

PLANO CITY COUNCIL

April 14, 2008

COUNCIL MEMBERS

Pat Evans, Mayor
Sally Magnuson, Mayor Pro Tem
Jean Callison, Deputy Mayor Pro Tem
Shep Stahel
Scott Johnson
Loretta L. Ellerbe
Harry LaRosiliere
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
John Gilliam, First Assistant City Attorney
Diane Zucco, City Secretary

Mayor Evans convened the Council into the Regular Session on Monday, April 14, 2008, at 7:05 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 Gene Wilkes with Legacy Church.

The Pledge of Allegiance was led by Daisy Girl Scout Troop 8859 of Harrington Elementary.

The Council received the Dallas Business Journal “Best of Real Estate Deals 2007 – Best Office Deal – “Newly Developed Space” for the Capital One Campus Project. Mayor Evans recognized Sexual Assault Awareness Prevention Month – April, 2008; presented a proclamation for Plano, Texas – Relay for Life; gave special recognition to the Parks and Recreation Department for the Texas Gold Medal Award, Class 1; and presented a proclamation for National Library Week – 2008.

Mayor Evans administered an oath of office to incoming board member A.R. Schell, III of the North Texas Municipal Water District Board.

BOARD AND COMMISSION REPORT

Bob Drotman, Public Art Committee Chair spoke to Council regarding the Committee's goal to develop quality and diversified art in public spaces in the City of Plano. He reviewed recent accomplishments including Landscape of Light installed at the Tom Muehlenbeck Center and completion of the design phase for five libraries. Mr. Drotman spoke to the status of ongoing projects including the Veterans' Memorial at Memorial Park, Oak Point Park and Nature Preserve, Downtown Fire Station, and Animal Shelter. He additionally spoke to the review of resolutions and development of five-year Public Art Plan.

COMMENTS OF PUBLIC INTEREST

Citizen Jack Lagos requested City Council to place an item on the agenda regarding the Plano Economic Development Board. He spoke to the effect of the Open Meetings Act and Public Information Act on the board and City monies providing funding. City Manager Muehlenbeck advised that PEDB meetings with a quorum of Council Members will be posted.

CONSENT AGENDA

Council Member Stahel advised that he would be stepping down on Consent Agenda Item "F" due to a possible conflict of interest.

Citizen Jack Lagos requested that Consent Agenda Item "U" be removed for individual consideration.

Mayor Evans advised that she would be stepping down on a portion of Regular Agenda Items "2" and "4" due to possible conflicts of interests.

Upon a motion made by Council Member LaRosiliere and seconded by Council Member Dunlap, the Council voted 8-0 to approve and adopt all remaining items on the Consent Agenda as recommended and as follows:

Approval of Minutes [Consent Agenda Item (A)]

March 25, 2008

March 31, 2008

Approval of Expenditures

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

Bid No. 2008-108-B for Windrow Compost Turner and Hose Reel to N40, Inc., in the amount of \$582,086. [Consent Agenda Item (B)] (Exhibit "A")

Bid No. 2008-60-C for the purchase of Water Line Replacement & Fire Rehabilitation to Morrison Supply Co., Ferguson Waterworks, Texas Water Products, Inc., ACT Pipe and Supply, and Mainline Supply Co. in the amount of \$202,979. This project will involve the addition of fire hydrants where existing spacing is in excess of 500 ft. and include the replacement of water mains and services to enhance the City's infrastructure. [Consent Agenda Item (C)] (Exhibit "B")

Bid No. 2007-15-C for an annual fixed price contract for the best value bid for Right-of-Way Landscape Maintenance – Hwy. 121 and Preston Road to DAL Technologies, Inc. in the estimated annual amount of \$118,650. This will be a two-year contract with three City optional one-year renewals. [Consent Agenda Item (D)] (Exhibit "C")

Purchase from Existing Contract/Agreement: (Purchase of products/services through Cooperative Purchasing Interlocal Contract with another governmental/quasi-governmental agency or an additional purchase from current City of Plano annual purchase agreement).

