

**MINUTES OF THE CITY OF CENTER  
CITY COUNCIL MEETING  
REGULAR MEETING  
February 27, 2012**

The Center City Council met in a regular session on Monday, February 27, 2012 at 5:00 p.m. in the Council Room of City Hall. The meeting was open to the public. Notices were properly posted of the date, place and hour and the news media was notified. The following members were present:

David Chadwick	-	Mayor
Jim Forbes	-	Councilperson
Charlie Byndom	-	Councilperson
Charles Rushing	-	Councilperson
Joyce Johnson	-	Councilperson
Leigh Porterfield	-	Councilperson
Chad Nehring	-	City Manager
Barbara Boyd	-	City Secretary

Guests signed the register.

**Item I. Mayor, David Chadwick opened the meeting and welcomed the visitors and media.**

Tri County Community Action Executive Director, George Simon addressed the council regarding Tri-County Community Action's current programs for Shelby County residents.

**Item II. Approval of Minutes of the Regular Meeting and the Workshop Session on February 13, 2012.** Council Member Charles Rushing made a motion to approve the Minutes of the Regular Meeting and the Work Shop session on February 13, 2012. Council Member Joyce Johnson seconded the motion. All voted in favor.

**Item III. Public Hearing:**

- A. Specific Use Permit Request 2011-2 – Civic Center Drive. Planning & Zoning Board Chairman, Stephen Shires addressed the Council regarding the purpose of the specific use permit and answered any questions the Council had regarding the permit.

**Consider Discussion and Possible Action on the following:**

- A. Approve or Deny Specific Use Permit Request #2011-2 – Civic Center Drive. City Manager, Chad Nehring stated this application for a specific use permit was presented to the Planning & Zoning Commission including a public hearing at a February 16, 2012 meeting. Mr. Nehring stated the application is for a restaurant, but the inclusion of alcohol sales requires a specific use permit regardless of location within the City. Mr. Nehring stated this location does adjoin existing residential lots in the rear, but is part of a heavy commercial (C-2) zoned district currently in existence. In recognition of this adjoining use, there were two stipulations included in the P&Z recommendation for approval which are: 1) no parking in the rear of the building/lot adjoining the residential lots and 2) vegetation to be required along the lot line adjoining residential uses. After much discussion, Council Member Leigh Porterfield made a motion to approve Specific Use Permit Request #2011-2 – Civic Center Drive. Council Member Charles Rushing seconded the motion. All voted in favor.
- B. Approve Resolution 2012-7 – Authorizing Regional Solid Waste Grant Application. City Manager, Chad Nehring stated this resolution will authorize staff to complete and submit an application to the solid waste review committee of DETCOG for TCEQ grant funding for solid waste or stream reduction initiatives. Mr. Nehring stated this is the program that has previously funded some of the recycling and code enforcement efforts of the City most recently purchasing the recycling trailer and truck used to provide this service to the community. Mr. Nehring stated this application cannot exceed \$10,000 and staff is recommending first, the purchase of a second recycling trailer to allow for greater recycling collections and second, for the advertising to create an electronics recycling event to develop into an ongoing program. Council Member Jim Forbes made a motion to approve Resolution 2012-7 Authorizing Regional Solid Waste Grant Application. Council Member Charlie Byndom seconded the motion. All voted in favor.
- C. Authorize Budget Amendment #2012-1 – Ellington Street Renovation. City Manager, Chad Nehring stated after several evaluations of alternatives for improving the safety and visibility along Ellington Street as expressed to the Council by concerned citizens several months ago, the final recommendation is to make slight adjustments to both the width and maximum elevation at

the highest point of the road to minimize the potential dangers. Mr. Nehring stated this should improve visibility along that section of the roadway at reasonable costs and since it is not budgeted, the expenditure should be specifically approved by the Council. Council Member Charles Rushing made a motion to authorize Budget Amendment #2012-1 – Ellington Street Renovation. Council Member Leigh Porterfield seconded the motion. All voted in favor.

**Item IV. Items of Interest from Council and City Manager, and Citizens – No Action Items.**


1. Update on Drought Status. City Manager, Chad Nehring stated TCEQ has withdrawn their demands for mandatory discharge, therefore we are reducing the status back to Stage II.
2. Chamber of Commerce Banquet – March 13, 2012.

**Item V. Executive Session.**

Consider entering executive session for legal consultation with the City Attorney and discussion of pending litigation, personnel matters and land acquisition with possible action related thereto upon reconvening in open session in accordance with Local Government Code Section 551.071, 551.072 and 551.074

**Item VI. Adjournment**

Mayor David Chadwick adjourned the meeting.



David Chadwick, Mayor

Attest:



Barbara Boyd, City Secretary

