



**CITY OF GAINESVILLE**  
**NOTICE OF REGULAR CALLED CITY COUNCIL MEETING**  
**Tuesday, October 16, 2007, 6:30 P.M.**  
**MUNICIPAL BUILDING, 200 SOUTH RUSK, GAINESVILLE, TEXAS**

*Glenn Loch, Mayor*

*Carolyn Hendricks, Councilmember, Ward 1*  
*Beverly Snuggs, Councilmember, Ward 2*  
*Charles Draper, Councilmember, Ward 3*

*Jim Goldsworthy, Mayor Pro Tem*  
*Woody Williams, Councilmember, Ward 5*  
*Vince Rippey, Councilmember, Ward 6*

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**AGENDA**

1. **CALL TO ORDER** ..... Mayor Glenn Loch
2. **INVOCATION** ..... Reverend Betsy Stillwell, Chaplain NTMC
3. **PLEDGE TO THE FLAG**
4. **PROCLAMATIONS / RECOGNITIONS**
5. **REPORTS**
6. **CITIZEN COMMENTS**
7. **CONSENT AGENDA**
  - A. Minutes of September 27, 2007 Special Called City Council Meeting
  - B. Minutes of October 2, 2007 Regular City Council Meeting
  - C. Appointment to Planning and Zoning Commission

**ITEMS TO BE CONSIDERED**

8. Hearing on forfeiture and cancellation of franchise agreement with Safeway Taxi Company: allegations against Safeway Taxi Company.
9. Consideration of and action on a Resolution of forfeiture and cancellation of Safeway Taxi franchise.
10. Consideration of and action on a Resolution approving the recreational use of 1500 Lawrence Street parking lot by Summertime Amusements on October 25 through October 28, 2007.
11. Consideration of and action on a resolution denying a request for consumption of alcohol in the Leonard Park pavilion in accordance with the City Code of Ordinances.
12. Consideration of and action on a Resolution regarding a commemoration event in Georgia Davis Bass Park in the City of Gainesville as requested by Leon Russell.

13. Consideration of and action on a Resolution recognizing the annual Depot Day celebration in the City of Gainesville; authorizing the Mayor to enter into an agreement with the Texas Department of Transportation for temporary closure of a portion of California street, and authorizing the Mayor to execute said agreement.
14. Consideration and action on FIRST READING of an Ordinance to be known as the City of Gainesville Flood Prone Area Regulations Ordinance of 2007; providing for regulations and specifications of all development in flood prone areas within the City of Gainesville; in order to promote and secure the safety, health and welfare of all of the citizens of the City of Gainesville; achieving a more desirable living environment; protecting and enhancing the aesthetics of the City of Gainesville with better controls of flood prone areas; repealing all previous flood plain regulations; making findings of fact; providing for publication; providing for severability; and providing for an effective date.

### **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 §551.071, Attorney-client matters

- Tax litigation
- Qualifications for appraisers

Under Government Code §551.074, Personnel matters

- City Manager position

### **RECONVENE INTO OPEN SESSION**

15. Consideration of and action on a Resolution authorizing the Mayor, for and on behalf of the City of Gainesville, to execute a contract for appraisal reports for services associated and in accordance with the project cooperation agreement between the City of Gainesville and the Army Corps of Engineers for Pecan Creek Flood Damage Reduction Project.

### **CITY MANAGER'S COMMENTS**

### **CITY ATTORNEY'S COMMENTS**

### **MAYOR'S COMMENTS**

### **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. 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 \_\_\_\_\_, 2007.

\_\_\_\_\_ Kay Lunnon  
Sworn to and subscribed before me on this the \_\_\_\_\_ day of \_\_\_\_\_, 2007.

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