

MINUTES OF CITY COUNCIL MEETING OCTOBER 4, 2016

1. **Call to order.** Meeting was called to order at 6:00 P.M. by Mayor Bert Echterling.
2. **Invocation.** Jimmy Rogers provided the Invocation.
3. **Roll Call.** Councilmembers present: Jimmy Rogers, Vernon Leuschner, Bert Echterling, Jim Mastergeorge, and Steve Janics. Councilmembers Jeremy Stivener and Doye Baker were absent.

Item 6 was moved at the request of Mayor Echterling.

6. **Presentation of Proclamation to Dr. Michael Stones.** Mayor Bert Echterling welcomed everyone attending this special occasion, and presented a proclamation to Dr. Michael Stones proclaiming October 4, 2016 as “Dr. Michael Stones Day” in the City of Robinson, Texas, and thanked him for his service and dedication throughout his career.
4. **Approve Minutes from: September 6, 2016; September 13, 2016; September 20, 2016; and September 26, 2016:** Steve Janics motioned to approve the minutes from the September 6, 2016; September 13, 2016; September 20, 2016; and September 26, 2016 meetings as written. Jim Mastergeorge seconded this motion. Voting in favor; Rogers, Leuschner, Mastergeorge, Janics, and Echterling. Motion carried unanimously.
5. **Citizen Comments.** Cameron Whyburn, 302 Simons Avenue, Robinson, Texas 76706, asked for a review of current sex offender ordinance, and requested policy changes regarding policing procedures, and community outreach.
7. **PUBLIC HEARING: Conduct a public hearing and consider action on Ordinance 2016-007 regarding a zoning change from R-1, Single Family Residential to 2F located at 511 S Old Robinson Road.** The Public Hearing was opened at 6:13 p.m. Interim Planning Director Barry Lightfoot provided an overview of the zoning request. Luke Morton, 3825 W Waco Drive, Waco, Texas 76710 requested to amend his zoning change from 2F to SF3 due to the lot size, and respectfully requested approval. Rusty Steed, 2781 Hillside Drive, Robinson, Texas 76706, spoke against the zoning change due to the smaller lot sizes. Linda Hill, 332 S Cedar Ridge, Robinson, Texas 76706, spoke in favor of the zoning change due to less yard maintenance. After no additional comments, the Public Hearing was closed at 6:18 p.m. Councilmembers Leuschner and Mastergeorge asked about the increased traffic in this area. Mr. Lightfoot stated there would be an entrance and exit on Old Robinson Road as well as Tate. Councilmember Leuschner asked what is the difference in 2F and SF3. Mr. Lightfoot indicated the allowable uses. Councilmember Rogers asked if the surrounding lots were similar in size. Mr. Lightfoot said yes. City Manager Craig Lemin reminded Council due to the requested amendment there would have to be a 2/3 majority vote in order to pass. After no additional discussion, Jim Mastergeorge voted to deny the 2F zoning change instead approving the zoning change from R-1 to SF3 as presented. Steve Janics seconded this motion. Voting in

favor: Rogers, Leuschner, Mastergeorge, Janics, and Echterling. Motion carried unanimously.

