



REGULAR CITY COUNCIL MEETING

November 15th, 2012 @ 6:00 P. M. at the Oran White Civic Center

MINUTES

The City of Tool, City Council meeting was called to order at 6:03 pm. Present were Councilmen Williams, Phillips, Sonka, Wright and Reeder. Quorum was established with Mayor Pitts presiding.

Invocation and Pledge of Allegiance was led by Councilman Sonka.

Motion to approve the Minutes as presented for Regular City Council Meeting: October, 18th, 2012 and Special City Council Meeting: October 22nd, 2012. Motion to approve was made by Council Member Williams, second by Council Member Phillips. Motion carried 5-0.

Motion to approve the Consent Agenda relating to Monthly Activity Reports for October of 2012 was made by Councilman Phillips and seconded by Councilman Williams. Motion carried 5-0.

ITEM 1: Canvass votes November 06, 2012, City of Tool General Election; Mayor Pitts announced that all incumbents were re-elected. Official Tabulation was as follows: AJ “Red” Phillips received 263 votes, Frances E. Sonka received 221 votes, Cindy Clouch received 150 votes, Rickey Williams received 169 votes and Tamra Brickey received 121 votes. Winners of the election for position of Council Person are AJ Phillips, Frances Sonka and Rickey Williams. Council Member Phillips made motion to approve the canvass second by Council Member Williams. Motion passed 5-0.

ITEM 2: Install newly elected Council Members to assume duty of office effective immediately pursuant to Texas Local Government Code, Section 22.006 and 22.036. Judge Rhonda Peterson administered oaths of office to AJ Phillips, Frances E. Sonka and Rickey E. Williams.

ITEM 3: Consideration and appointment of Mayor Pro-Tem. Council Member Reeder nominated AJ Red Phillips for Mayor Pro- Tem second by Council Member Williams. Motion passed 4-0; Council Member Phillips abstained.

ITEM 4: Consideration and or action to appoint a Building Inspector for the City of Tool. Mayor Pitts informed everyone that the City really needs an onsite Building Inspector. Council Member Phillips nominated Mike Grant for appointment of Building Inspector with a monthly pay increase of \$300, second by Council Member Williams. Motion passed 5-0. The only duty Mr. Grant is not qualified to perform is plumbing inspections and the City will not require that and the responsibility will fall to the property owner.

ITEM 5: Consideration and or action to adopt Ordinance 2012-06 and attachment “A”; rescinding Ordinance 2006 0316, 2008-03 along with all their attachments and providing for the re-adoption of the 2006 International Building Code and International Residential Code; providing the re-establishment of permit requirements, a schedule of fees, penalties for violations, savings, a repealing clause and severability. Motion to approve was made by Council Member Phillips second by Council Member Williams. Motion passed 5-0.

ITEM 6: Consideration and or action to adopt City of Tool Personnel Policy by Ordinance 2012-07 establishing policies and procedures for City of Tool Employees to include the following changes:

- Chapter 2 section 2-10 (Residential restrictions) limiting the number of miles an employee can reside to qualify for a take home vehicle to 20 miles. Motion to approve was made by Council Member Phillips second by Council Member Sonka. Motion passed 5-0.
- Chapter 5 section 5-1 (Holidays) adding Martin Luther King Day, Good Friday and Veterans Day, to the current list of City approved holidays. Council Member Sonka advised that all Martin Luther King Day and Veterans Day had already been approved in a regular meeting on November 14th 2011 but was never changed in the policy.



Therefore Council Member Sonka made a motion to add only Good Friday to the current list of approved City Holidays second by Council Member Williams. Motion passed 5-0.

- Chapter 5 Section 5-2 (Vacation Leave) Adjusting the accrual amount for one consecutive year of service to forty hours of vacation accrual, 2-5 years of consecutive service to eighty hours of vacation accrual, 6-14 years of consecutive service to 120 hours of vacation accrual and 15 or more years of consecutive service to 160 hours of vacation accrual. Motion to approve by Council Member Williams; second by Council Member Reeder. Motion passed 5-0.
- Chapter 5 Section 5-2b (Vacation Leave) All vacation hours are left to the discretion of the Supervisor subject to the Mayors approval. Motion to approve was made by Council Member Williams second by Council Member Sonka. Motion passed 5-0.
- Chapter 5 Section 5-3 (Sick Leave) limiting the maximum accrual of sick leave to 80 hours and allowing this accrual to roll over as long as 80 hours is not exceeded. Using sick time for anything over what is considered an employee's standard number of hours worked per week is prohibited. Council Member Phillips stated that 80 hours was not enough time and motioned that the maximum accrual be raised to 300 hours second by Council Member Wright. Motion passed 4-1 with Council Member Williams opposed.
- Chapter 13 Section 13-03j (Under the Influence) changing the title to read as "Legally Intoxicated" and modifying the alcohol concentration level to .08 to coincide with Texas state law and adding a zero tolerance clause in section 13-04c. Motion to approve was made by Council Member Sonka second by Council Member Williams. Motion passed 5-0.
- Chapter 13 Section 13-06 (Preventive Acts) allowing an employee to report potential medication side effects regarding their job performance to Department Head or Mayor. Motion to approve was made by Council Member Reeder second by Council Member Williams. Motion passed 5-0.

ITEM 7: Consideration and or action to approve a contract with Cedar Creek Lake Humane Society. The Humane Society is increasing their fee by \$5.00 but is a vital service to the City. Motion to approve was made by Council Member Phillips second by Council Member Williams. Motion passed 5-0.

ITEM 8: Richard Haynie, Record of Agent for the City of Tool request to come before Mayor and Council to discuss upcoming changes to the City's hospitalization medical insurance. Richard Haynie explained the nominal increase that Blue Cross Blue Shield will be implementing is the City decides to stay with them. Mayor Pitts stated that though the City did budget for an increase we did not budget for the large increase that took place. Mr. Haynie went on to explain that United Health care offers comparable coverage at a much lower rate than BCBS and would not only keep the City in budget but would bring us in under budget. Mayor Pitts advised that we would call a special meeting next week to vote on a decision and get back with Mr. Haynie.

ITEM 9: KCKL representative Yolanda Petereit to make a presentation on KCKL's 29th Annual Toy Drive. Mayor Pitts requested that this item be discussed prior to Item 3 to allow Ms. Petereit to make another engagement that she had. Ms. Petereit made her presentation to Mayor and Council requesting a sponsorship from the City in the amount of \$2,385 which includes Thirty, thirty second commercials per month, thirty business mentions in the toy drive promotion, thirty shout outs from "Toy Drive Hero's, mention from all toy drive live broadcasts from across the region and one recorded drop from our location. Mayor Pitts informed Ms. Petereit that this would be a non-budgeted item and would require further discussion at a special meeting.

Motion to adjourn was made by Council Member Sonka, second by Council Member Reeder. Motion carried 5-0 at 6:57pm.



Passed and approved this 20th day of December 2012

ATTEST:

Leland Pitts, Mayor

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Makenzie Blaser, City Secretary