To approve an expenditure in the amount of \$65,166 to Affiliated Telephone Inc. to replace the Norstar Key System with VOIP (Voice Over Internet Protocol) at the Haggard Library, through the Department of Information Resources (DIR) Contract and authorizing the City Manager to execute all necessary documents (DIR-SDD-289). [Consent Agenda Item (E)]

To approve the purchase of one John Deere Excavator in the amount of \$166,171 from RDO Equipment Company through an existing contract/agreement with H-GAC Cooperative Purchase Program and authorizing the City Manager to execute all necessary documents. (EM06-08) [Consent Agenda Item (G)]

To approve the purchase of two Soil Relievers-Heavy Duty (Aerator) in the amount of \$59,400 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. (#225-05) [Consent Agenda Item (H)]

To authorize the purchase of Plano Centre Restroom Remodel in the amount of \$234,236 from Centennial contractors enterprises, inc., through The Cooperative Purchasing Network (TCPN) contract, and authorizing the City Manager to execute all necessary documents (TCPN Contract No. R4538) [Consent Agenda Item (I)]

Approval of Contract

To approve and authorize a contract with Freese & Nichols, Inc. to provide Engineering Services in conjunction with the Park System Pond Restoration Project in an amount not to exceed \$76,175 and authorizing the City Manager to execute any and all documents necessary to effectuate the contract. [Consent Agenda Item (J)]

Approval of Contract Modification

To approve Contract Modification #1 to 2007-70-C (Occupational Resource Services) to Merit Insurance Services, Inc. in the amount of \$44,885 and authorizing the City Manager to execute all necessary documents (Annual Contract with Renewals). This modification is for additional technology, installation and continuous monthly alarm system monitoring of the Occupational Resource Service Building. [Consent Agenda Item (K)]

To approve Contract Modification #1 to 2007-70-C (Claims Administration and Occupational Resource Services) to Merit Insurance Service, Inc. in the amount of \$139,025 and authorizing the City Manager to execute all necessary documents (Annual Contract with Renewals). This modification is for the upgrade of one part-time clerical position to full-time and an additional yearly expenditure for the addition of one full-time adjuster. [Consent Agenda Item (L)]

Approval of Change Order

To Parsons Transportation Group, Inc., increasing the Professional Services Contract by \$28,000 for Preston at Legacy Intersection Improvements, with the original contract amount of \$280,000. Contract Modification No. 1 (B113-04) [Consent Agenda Item (M)]

Adoption of Resolutions

Resolution No. 2008-4-1(R): To approve the terms and conditions of an Interlocal Cooperation Agreement by and between the State of Texas acting by and through the Department of Information Resources and the City of Plano, Texas for web security testing; authorizing its execution by the City Manager and providing an effective date. [Consent Agenda Item (N)]

Resolution No. 2008-4-2(R): To approve the terms and conditions of an Interlocal Agreement by and between the City of Plano and Collin County Sheriff's Office to utilize Offender Watch software for registering and tracking sex offenders; authorizing the City Manager to take such action and execute such documents as necessary to effectuate the agreement herein; and providing an effective date. [Consent Agenda Item (O)]

Resolution No. 2008-4-3(R): To approve the terms and conditions of an Interlocal Cooperation Agreement by and between the City of Plano, Texas and the North Central Texas Council of Governments providing terms and conditions for the funding of a Centralized CFL Recycling Program; authorizing its execution by the City Manager and providing an effective date. [Consent Agenda Item (P)]

Resolution No. 2008-4-4(R): To approve the terms and conditions of an Interlocal Cooperation Agreement by and between the City of Plano, Texas and the North Central Texas Council of Governments providing terms and conditions for the funding of a Commercial Recycling Incentive Program; authorizing its execution by the City Manager and providing an effective date. [Consent Agenda Item (Q)]

Resolution No. 2008-4-5(R): To approve the terms and conditions of an Interlocal Cooperation Agreement by and between the City of Plano, Texas and the North Central Texas Council of Governments providing terms and conditions for the funding for Multi-Family Recycling; authorizing its execution by the City Manager and providing an effective date. [Consent Agenda Item (R)]

Resolution No. 2008-4-6(R): To approve the terms and conditions of an Interlocal Cooperation Agreement by and between the City of Plano, Texas and the North Central Texas Council of Governments providing terms and conditions for the funding to facilitate public awareness and education opportunities to reduce littering and illegal dumping; authorizing its execution by the City Manager and providing an effective date. [Consent Agenda Item (S)]

