement with Texas Association School Buyboard Purchase Program, and authorizing the City Manager to execute all necessary documents. (#292-08) [Consent Agenda Item (D)]

To approve the purchase of one Jacobsen Rough Rotary Mower (HR-9016) in the amount of \$71,983 from Luber Bros. through an existing contract/agreement with Texas Association School Buyboard Purchase Program, and authorizing the City Manager to execute all necessary documents. (#292-08) [Consent Agenda Item (E)]

To authorize an expenditure for staff augmentation to install and test wireless antennas for the Automatic Meter Reading (AMR) Project for Customer & Utility Services, in the amount of \$75,839 from Scientel Wireless, LLC., through an existing contract/agreement with the Department of Information Resources (DIR), and authorizing the City Manager to execute all necessary documents. (DIR-SDD-767) [Consent Agenda Item (F)]

Adoption of Resolutions

Resolution No. 2009-1-1(R): To accept the findings and opinions of the Annual Audit; authorizing the City Manager to publish the results thereof; and providing an effective date. [Consent Agenda Item (G)]

Resolution No. 2009-1-2(R): To approve the amendment to the Bylaws of the Arts of Collin County Commission, Inc. to expand the Board of Directors; providing a repealing clause; and providing an effective date. [Consent Agenda Item (H)]

Resolution No. 2009-1-3(R): To suspend the effective date of CoServ Gas Ltd.'s requested rate changes to permit the City time to study the request and to establish reasonable rates; approving cooperation with other cities within the CoServ system to hire legal and consulting services and to negotiate with the company and direct any necessary litigation; requiring reimbursement of cities' rate case expenses; authorizing intervention in the proceeding at the Railroad Commission; requiring notice of this resolution to the company; and providing an effective date. [Consent Agenda Item (I)]

Resolution No. 2009-1-4(R): To approve the terms and conditions of an Interlocal Cooperation Agreement by and between the City of Plano and Collin County, Texas, providing for the widening of Independence Parkway from McDermott Road to SH 121; authorizing its execution by the City Manager; and providing an effective date. [Consent Agenda Item (J)]

Resolution No. 2009-1-5(R): To approve the settlement of the lawsuit styled City of Plano, Texas v. Technology Properties III L.P., Cause No. 004-78-08, Collin County Court at Law No. 4, in the amount of \$90,000; authorizing the City Manager to execute any and all documents necessary to settle such lawsuit; and providing an effective date. [Consent Agenda Item (K)]

END OF CONSENT

Approval of Direction - To approve to direct the Planning and Zoning Commission to identify City of Plano commercial sign regulations that may unreasonably restrict the use of contemporary and innovative advertising and marketing practices and recommend possible changes to the regulations to the City Council no later than March 9, 2009. [Consent Agenda Item (L)]

Mayor Evans spoke to marketing/advertising signage being widely used and to not discouraging businesses through restrictive regulations. She spoke to providing comprehensive direction to the Commission and taking a vote on the item. Mayor Evans spoke to consideration of vertical banners on parking lot poles, horizontal banners on building facades, canopies with permanent signage, special promotional signage for events and openings, awning signage, signage on top of buildings, monument sign revisions and festival signage. Council Member Johnson spoke to business identification on exterior of buildings, Council Member Jackson spoke to electronic signage, and Mayor Evans spoke to neon signs. Mayor Evans responded to Council Member Dunlap regarding current restrictions on temporary signage and to addressing commercial/retail regulations that restrict the use of innovative advertising. She spoke to kiosks as a separate item that might be addressed at a later time. Director of Planning Jarrell advised that Staff will seek input from the business community and Homeowners' Council. Council Member Johnson spoke to possible expansion of multi-story office wall signage and Mayor Pro Tem Callison spoke to the architectural elements of signage. Chief Building Official Mata provided examples of possible roof signage and Council Member Miner spoke to providing for repair and replacement.

Upon a motion made by Council Member Magnuson and seconded by Mayor Pro Tem Callison, the Council voted 8-0 to direct the Planning and Zoning Commission to identify City of Plano commercial sign regulations that may unreasonably restrict the use of contemporary and innovative advertising and marketing practices and recommend possible changes to the regulations to the City Council no later than March 9, 2009.

