



CITY OF GAINESVILLE
NOTICE OF REGULAR CALLED CITY COUNCIL MEETING
Tuesday, April 5, 2011, 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

AGENDA

- 1. CALL TO ORDERMayor Glenn Loch**
- 2. INVOCATIONReverend Phillip Helms, Eastside Nazarene Church**
- 3. PLEDGE TO THE FLAG**
- 4. RECOGNITIONS/PROCLAMATIONS**
National Public Safety Telecommunications Week, April 10-16, 2011
- 5. REPORTS**
- 6. CITIZEN COMMENTS**
- 7. CONSENT AGENDA**
A. Minutes of March 15, 2011 Regular City Council Meeting
B. Appointments to Parks and Recreation Board

ITEMS TO BE CONSIDERED

- 8.** Consideration of and action on **SECOND READING** of a Resolution approving actions of the Gainesville Economic Development Corporation of the City of Gainesville, which voted to approve conveyance of real estate at the Gainesville Municipal Airport to Orteq Energy Technologies, LLC. for Economic Development.
- 9.** Public Hearing on an Ordinance to re-zone 216 West Pecan Street from Single Family Two (SF-2) to General Commercial (C-2).
- 10.** Consideration of and action on **FIRST READING** of an Ordinance amending Ordinance 1219-12-2008; the Zoning Ordinance of the City of Gainesville, Texas authorizing the City of Gainesville, Texas, to rezone from Single Family Two (SF-2) to General Commercial (C-2) the property identified as 216 West Pecan Street, Gainesville, Texas; providing for amendment of the official zoning map of the City of Gainesville; providing for an effective date; containing a severability clause and making an open meeting finding.

11. Consideration of and action on FIRST READING on Ordinance amending appropriations for the support, maintenance, buildings and improvements for the City of Gainesville, Texas, for the Fiscal Year from October 1, 2010 through September 30, 2011 and revising the budget for October 1, 2010 through September 30, 2011; providing an effective date; and making an open meeting finding.
12. Consideration of and action on FIRST READING of an Ordinance of the City Council of the City of Gainesville, Texas receiving the certification of the City Secretary relating to the regular General Election and the Special Election called for May 14, 2011; finding that the candidates who have filed for a place on the ballot are unopposed; declaring the results of the election; finding and determining the meeting at which this ordinance is passed to be open to the public as required by law; and suspending the charter requirement of three separate readings and making an open meeting 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 §551.072 Real Property

RECONVENE INTO OPEN SESSION

13. Consideration of and action on a Resolution authorizing the City Manager to settle a land ownership issue regarding former MKT railroad property, and to execute a deed if necessary to transfer title to a portion of such property in connection with the settlement.

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 _____, 2011.

Kay Lunnon

Sworn to and subscribed before me on this the _____ day of _____, 2011.

Notary Public, State of Texas
My Commission expires: _____