- 8. PUBLIC HEARING: Conduct a public hearing and consider action on Ordinance 2016-010 regarding a zoning change from from R-1, Single Family Residential to 2F located at 312 W Tate.** The Public Hearing was opened at 6:32 p.m. Interim Planning Director Barry Lightfoot provided an overview of the zoning request. Luke Morton, 3825 W Waco Drive, Waco, Texas 76710 requested to amend his zoning change from 2F to SF3 due to the lot size, and respectfully requested approval. After no additional comments, the Public Hearing was closed at 6:33 p.m. After no additional discussion, Jim Mastergeorge voted to deny the 2F zoning change instead approving the zoning change from R-1 to SF3 as presented. Steve Janics seconded this motion. Voting in favor: Rogers, Leuschner, Mastergeorge, Janics, and Echterling. Motion carried unanimously.
- 9. Consider and possible action on developer's requested exception/variance from certain utility requirements of the Subdivision Ordinance for a portion of the Leasing Center Drive Addition.** Interim Planning Director Barry Lightfoot presented this item, and stated Mr. Patrick Matus submitted a request to the City of Robinson asking to place a septic tank at the proposed location instead of the sewer line as required in the subdivision ordinance. Mr. Matus was present and stated the sewer line would cause an undue hardship and be extremely costly due to the topography of the land. Councilmember Rogers voiced concern regarding future exceptions similar in nature. City Manager Craig Lemin said each exception should be handled on a case by case basis. Councilmember Leuschner asked Mr. Matus if he'd looked into additional solutions such as a grinder pump. Mr. Matus said briefly, but did not recall the exact cost. Councilmember Mastergeorge spoke in favor of the exception as present. Council asked Mr. Matus if he would be willing to bring back additional information regarding an alternative solution. After no additional discussion, Jimmy Rogers motioned to approve the developer's requested exception as presented. Jim Mastergeorge seconded this motion. Voting in favor: Rogers, and Mastergeorge. This motioned failed by a vote of 2-3 with Leuschner, Janics, and Echterling voting in opposition.
- 10. Consider and possible action on Ordinance 2016-011 to establish a joint public hearing with the City Council and Planning and Zoning Commission to consider recommendations and possible action amending the zoning ordinance and zoning map of the City of Robinson.** City Manager Craig Lemin presented this item and stated Lind Sjogren with Bojorquez Law Firm was available for questions. Mr. Lemin said the ordinance presented tonight is to establish procedures for notice and publication of the public hearing with the City Council and the Planning and Zoning Commission. Mr. Lemin said passage of this ordinance would require a 2/3 vote of the City Council. After no additional discussion, Jimmy Rogers motioned to approve Ordinance 2016-011 as presented. Jim Mastergeorge seconded this motion. Voting in favor: Rogers, Leuschner, Mastergeorge, Janics, and Echterling. Motion carried unanimously.

- 11. PUBLIC HEARING: Conduct a public hearing and consider action on Ordinance 2016-012 affecting participation of the City Employees in the Texas Municipal Retirement System.** City Manager Craig Lemin presented this item to Council. Mr. Lemin said it could be problematic to attract experienced employees under the current 25-year plan. Mr. Lemin stated additional funding was included in the FY 2016-2017 budget to change the TMRS from a 25-year plan to a 20-year plan, and said prior to the adoption of this provision, a Public Hearing is required. The Public Hearing was opened at 7:15 p.m. After no comments, the Public Hearing was closed at 7:16 p.m. Steve Janics motioned to approve Ordinance 2016-012 as presented. Jim Mastergeorge seconded this motion. Voting in favor: Rogers, Leuschner, Mastergeorge, Janics, and Echterling. Motion carried unanimously.
- 12. Consider and possible action on Ordinance 2016-013 electing for the city to make current service and prior service contributions to the city's account in the benefit accumulation fund of the Texas Municipal Retirement System at the actuarially determined rate of total employee compensation.** City Manager Craig Lemin presented this item, and provided an explanation of the Stat-Max provision. Mr. Lemin provided the available options which were to remove the Stat-Max, which is recommended by TMRS, or to increase it by 2%. Mr. Lemin stated if the Council takes no action the Updated Service Credit and COLA provision would automatically be turned off January 2017 which would drop the City's rate back below the Stat Max, but would result in decreased retirement benefits for employees. After no additional discussion, Steve Janics motioned to approve Ordinance 2016-013 as presented. Jim Mastergeorge seconded this motion. Voting in favor: Rogers, Leuschner, Mastergeorge, Janics, and Echterling. Motion carried unanimously.
- 13. Consider and possible action on Municipal Lease Agreement with Motorola regarding the 800 MHz radio equipment.** Chief of Police Rusty Smith presented this item, and stated this was the three-year lease agreement for the purchase of the 800 MHz radio equipment for Robinson Police Department and the Robinson Volunteer Fire Department. Chief Smith stated the City will make a onetime payment of \$100,000.00 towards the total equipment purchase, and the remaining balance will be paid through this agreement over the next three years. Councilmember Vernon Leuschner asked if there would be any additional cost that are not proposed in the agreement. Chief Smith stated no, other than a minimal cost for brackets to mount the radios. After no additional comments, Jim Mastergeorge motioned to approve the lease agreement as presented. Bert Echterling seconded this motion. Voting in favor: Rogers, Leuschner, Mastergeorge, Janics, and Echterling. Motion carried unanimously.
- 14. Councilmember requests for items to be placed on future agendas.** Councilmember Vernon Leuschner requested discussion regarding code enforcement procedures. Councilmember Steve Janics requested a review of the current sex offender ordinance.
- 15. Adjourn.** Meeting adjourned at 7:40 p.m.