Resolution No. 2008-4-7(R): To approve the terms and conditions of an Interlocal Cooperation Agreement by and between the City of Plano, Texas and the North Central Texas Council of Governments providing terms and conditions for the funding of a series of Live Green 2008 Expo recycling exhibits; authorizing its execution by the City Manager and providing an effective date. [Consent Agenda Item (T)]

Adoption of Ordinances

Ordinance No. 2008-4-8: To amend Section 12-101 (Prohibited on Certain Streets at All Times) of Article V (Stopping, Standing, and Parking), of Chapter 12 (Motor Vehicles and Traffic) of the City of Plano Code of Ordinances, to prohibit stopping, standing, or parking of motor vehicles along the west side of Thunderbird Lane between Lexington Drive and Parker Road within the City limits of the City of Plano; declaring it unlawful and a Class C Misdemeanor to stop, stand, or park motor vehicles in said sections of Thunderbird Lane within the limits herein defined; providing a fine for criminal penalties not to exceed \$200.00 for each offense; and providing a repealer clause, a severability clause, a savings clause, and an effective date. [Consent Agenda Item (V)]

Ordinance No. 2008-4-9: To abandon all right, title and interest of the City, in and to a portion of that certain Sanitary Sewer Easement recorded in Volume 1509, Page 430 of the Land Records of Collin County, Texas, located within the City limits of Plano, Collin County, Texas; quitclaiming all right, title and interest of the City in such easement to the abutting property owner, Custer Highway 190 Joint Venture, to the extent of its interest; authorizing the City Manager to execute any documents deemed necessary; and providing an effective date. [Consent Agenda Item (W)]

Ordinance No. 2008-4-10: To amend Ordinance No. 2001-6-7, Section 6-468 (Exemptions) of Article XI (Outdoor Lighting), Chapter 6 of City of Plano Code of Ordinances providing a repealer clause, a severability clause, a penalty clause, a savings clause and an effective date. [Consent Agenda Item (X)]

Ordinance No. 2008-4-11: To transfer the sum of \$161,549 from the General Fund Unappropriated Fund Balance to the General Fund Operating Appropriation for Fiscal Year 2007-08 for the purpose of providing additional funds for increased operational costs associated with safety guidelines at the Tom Muehlenbeck Center due to higher than projected facility usage; amending the budget of the City and Ordinance 2007-9-6, as amended, to reflect the actions taken herein; declaring this action to be a case of public necessity; and providing an effective date. [Consent Agenda Item (Y)]

END OF CONSENT

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

Purchase from Existing Contract/Agreement:

To authorize an expenditure in the amount of \$235,000 with Software House International (SHI) for Microsoft Enterprise Licensing and true-up costs for additional server and desktop products necessary for SharePoint 2007 and Exchange 2007 upgrade, through a Department of Information Resources (DIR) Contract, and authorizing the City Manager to execute all necessary documents. (SHI DIR Contract No. DIR-SDD-198). [Consent Agenda Item (F)]

Upon a motion made by Mayor Pro Tem Magnuson and seconded by Council Member Johnson, the Council voted 7-0 to authorize an expenditure in the amount of \$235,000 with Software House International (SHI) for Microsoft Enterprise Licensing and true-up costs for additional server and desktop products necessary for SharePoint 2007 and Exchange 2007 upgrade, through a Department of Information Resources (DIR) Contract, and authorizing the City Manager to execute all necessary documents. (SHI DIR Contract No. DIR-SDD-198).

Council Member Stahel resumed his place at the bench.

Ordinance No. 2008-4-12: To amend Section 12-104 of Article V Stopping, Standing and Parking of Chapter 12 Motor Vehicles and Traffic of the Code of Ordinances of the City of Plano by adding Section 12-104.2 to provide for regulations regarding parking in public parking lots adjacent to library buildings during specified periods; providing a repealer clause, a severability clause, a savings clause, a penalty clause, and an effective date. [Consent Agenda Item (U)]

Citizen Jack Lagos spoke to the efforts of an individual to work with the City regarding parking on City property and to postponing consideration of the item. Mr. Lagos and Citizen Jason Vranek spoke to utilizing public resources to assist the homeless and the effect of the economy on individuals.