Resolution No. 2009-1-6(R): to approve the terms and conditions of an Economic Development Incentive Agreement by and between the City of Plano, Texas and Americorp, Inc., dba Altair Global Relocation, a Texas corporation; authorizing its execution by the City Manager; and providing an effective date. [Regular Agenda Item (1)]

Director of Finance Tacke advised that the company is relocating from Dallas; will retain, transfer or create 200 full-time jobs by December 31, 2009 and add 40 more by December 31, 2011; will add business personal property in the amount of \$2.25 million by January 31, 2009; and occupy 50,000 square feet of office space by January 31, 2009. The grant is for \$192,000 with \$160,000 based on the initial jobs and an additional \$32,000 for later positions.

Upon a motion made by Council Member Magnuson and seconded by Council Member Miner, the Council voted 8-0 to approve the terms and conditions of an Economic Development Incentive Agreement by and between the City of Plano, Texas and Americorp, Inc., dba Altair Global Relocation, a Texas corporation; authorizing its execution by the City Manager; and providing an effective date; and further to adopt Resolution No. 2009-1-6(R).

Due to a possible conflict of interest, Council Member Magnuson stepped down from the bench on the following item.

An Ordinance to authorize a three-year renewal of the Private Franchise Agreement by and between the City of Plano, Texas and Allied Waste Systems, Inc. d/b/a Trinity Waste Services, for collection and disposal of solid waste for commercial customers located within the City of Plano and a non-exclusive private franchise for collection of recyclable materials from commercial customers located in the City of Plano; and authorizing the City Manager to execute any and all documents necessary to effectuate this renewal; providing a repealer clause, a severability clause, a savings clause, a penalty clause, and providing for publication and an effective date. (First Reading) [Regular Agenda Item (2)]

Executive Director Hogan advised that the item provides the last three-year extension, spoke to good service provided and excellent ratings received on customer service surveys. He advised that Staff recommended adoption.

Upon a motion made by Council Member Jackson and seconded by Council Member Miner, the Council voted 7-0 to approve a first reading of an ordinance authorizing a three-year renewal of the Private Franchise Agreement by and between the City of Plano, Texas and Allied Waste Systems, Inc. d/b/a Trinity Waste Services, for collection and disposal of solid waste for commercial customers located within the City of Plano and a non-exclusive private franchise for collection of recyclable materials from commercial customers located in the City of Plano.

Council Member Magnuson resumed her place at the bench.

Public Hearing and adoption of Ordinance No. 2009-1-7 as requested in Zoning Case 2008-73 to amend Subsection 3.1108 (Special Off-Street Parking Regulations) (4) (Special Vehicle Storage) and (6) of Section 3.1100 (Off-Street Parking and Loading) of Article 3 (Supplementary Regulations) of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended, regarding definitions and standards for special vehicle storage; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date. Applicant: City of Plano [Regular Agenda Item (3)]

Director of Planning Jarrell spoke to issues of enforcement related to language in the ordinance and to proposed changes in definitions of “special” vehicles, their measurement and how they are parked. She advised that the Planning and Zoning Commission recommended approval as follows: (Additions are indicated by underlined text; deletions are indicated by strikethrough text.)

1. Subsection 3.1108 (4) (Special Vehicle Storage) of Section 3.1100 (Off-Street Parking and Loading) is amended to read as follows:

(a) A special vehicle is defined as:

i) Any A trailer (including boats or any other item stored there on) of any length designed to be towed on public streets or

(ii) (a) (b) any self-propelled vehicle which exceeds 22 feet in length. Self-propelled Vvehicle length shall be measured to include trailer connections and any overhang of the vehicle or trailer, including the and/or any item, being carried on the trailer apparatus, or attachment affixed to the vehicle.

~~(c) Storage is defined as the continuous parking of the vehicle for 48 hours or longer.~~

(b) (d) All special vehicles must meet conform to the following requirements:

(i) No special vehicle may be stored on required off-street parking.

(ii) No part of a special vehicle may extend over a public easement or right-of-way.

(iii) No special vehicle stored on a residential lot may be used for housekeeping, living, or sleeping quarters.

(iv) If required, federal and state licensing and registration must be current.

(v) All special vehicles must be maintained in an operable condition.

(vi) Stored vehicles must be secured with wheel stops or maintained so as not to present a safety problem to the neighborhoods in which they are located.

