

December 15, 2014

On this the 15th day of December 2014 6:30 P.M., the City Commission of the City of Hereford, Texas, convened in a regular session in the Commission Chamber, in the City Hall, the meeting being open to the public and notice of said meeting having been given as prescribed by Chapter 551 of the Government Code, with the following members being present and in attendance, to-wit:

Robert D. Josserand, Mayor
 Charlie Kerr, Commissioner Place Three
 Linda Cumpton, Commissioner, Place Four
 Cathy Bunch, Commissioner Place Five
 Sam Metcalf, Commissioner Place Six
 Rick L. Hanna, City Manager
 Suzanne Finch, City Secretary

Absent: Jose A. Garza, Commissioner Place One
 Angie Alonzo, Commissioner Place Two
 Slater C. Elza, City Attorney

Lynda Work was in attendance from the Hereford Brand to witness the proceedings. Also in attendance were Assistant City Manager Steve Bartels, Audie Sciumbato (Attorney Underwood Law Firm), HEDC Executive Director Michael Kitten, Seletta Gholson, and Captain Kirsten Williams.

Mayor Josserand called upon Linda Cumpton to voice the invocation and then called upon Commissioner Metcalf to lead the Pledge of Allegiance to the United States flag. He then called the meeting to order, welcomed those in attendance, and introduced each item on the agenda.

REGULAR HEARINGS:

ITEM 1 - Consider approval of minutes for the November 3rd, 2014 Regular Meeting.

Commissioner Kerr made the motion to approve both sets of minutes. Commissioner Metcalf seconded the motion and it passed with the unanimous vote of the Commission.

ITEM 2 - Consider approval of minutes for the November 17th, 2014 Special Meeting.

[Please see Agenda Item #1]

ITEM 3 - Hear report from Hereford Economic Development Corporation.

HEDC Executive Director Michael Kitten reported on the following:

- Governor Elect Abbott - transition teams
- December - typically slow month
- All windmill are turning except for three (101 out of 104)
- Received bids on property that was formerly the Ford House for demolition and asbestos removal
- Leadership Hereford

ITEM 4 - Consider approval of Ordinance No. 12.15.14 an ordinance of the City Of Hereford, Texas amending the Code Of Ordinances Chapter 12, "Traffic And Vehicles," of the Code of Ordinances of the City of Hereford, by adding under Article 12.05 "Miscellaneous Regulations", Sec. 12.05.010 "Use of wireless

communication devices to send, read, or write a text message while driving or operating a motor vehicle prohibited within the city limits,"; providing for a penalty of a fine not to exceed two hundred dollars (\$200.00) for each offense; repealing all conflicting ordinances; providing for a severability clause; and providing an effective date.

Mayor Josserand called upon Attorney Sciumbato to read the pertinent parts of Ordinance No. 12.15.14.

ORDINANCE NO. 12.15.14

AN ORDINANCE OF THE CITY OF HEREFORD, TEXAS AMENDING THE CODE OF ORDINANCES CHAPTER 12, "TRAFFIC AND VEHICLES," OF THE CODE OF ORDINANCES OF THE CITY OF HEREFORD, BY ADDING UNDER ARTICLE 12.05 "MISCELLANEOUS REGULATIONS", SEC. 12.05.010 "USE OF WIRELESS COMMUNICATION DEVICES TO SEND, READ, OR WRITE A TEXT MESSAGE WHILE DRIVING OR OPERATING A MOTOR VEHICLE PROHIBITED WITHIN THE CITY LIMITS,"; PROVIDING FOR A PENALTY OF A FINE NOT TO EXCEED TWO HUNDRED DOLLARS (\$200.00) FOR EACH OFFENSE; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Commissioner Metcalf made the motion to accept proposed Ordinance No. 12.15.14. Commissioner Bunch seconded the motion and it passed with the unanimous vote of the Commission.

ITEM 5 - Consider approval of appointment of new member to the Deaf Smith County Juvenile Probation Board.

Commissioner Metcalf made the motion to appoint Adelaida ("LaLa") Murillo to serve a two-year term expiring December 2016. Commissioner Kerr seconded the motion and it passed with the unanimous vote of the Commission.

ITEM 6 - Consider canceling the Regular City Commission Meeting scheduled for January 5th, 2015.

Commissioner Bunch made the motion to cancel the Regular City Commission Meeting scheduled for January 5, 2015. Commissioner Metcalf seconded the motion and it passed with the unanimous vote of the City Commission.

ITEM 7 - Consider approval of Consent to Transmission Right of Way and Easement and Non-Disturbance Agreement to be made and entered into by the City of Hereford and Chermac Energy Corporation.

Commissioner Kerr made the motion to accept the proposed Consent to grant Right of Way. Commissioner Cumpston seconded the motion and it passed with the unanimous consent of the Commission.

ITEM 8 - Announcements and comments from Mayor and City Commissioners.

Mayor Josserand wished everyone a Merry Christmas and a wonderful New Year and he thanked the Commission for giving of their time.

The Commissioners wished everyone a Merry Christmas.

ITEM 9 - Announcements and comments from City Staff.

There were no comments from City Staff.

ITEM 10 - Public Comments.

Mrs. Gholson thanked the Commission for passing the deal on texting and driving; she commented on how beautiful 15th Street looked now and inquired as to how the lawsuit is going. City Manager Hanna noted the lawsuit [on 15th Street] is progressing.

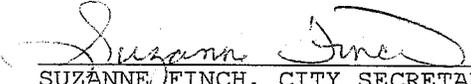
There being no further business before the Commission, the meeting was adjourned at 6:46 p.m.

APPROVED:



ROBERT D. JOSSELAND, MAYOR
CITY OF HEREFORD, TEXAS

ATTEST:



SUZANNE FINCH, CITY SECRETARY