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**REGULAR CITY COUNCIL MEETING**  
**March 21st, 2013 @ 6:00 P. M. at the Oran White Civic Center**  
**MINUTES**

The City of Tool, City Council meeting was called to order at 6:00 pm. Present were Councilmen Williams, Phillips, Sonka, Wright and Reeder. Mayor Pitts was absent; Quorum was established with Mayor Pro-tem Phillips presiding. Invocation and Pledge of Allegiance was led by Council Member Williams.

Motion to approve the Minutes as corrected prior to the meeting for Regular City Council Meeting: February 21<sup>st</sup>, 2013, Special Meeting February 26<sup>th</sup>, 2013 and Special Meeting March 7<sup>th</sup>, 2013 was made by Council Member Williams second by Council Member Wright. Motion passed 5-0

Motion to approve the Consent Agenda relating to Monthly Activity Reports for Monthly Activity Reports for February 2013: (A) Municipal Court Report; (B) Police/Animal Control/Code Enforcement Report; (C) Financial and Expenditure Report; (D) Maintenance/Street Department Report; (E) Building Department Report; (F) City of Tool Volunteer Fire Department Report was made by Councilman Wright second by Councilman Williams. Motion carried 5-0.

**ITEM 1:** Ross Roeser to come before Council in consideration and or action to amend a previously granted variance at 2013 Hardy Rd Tool, TX that would allow an accessory structure to be constructed with closed sides and utilized as a garage. Motion to approve the variance was made by Council Member Williams, second by Council Member Reeder. Motion carried 5-0.

**ITEM 2:** Richard Avery to come before Council representing Arthur Moeller of 103 Royal Circle Tool, TX to request a variance of Planning and Zoning Ordinance Section 17-11 subsection 1 and 2. Motion to approve was made by Council Member Sonka, second by Council Member Reeder. Motion carried 5-0.

**ITEM 3:** Remove from table for consideration and or action to approve a request from Sheila Ashley to establish Citizens on Patrol watch group. Motion to not approve the Citizens on Patrol group was made by Council Member Williams, second by Council Member Wright. Motion carried 5-0.

**ITEM 4:** Consideration and or action to approve a proposal on retirement plan 457 through Austin Capital. Motion to approve was made by Council Member Reeder second by Council Member Sonka. Motion carried 4-1 with Council Member Wright opposed.

**ITEM 5:** Convene into Executive Session pursuant to Texas Gov't Code Section 551.074 to consider "the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of an employee," specifically Police Officer Rick Simmons at 6:15 pm.

**ITEM 6:** Reconvene in Open Session to take any action necessary regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of an employee, specifically Police Officer Rick Simmons at 6:40 pm. Council Member Wright made a motion that we not accept the settlement offer from Rick Simmons second by Council Member Williams. Motion carried 5-0.

Motion to adjourn was made by Council Member Sonka, second by Council Member Williams. Motion carried 5-0 at 6:41 pm.

**Passed and approved this 18<sup>th</sup> day of April 2013**

ATTEST:

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A.J. Phillips, Mayor Pro-Tem

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Makenzie Blaser, City Secretary