



**CITY OF GAINESVILLE**  
**NOTICE OF REGULAR CALLED CITY COUNCIL MEETING**  
**Tuesday, December 7, 2010, 6:30 P.M.**  
**MUNICIPAL BUILDING, 200 SOUTH RUSK, GAINESVILLE, TEXAS**

*Glenn Loch, Mayor*

*Carolyn Hendricks, Councilmember, Ward 1*  
*Beverly Snuggs, Councilmember, Ward 2*  
*Philip Neelley, Councilmember, Ward 3*

*Jim Goldsworthy, Mayor Pro Tem*  
*Ray Nichols, Councilmember, Ward 5*  
*Vince Rippy, Councilmember, Ward 6*

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**AGENDA**

- 1. CALL TO ORDER .....Mayor Glenn Loch**
- 2. INVOCATION .....Reverend Todd Grey, Gethsemane Baptist Church**
- 3. PLEDGE TO THE FLAG**
- 4. RECOGNITIONS**
- 5. REPORTS**
- 6. CITIZEN COMMENTS**
- 7. CONSENT AGENDA**
  - A. Minutes of November 16, 2010 Regular City Council Meeting

**ITEMS TO BE CONSIDERED**

- 8.** Consideration of and action on a Resolution of the City of Gainesville, Texas, authorizing the Cities Aggregation Power Project, Inc. (CAPP) to negotiate an extension to the current electric supply and necessary related services agreement with Next Era for a fixed price per kWh that is lower than contract rates for 2011-2013, said extension to continue until December 31, 2018; authorizing CAPP to act as an agent on behalf of the city to enter into a contract for electricity; authorizing the chairman of CAPP to execute an extension to the current electric supply agreement for deliveries of electricity effective January 1, 2011 or as soon after finalization of a contract as possible; committing to budget for energy purchases and to honor the City's commitments to purchase power through CAPP for its electrical needs through December 31, 2018.
- 9.** Discussion and possible action on a resolution authorizing the City Manager of the City of Gainesville, Texas to enter into a contract for the collection of delinquent taxes; providing for compensation for services required thereunder; providing for a contract period and other terms and conditions contained therein.
- 10.** Consideration of and action on a Resolution authorizing the City Manager, for and on behalf of the City of Gainesville, to execute an agreement with Kimley-Horn and Associates for implementation of individual Project Order 2011-2, bid package B, of the street and utility maintenance program for the City of Gainesville.

11. Consideration of and action on FIRST READING of an Ordinance amending the Code of Ordinances, Section 2-3 Budget policies, officer, fiscal year; preparation, etc.; Section 2-7 Purchasing policies and procedures; Section 2-8 Authorization of the city manager to execute documents; Section 2-13 Capital improvement program; providing an effective date; providing for severability; and making an opening meetings finding.

**EXECUTIVE SESSION**

Adjourn into closed or executive session in compliance with Vernon’s Texas Codes Annotated, Government Code, Chapter 551 (Open Meetings Act), to discuss the following:

- Under Government Code §551.074 Personnel – City Manager’s Evaluation
- Under Government Code §551.072 Real Property
- Under Government Code §551.071 Attorney Client matters

**RECONVENE INTO OPEN SESSION**

12. Consideration of and action on a Resolution authorizing the Mayor to extend the contract of employment of Barry Sullivan as City Manager.

**ADJOURN**

*At any time during the meeting and in compliance with the Texas Open Meetings Act, Chapter 551, Government Code, Vernon’s Texas Codes, Annotated, the City Council may meet in executive session on any of the above agenda items for consultation concerning attorney-client matters (§551.071); deliberation regarding real property (§551.072); deliberation regarding prospective gift (§551.073); personnel matters (§551.074); deliberation regarding security devices (§551.076); and deliberation regarding economic development negotiations (§551.087). Any subject discussed in executive session may be subject to action during the open meeting.*

- i. Citizen comments will be limited to persons who have registered with the City Secretary in advance, except by majority vote of the City Council. In accordance with the Open Meetings Act, the Council will hear comments of public interest, but any discussion shall be limited to placing the item on a future agenda for consideration.*
- ii. Items on the Consent Agenda will be voted on in one motion unless request is made for separate discussion and approved by the City Council.*
- iii. In order to be fair to all persons who have items on the agenda or interest in one or more of the items, the Council may impose time limitations on speakers in Public Hearings. Applicants must limit presentations to 5 minutes. The Mayor may impose other time constraints at his discretion, depending on other prevailing factors. Speakers will be notified by the Mayor Pro Tem when their time has expired.*
- iv. The Council reserves the right to retire into executive session concerning any of the items listed on this Agenda, whenever it is considered necessary and legally justified under the Open Meetings Act.*
- v. The Council reserves the right to suspend the Charter and adopt any ordinance without three readings.*
- vi. Persons with disabilities who plan to attend this meeting and who may need assistance should contact the City Secretary at (940) 668-4500 two working days prior to the meeting so that appropriate arrangements can be made.*

I, Kay Lunnon, City Secretary, posted this Agenda on the official City of Gainesville bulletin board in the Municipal Building, 200 S. Rusk Street, Gainesville, Texas 76240, which is accessible to the public twenty-four hours each day at \_\_\_\_\_ a.m./p.m. on \_\_\_\_\_, 2010.

\_\_\_\_\_  
Kay Lunnon

Sworn to and subscribed before me on this the \_\_\_\_\_ day of \_\_\_\_\_, 2010.

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Notary Public, State of Texas  
My Commission expires: \_\_\_\_\_