Director of Libraries Baumbach provided background regarding those who park overnight at City libraries and to the current ordinance pertaining to trucks and RVs but not autos. Ms. Baumbach spoke to concerns of area homeowners, modifying the ordinance to mirror the Parks regulations, and revisions allowing no overnight parking. She responded to City Manager Muehlenbeck regarding PISD and Collin College not allowing overnight parking at their facilities.

Ordinance No. 2008-4-12 (Con't)

Ms. Baumbach spoke to information provided regarding social service agencies. Council Member LaRosiliere spoke to the City recognizing that people fall on hard times and trying to provide resources through the Community Relations Commission.

Upon a motion made by Council Member LaRosiliere and seconded by Council Member Dunlap, the Council voted 8-0 to amend Section 12-104 of Article V Stopping, Standing and Parking of Chapter 12 Motor Vehicles and Traffic of the Code of Ordinances of the City of Plano by adding Section 12-104.2 to provide for regulations regarding parking in public parking lots adjacent to library buildings during specified periods; providing a repealer clause, a severability clause, a savings clause, a penalty clause, and an effective date, and further to adopt Ordinance No. 2008-4-12.

Transmittal of Fiscal Year 2006-2007 Affirmative Action Report [Regular Agenda Item (1)]

Human Resources Director Ross spoke to City efforts to provide broad access to all those who may be interested in employment, recruiting and targeting certain markets when needed, race and gender comparison, and low female employment traditionally found in public safety and technician-related positions. She spoke to measuring criteria for utilization to ensure there are no barriers, and regarding application and testing data. She responded to Council Members Stahel and Johnson regarding the decrease in fire rescue applicants over the past three years due to candidate certification requirements. She spoke to hiring for the Fire Department, and detailed the process for public safety positions including written examination, physical and background testing.

Public Hearing and adoption of Resolution No. 2008-4-13(R) to adopt the 2008-09 Action Plan, including the Final Statement of Community Development Block Grant (CDBG) and HOME Program Objectives and Proposed Use of \$1,690,825 in Grant Funds for Program Year 2008-09; and declaring an effective date. [Regular Agenda Item (2)]

Bob Masengill, Community Relations Committee Chair, spoke to approval of the item by the Committee and request to adopt the recommendations as submitted. He spoke to the total available for funding and to requests in excess of monies. Mr. Masengill advised regarding the public service cap of 15% of the CDBG grant amount being defined as activities toward improving community services and direction received from the Council to use CDBG funds primarily to fund housing and neighborhood projects. He spoke to allocating 85% of funding targeted toward housing and neighborhoods, and HUD's expectations that the City utilize funds to meet the goals expressed in the Five-Year Consolidated Plan. Mr. Masengill responded to Council Member Stahel regarding Plano Community Home's qualification for funds.

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

Resolution No. 2008-4-13(R) (Con't)

Upon a motion made by Mayor Pro Tem Magnuson and seconded by Council Member Johnson, the Council voted 8-0 to adopt the 2008-09 Action Plan, including the Final Statement of Community Development Block Grant (CDBG) and HOME Program Objectives and Proposed Use of \$1,690,825 in Grant Funds for Program Year 2008-09; and declaring an effective date and further to adopt Resolution No. 2008-4-13(R) with the exception of Christ United Methodist Church.

Mayor Evans stepped down from the bench on consideration of Christ United Methodist Church due to a possible conflict of interest.

Upon a motion made by Council Member LaRosiliere and seconded by Council Member Ellerbe, the Council voted 7-0 to approve the proposed use of funds for Program Year 2008-2009 for Christ United Methodist Church.

Mayor Evans resumed her place at the bench.

Resolution No. 2008-4-14(R): To authorize the filing of applications for federal funds in an amount not to exceed \$1,690,825 under the Housing and Community Development Act, the HOME Investment Partnership Act, and the American Dream Downpayment Act; designating Thomas H. Muehlenbeck as Chief Executive Officer and authorized representative of the City for the purpose of giving required assurances and acting in connection with said application and providing required information; and declaring an effective date. [Regular Agenda Item (3)]

Neighborhood Services Manager Day stated the resolution authorizes the City Manager to request and receive Federal Funds.

