



**CITY OF GAINESVILLE**  
**NOTICE OF REGULAR CALLED CITY COUNCIL MEETING**  
**Tuesday, April 15, 2008, 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 .....Brother Bill Black, Grand Avenue Baptist Church**
- 3. PLEDGE TO THE FLAG**
- 4. PROCLAMATIONS / RECOGNITIONS**
- 5. REPORTS**
- 6. CITIZEN COMMENTS**
- 7. CONSENT AGENDA**
  - A. Minutes of April 1, 2008 Regular City Council Meeting
  - B. Appointments to Parks and Recreation Board

**ITEMS TO BE CONSIDERED**

- 8.** Consideration of and action on a Resolution authorizing the City Manager to execute a contract agreement with Utility Service Co., Inc. for the renovation and maintenance of the ground storage tank on North Weaver Street.
- 9.** Consideration of and action on a Resolution authorizing the City Manager to execute a contract agreement with Utility Service Co., Inc. for the renovation and maintenance of the ground storage tank on North Radio Hill Road.
- 10.** Consideration of and action on a Resolution authorizing the City Manager, for and on behalf of the City of Gainesville, to execute Task Order No. 6 agreement with HDR Engineering, Inc. for professional services for the Pecan Creek Sanitary Sewer Design and Right of Way Survey as part of the Pecan Creek Flood Damage Reduction Project for the City of Gainesville.

11. Consideration of and action on a Resolution authorizing the City Manager, for and on behalf of the City of Gainesville, to execute Task Order No. 7 agreement with HDR Engineering, Inc. for professional services for Pecan Creek Mitigation Area Right of Way Survey as part of the Pecan Creek Flood Damage Reduction Project for the City of Gainesville.
12. **PUBLIC HEARING** on Specific Use Permit as requested by HEP Oil Company GP, LLC, allowing the operation of an office and pipe yard in the IH-35 development corridor located at 4539 IH-35 North.
13. Consideration of and action on FIRST READING of an Ordinance amending Ordinance No. 25-2-71; 154-12-79; the zoning ordinance of the City of Gainesville, Texas, authorizing the City Council of the City of Gainesville, Texas, to grant a specific use permit, as requested by HEP Oil Company GP, LLC, allowing the operation of an office and pipe yard in the IH-35 development corridor located at 4539 IH-35 North; providing for amendment of the official zoning map of the City of Gainesville; providing for publication; providing an effective date; and containing a severability clause; making an open meeting finding; and providing for suspension of the City Charter requirement of reading on three separate occasions.
14. Consideration of and action on FIRST READING of an Ordinance amending City of Gainesville Code of Ordinance, Chapter 14, parks and recreation, Article I, by adding Section 14-11, prohibiting child sex offenders from entering any city park and from loitering on a public way within 300 feet of a city park; defining child safety zone, city park, child sex offender, loiter and public way; providing for enforcement procedures; providing for penalty of violation not to exceed five hundred dollars (\$500.00); providing a savings and repealer clause; providing severability; providing for publication; and providing an effective date.
15. Consideration of and action on a Resolution of the City Council of the City of Gainesville, Texas, granting approval of the site plan in the I-35 corridor, for the property located at 217 North Weaver Street for the construction of a commercial business, submitted by Bengfort Construction.

## **EXECUTIVE SESSION**

### **RECONVENE INTO OPEN SESSION**

Consideration of and action on item(s) discussed in Executive Session.

### **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 \_\_\_\_\_, 2008.

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

Sworn to and subscribed before me on this the \_\_\_\_\_ day of \_\_\_\_\_, 2008.

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