Ordinance No. 2009-1-7 (cont'd)

- (vii) All special vehicles must be stored on an improved driveway or improved parking surface such as concrete, asphalt, paving stones, or brick. Gravel or crushed rock may be used in the side and rear yards but not in the front yard. The parking surface must be ~~continuous from a driveway~~ contiguous with and be an extension of the driveway, and the area of the parking surface shall not be less than the full dimensions of the special vehicle.
- (viii) Special vehicles must be stored behind the front building line in the side or rear yard unless the lot is served by a driveway from a public street and which is its only point of vehicular access, or the lot does not have access to a standard alley (ten-foot wide paved alley).
- ~~(ix)~~ ~~(xii)~~ Special vehicles stored in the side yard or rear yard behind the front building line must be screened from view from ~~adjacent lots and~~ side streets, but not alleys. In addition, these special vehicles must be screened in the front if brought onto the lot from the rear. (See Section 3.1000.)
- ~~(x)~~ ~~(ix)~~ Where permissible in (viii) above, only one special vehicle may be stored in the front yard, and the a special vehicle stored in the front yard length must be ~~parked~~ oriented perpendicular to the front property line.

(c) ~~(xi)~~ Special vehicle permit requirements:

- (i) The storage in the front yard of a any special vehicle exceeding 22 feet in length, including trailers, ~~in the front yard~~ shall require a permit issued by the city, certifying that the special vehicle will be stored in compliance with this ordinance.
 - (ii) For the purpose of this section, trailer length shall be measured to include trailer connections, any overhang of the trailer or any item, apparatus, or attachment carried on or affixed to the trailer.
 - (iii) To obtain a permit, the applicant must submit a plan of the lot illustrating how the vehicle will be stored. The permit shall specify the special vehicle to be stored and the owner of the lot. The permit is only valid for the vehicle and owner specified. Permits may be revoked if the vehicle is not stored in accordance with this ordinance.
2. Subsection 3.1108 (6) of Section 3.1100 (Off-Street Parking and Loading) shall be deleted as follows and existing standards renumbered accordingly:

~~On a residential lot all self-propelled vehicles not defined as special vehicles must be parked on an improved surface.~~

Mayor Evans opened the Public Hearing. No one spoke either for or against the request. The Public Hearing was closed.

Ordinance No. 2009-1-7 (cont'd)

Upon a motion made by Deputy Mayor Pro Tem LaRosiliere and seconded by Council Member Miner, the Council voted 8-0 to amend Subsection 3.1108 (Special Off-Street Parking Regulations) (4) (Special Vehicle Storage) and (6) of Section 3.1100 (Off-Street Parking and Loading) of Article 3 (Supplementary Regulations) of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended, regarding definitions and standards for special vehicle storage as recommended by the Planning and Zoning Commission and as requested in Zoning Case 2008-73; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date; and further to adopt Ordinance No. 2009-1-7.

Public Hearing and adoption of Ordinance No. 2009-1-8 as requested in Zoning Case 2008-82 to amend Section 1.600 (Definitions) of Article I (General Regulations), Subsection 2.502 (Schedule of Permitted Uses) of Section 2.500 (Permitted Uses) of Article 2 (Zoning Districts and Uses), and Subsection 3.105 (Private Clubs) of Section 3.100 (Supplementary Regulations for Principal Permitted Uses and Specific Uses) of Article 3 (Supplementary Regulations) of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended regarding private club use; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date. Applicant: City of Plano [Regular Agenda Item (4)]

Director of Planning Jarrell spoke to Council initiation of the Public Hearing process to consider amendments to regulations for private clubs in the Downtown Business/Government (BG) and Central Business-1 (CB-1) zoning districts. She spoke to the 2005 election approving the sale of mixed beverages in restaurants by a food and beverage certificate holder and the 50% limitation on gross revenues from alcoholic beverage sales. Ms. Jarrell spoke to the difficulty for those locations oriented to dinner and late evening service in meeting limitations and an alternative licensing option amending local regulations for private clubs. She advised that the request proposes a minor change in the definition of private club to better reflect the reference in state regulations; amends the use charts to allow the use by right rather than with a Specific Use Permit in BG and CB-1 districts only; and exempts these locations from the supplemental regulations of the Zoning Ordinance including the 65/35 ratio of food to beverages. Ms. Jarrell advised that the 300-foot distance requirement from churches, public/private schools would remain in the BG district and would apply in the CB-1 district. She advised that the Planning and Zoning Commission recommended approval as follows: (Additions are indicated by underlined text; deletions are indicated by strikethrough text.)

1. Amend the definition for private club in Section 1.600 (Definitions) of Article 1 (General Regulations) to read as follows:

“An establishment providing social and dining facilities, as well as alcoholic beverage service, to an association of persons, and otherwise falling within the definition of, and permitted under the provisions of, the ~~of Title 3, Chapter 32, Vernon’s Texas Codes Annotated~~ Texas Alcoholic Beverage Code, as the same may be hereafter amended, and as it pertains to the operation of private clubs. (See Subsection 3.105.)