Upon a motion made by Council Member Stahel and seconded by Council Member Johnson, the Council voted 8-0 to approve the terms and conditions of Agreements between the City of Plano and various Community Organizations, providing for the expenditure of Community Development Block Grant Funds in the amount of \$363,084 and HOME Funds in the amount of \$371,097 for the provision of various community services; authorizing its execution by the City Manager, and providing an effective date, and further to adopt Resolution No.2008-4-14(R).

Resolution No. 2008-4-15(R): To approve the terms and conditions of Agreements between the City of Plano and various Community Organizations, providing for the expenditure of Community Development Block Grant Funds in the amount of \$363,084 and HOME Funds in the amount of \$371,097 for the provision of various community services; authorizing its execution by the City Manager, and providing an effective date. [Regular Agenda Item (4)]

Neighborhood Services Manager Day spoke to funding agencies, contracts for CDBG and HOME Funds, and CDBG revisions to include public services and construction.

Resolution No. 2008-4-15(R) (Con't)

Upon a motion made by Council Member LaRosiliere and seconded by Council Member Ellerbe, the Council voted 7-0 to approve the terms and conditions of Agreements between the City of Plano and various Community Organizations, providing for the expenditure of Community Development Block Grant Funds in the amount of \$363,084 and HOME Funds in the amount of \$371,097 for the provision of various community services; authorizing its execution by the City Manager, and providing an effective date and further to adopt Resolution No. 2008-4-15(R) with the exception of Christ United Methodist Church. (Council Member Stahel was away from the bench).

Mayor Evans stepped down from the bench on consideration of Christ United Methodist Church due to a possible conflict of interest.

Upon a motion made by Council Member LaRosiliere and seconded by Deputy Mayor Pro Tem Callison, the Council voted 6-0 to approve the terms and conditions of an agreement between the City of Plano and United Methodist Church. (Council Member Stahel was away from the bench.)

Mayor Evans resumed her place at the bench.

Public Hearing and consideration of ordinances as requested in Zoning Cases 2008-19 through 2008-26 all of which are limited to the repeal of certain Specific Use Permits for Private Clubs. The following ordinances are proposed to be repealed which, if approved, will result in the rescission of the Specific Use Permit for an additional use of a Private Club and the applicant is the City of Plano. [Regular Agenda Item (5)]

Ordinance No. 2008-4-16 as requested in Zoning Case 2008-19 - Request to rescind Specific Use Permit #443 for a Private Club on one lot on 1.5± acres located on the east side of U.S. Highway 75, 1,200± feet north of Parker Road. Zoned Corridor Commercial. [Regular Agenda Item (5a)]

Ordinance No. 2008-4-17 as requested in Zoning Case 2008-20 - Request to rescind Specific Use Permit #445 for Private Club on one lot on 0.2± acre located 1,070± feet west of Dallas North Tollway and 790± feet north of Park Boulevard. Zoned Regional Commercial. [Regular Agenda Item (5b)]

Ordinance No. 2008-4-18 as requested in Zoning Case 2008-21 - Request to rescind Specific Use Permit #446 for Private Club on one lot on 1.3± acres located on the east side of Dallas North Tollway, 1,600± feet south of Parker Road. Zoned Regional Employment. [Regular Agenda Item (5c)]

Ordinance No. 2008-4-19 as requested in Zoning Case 2008-22 - Request to rescind Specific Use Permit #447 for Private Club on one lot on 0.2± acre located 1,430± feet north of Park Boulevard and 895± feet west of Dallas North Tollway. Zoned Regional Commercial. [Regular Agenda Item (5d)]

Ordinance No. 2008-4-20 as requested in Zoning Case 2008-23 - Request to rescind Specific Use Permit #456 for Private Club on one lot on 2.0± acres located on the west side of U.S. Highway 75, 840± feet north of Ruisseau Drive. Zoned Corridor Commercial. [Regular Agenda Item (5e)]

Ordinance No. 2008-4-21 as requested in Zoning Case 2008-24 - Request to rescind Specific Use Permit #457 for Private Club on one lot on 2.2± acres located on the north side of Park Boulevard, 500± feet west of Dallas North Tollway. Zoned Regional Commercial. [Regular Agenda Item (5f)]