2. Amend Subsection 2.502 (Schedule of Permitted Uses) of Section 2.500 (Permitted Uses) of Article 2 (Zoning Districts and Uses) to permit private club use by right in the Downtown Business/Government and Central Business-1 zoning districts.

Ordinance No. 2009-1-8 (cont'd)

3. Amend Subsection 3.105 (Private Clubs) of Section 3.100 (Supplementary Regulations for Principal Permitted Uses and Specific Uses) of Article 3 (Supplementary Regulations) to read as follows:

3.105 Private Clubs

(1) Private clubs are allowed by right in the Downtown Business/Government and Central Business-1 zoning districts. Private club uses in these districts are prohibited within 300 feet of a church or public or private school, measured as prescribed, below, except that the prohibition will not apply to a property within 300 feet of a church if the City Council affirmatively finds that the private club would not be detrimental or injurious to the public health, safety, or general welfare, or otherwise offensive to the neighborhood.

(2) The following standards and regulations apply to any private club use requiring a specific use permit:

(a)(4) Private clubs shall be restricted to the following use districts:

(a.) The Downtown Business/Government district

(i)b. Contiguous Regional Commercial and/or Regional Employment districts collectively comprising 30 acres or more.

(ii)e. Contiguous Retail districts collectively comprising 30 acres or more.

(iii)d. Contiguous Light Commercial districts collectively comprising 30 acres or more.

(iv)e. Contiguous Office-2 districts collectively comprising 30 acres or more.

(f.) Contiguous Central Business 1 districts collectively comprising 30 acres or more.

(v)g. Contiguous Research/Technology Center districts collectively comprising 30 acres or more.

(vi)h. Contiguous Corridor Commercial districts collectively comprising 30 acres or more.

(vii)i. Contiguous Commercial Employment districts collectively comprising 100 acres or more.

(viii)j. The contiguous Light Commercial, Retail, Office-2, Light Industrial-1, Light Industrial-2, and Corridor Commercial zoning which is located adjacent to U.S. Highway 75 and is not further west than 1,500 feet from the right-of-way of U.S. Highway 75, and is not further east than 1,000 feet from the right-of-way of U.S. Highway 75.

(ix)k. Office-2, Retail, Light Commercial, Regional Employment, Regional Commercial, Corridor Commercial, Research/Technology Center, Light Industrial-1, or Light Industrial-2 districts when operated in conjunction with a hotel or motel or in conjunction with a regional shopping mall of not less than 750,000 square feet.

(x)l. Any district when in conjunction with a country club or golf course.

Ordinance No. 2009-1-8 (cont'd)

- ~~(b)(2)~~ A private club shall be prohibited within 1,000 feet of the property line of any church, public or parochial school, hospital, or publicly-owned park, except that this prohibition will not apply to property located within 1,000 feet of a hospital or publicly-owned park if the City Council affirmatively finds that issuance of the specific use permit would not be detrimental or injurious to the public health, safety, or general welfare, or otherwise offensive to the neighborhood. ~~In the BG district, the minimum separation between a private club and any church or public or private school shall be 300 feet, measured as prescribed above. All other separation provisions shall be as noted above, except that the prohibition will not apply to property located within 300 feet of a church if the City Council affirmatively finds that issuance of the specific use permit would not be detrimental or injurious to the public health, safety, or general welfare, or otherwise offensive to the neighborhood.~~
- ~~(c)(3)~~ A private club shall be prohibited within 300 feet of the boundary of any residentially-zoned district, except that this prohibition will not apply to property located within 300 feet of the boundary of a residentially-zoned district if the City Council affirmatively finds that issuance of the specific use permit would not be detrimental or injurious to the public health, safety, or general welfare, or otherwise offensive to the neighborhood.
- ~~(d)(4)~~ All distances provided for in this section shall be determined by measurement to be made in a straight line from the front door of the premises to be permitted to the nearest boundary line of the said church, public or parochial school, hospital, publicly-owned park, or residentially-zoned district.
- ~~(e)(5)~~ The following limitations are established for the issuance of specific use permits for private clubs:
- ~~(i)(a)~~ For contiguous Retail, contiguous Office-2, contiguous Light Commercial, ~~contiguous Downtown Business/Government~~, contiguous Corridor Commercial, Research/Technology Center, and combined zoning districts within the city but excluding (1) a hotel or motel and (2) a regional shopping mall of not less than 750,000 square feet, specific use permits may be issued in accordance with the following:
 - ~~1.(i)~~ No more than two specific use permits shall be issued for a tract of land which is greater than 30 acres but less than or equal to 44 acres.
 - ~~2.(ii)~~ No more than three specific use permits shall be issued for a tract of land which is greater than 45 acres but less than or equal to 59 acres.
 - ~~3.(iii)~~ No more than four specific use permits shall be issued for a tract of land which is greater than 60 acres but less than or equal to 74 acres.
 - ~~4.(iv)~~ No more than five specific use permits shall be issued for a tract of land which is greater than 75 acres but less than or equal to 89 acres.
 - ~~5.(v)~~ In areas which are 90 acres or larger, the number of specific use permits issued for private clubs shall not be limited based upon acreage.

Ordinance No. 2009-1-8 (cont'd)

- ~~(ii)b.~~ A hotel or motel shall be issued not more than one specific use permit, provided that the floor area of the restaurant need not be contiguous as long as all the floor area within the private club is situated within the same building.
- ~~(iii)e.~~ For contiguous Commercial Employment districts collectively comprising 100 acres or more, a maximum of one specific use permit may be issued for each 100 acres of land.
- ~~(d)~~ ~~For contiguous Central Business 1 districts collectively comprising 30 acres or more, a maximum of two specific use permits may be issued for each 30 acres of land.~~
- ~~(iv)e.~~ A country club or golf course shall not be issued more than one specific use permit.
- ~~(v)f.~~ For the contiguous Light Commercial, Retail, Office-2, Light Industrial-1, Light Industrial-2, and Corridor Commercial zoning described in 2.a.viii above, there shall be no limitation on the number of private clubs which may be permitted.
- ~~(vi)g.~~ In calculating the acreage in contiguous Retail, Office-2, Corridor Commercial, Light Commercial, Light Industrial-1, and Light Industrial-2 zoning districts outside of and adjacent to the areas described in 2.a.viii above, acreage in contiguous Retail, Office-2, Light Commercial, and Corridor Commercial zoning districts within the described adjacent area shall be included up to a maximum of 30 acres.
- ~~(f)6.~~ All specific use permits issued for the operation of private clubs shall be conditioned that:

 - ~~(i)a.~~ Sixty-five percent of gross receipts be derived from the sale of food, subject to an annual audit provided at the expense of the permitted for review by the City Council.
 - ~~(ii)b.~~ The permitted premises contain a minimum of 80 dining seats allowing a minimum area of 12 square feet of dining area per dining chair.
- ~~(g)e.~~ The permittee comply with the provisions of the Alcoholic Beverage Code and receive a private club permit from the State of Texas within six months from the date of issuance of the specific use permit by the City Council, each such limitation in time being subject to review and possible extension by the City Council.
- ~~(h)d.~~ Such other conditions and restrictions which the City Council may determine at the time of granting the specific use permit are necessary to protect and provide for the health, safety, and general welfare of the community.

Ordinance No. 2009-1-8 (cont'd)

- ~~(i)7.~~ City Council may revoke a specific use permit granted hereunder if it finds that any of the conditions imposed at the time of granting the permit are not met or thereafter cease to exist. City Council may deny a specific use permit for the operation of a private club if it should affirmatively determine that issuance of the same would be detrimental or offensive to the neighborhood or otherwise be contrary to the health, safety, and general welfare of the city and its inhabitants.
- ~~(j)8.~~ All specific use permits issued for the operation of private clubs shall be further conditioned that the same may be canceled, suspended, or revoked in accordance with the provisions of Ordinance No. 79-6-10 which is incorporated herein by reference and made a part hereof for all purposes.

Mayor Evans opened the Public Hearing. No one spoke either for or against the request. The Public Hearing was closed.

Upon a motion made by Deputy Mayor Pro Tem LaRosiliere and seconded by Council Member Johnson, the Council voted 8-0 to amend Section 1.600 (Definitions) of Article I (General Regulations), Subsection 2.502 (Schedule of Permitted Uses) of Section 2.500 (Permitted Uses) of Article 2 (Zoning Districts and Uses), and Subsection 3.105 (Private Clubs) of Section 3.100 (Supplementary Regulations for Principal Permitted Uses and Specific Uses) of Article 3 (Supplementary Regulations) of the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended regarding private club use as recommended by the Planning and Zoning Commission and as requested in Zoning Case 2008-82; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date; and further to adopt Ordinance No. 2009-1-8.

There being no further discussion, Mayor Evans adjourned the meeting at 7:40 p.m.

Pat Evans, MAYOR

ATTEST:

Diane Zucco, City Secretary