Ordinance No. 2008-4-22 as requested in Zoning Case 2008-25 - Request to rescind Specific Use Permit #458 for Private Club on one lot on 0.2± acre located at the southeast corner of Legacy Drive and Bishop Road. Zoned Planned Development-65-Central Business-1. [Regular Agenda Item (5g)]

Ordinance No. 2008-4-23 as requested in Zoning Case 2008-26 - Request to rescind Specific Use Permit #460 for Private Club on one lot on 0.1± acre located on the west side of Bishop Road, 180± feet south of Legacy Drive. Zoned Planned Development-65-Central Business-1. [Regular Agenda Item (5h)]

Director of Planning Jarrell advised the Council that the Planning and Zoning Commission recommended approval of the requests as submitted.

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 Council Member Mayor Pro Tem Magnuson and seconded by Deputy Mayor Pro Tem Callison, Council voted 8-0 to adopt all the ordinances listed as recommended by the Planning and Zoning Commission and as designated by their zoning case number. The repeal of each amends the Comprehensive Zoning Ordinance of the City, Ordinance No. 2006-4-24, as heretofore amended, to reflect such action; directing a change accordingly in the official zoning map of the City; and providing a penalty clause, a repealer clause, a savings clause, a severability clause, and an effective date, and further adopts each ordinance.

Resolution No. 2008-4-24(R): To support utilization of the Burlington Northern Santa Fe Rail Line to connect the cities of Carrollton, Farmers Branch, Frisco, Irving and Plano to the Regional Commuter Rail Network; authorizing the City Manager to participate in the solicitation of consultants to prepare a business plan for the rail line; and providing an effective date. [Regular Agenda Item (6)]

City Manager Muehlenbeck spoke regarding professional service providers creating a business plan outlining methods to fund, market, and develop commuter rail service along the Burlington Northern Sante Fe Rail alignment with participating cities.

Resolution No. 2008-4-24(R) (Con't)

Upon a motion made by Council Member Ellerbe and seconded by Council Member Dunlap, Council voted 7-0 to support utilization of the Burlington Northern Santa Fe Rail Line to connect the cities of Carrollton, Farmers Branch, Frisco, Irving and Plano to the Regional Commuter Rail Network; authorizing the City Manager to participate in the solicitation of consultants to prepare a business plan for the rail line; and providing an effective date, and further to adopt Resolution No. 2008-4-24(R). (Mayor Pro Tem Magnuson was away from the bench).

Resolution No. 2008-4-25(R): To approve a Funding Agreement among the cities of Allen, Frisco, and Plano for additional funding in the amount of \$100,000 each for final construction document and bid document development and related services for a proposed project pertaining to the Arts of Collin County Commission, Inc.; authorizing the City Manager to execute the agreement; and providing an effective date. [Regular Agenda Item (7)]

City Manager Muehlenbeck spoke to determining the true costs of the project and contributing \$100,000 in bond funds already issued from each city. He responded to Council Member Dunlap stating that the item is a requirement prior to developing a project.

Council Member Stahel spoke to bid estimates, additional funding needed, and requested the item to be tabled to discuss financing. Mayor Evans stated the resolution is to authorize the contractor to determine a final price. Council Member Dunlap expressed the need to continue with the program in place. Mayor Pro Tem Magnuson spoke to funds allocated as the initial investment. Council Members Johnson and Ellerbe spoke to the need to identify costs prior to moving forward with the project.

A motion was made by Council Member Dunlap and seconded by Council Member LaRosiliere to approve a Funding Agreement among the cities of Allen, Frisco, and Plano for additional funding in the amount of \$100,000 each for final construction document and bid document development and related services for a proposed project pertaining to the Arts of Collin County Commission, Inc.; authorizing the City Manager to execute the agreement; and providing an effective date, and further to adopt Resolution 2008-4-25(R). The Council voted 7-1 with Council Member Stahel in opposition. The motion carried.

There being no further discussion, Mayor Evans adjourned the meeting at 8:27 p.m.

Pat Evans, MAYOR

ATTEST:

Diane Zucco, City Secretary