

AGENDA

GAINESVILLE CITY COUNCIL MEETING

SEPTEMBER 19, 2006

6:30 P.M.

MUNICIPAL BUILDING

200 SOUTH RUSK

GAINESVILLE, TEXAS 76240

1. **CALL TO ORDER**Mayor Glenn Loch
2. **INVOCATION**Reverend Don Yeager, First United Methodist Church
3. **PLEDGE TO THE FLAG**
4. **PROCLAMATIONS & RECOGNITIONS**
5. **REPORTS**
6. **CITIZEN COMMENTS**
7. **CONSENT AGENDA**
 - A. Minutes of September 5, 2006 Regular City Council Meeting
 - B. Appointments to Keep Gainesville Beautiful Board

ITEMS TO BE CONSIDERED

RESOLUTIONS

8. Consideration of and action on a Resolution approving or disapproving the proposed FY 2006-2007 Budget for the Cooke County Appraisal District.
9. Consideration of and action on a Resolution approving the annual budget as presented by the Texoma Area Solid Waste Authority (TASWA) for Fiscal Year 2006-2007.
10. 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 development of a public school, as submitted by the Gainesville Independent School District.
11. Consideration of and action on a Resolution of the City Council of the City of Gainesville, Texas, authorizing the Mayor to enter into an agreement with the Texas Department of transportation for a grant for the routine airport maintenance program (ramp), providing for the City of Gainesville matching funds up to \$50,000 from the Gainesville Municipal Airport Fund.
12. Consideration of and action on a Resolution providing for the approval of the Preliminary Plat for Tuscany Villas, lots 1 through 52, in the 2400 block of FM 1306; being 16.31

acres in the E. Yeaman Survey, Abstract 1173, City of Gainesville, Cooke County, Texas.

13. Consideration of and action on a Resolution of the City Council of the City of Gainesville, Texas, authorizing participation in an application for a Homeland Security Regional Grant with the Texoma Council of Governments (TCOG) for the program year 2006.

ORDINANCES

14. **PUBLIC HEARING** on Specific Use Permit for sale of alcohol for Seafoodville, located at 424 East California Street.
15. 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 issue a Specific Use Permit, as requested by David Bone, to allow for the sale of alcohol at Seafoodville located at 424 East California Street; providing for amendment of the official zoning map of the City of Gainesville; providing for publication in the official newspaper of the City of Gainesville; providing an effective date; containing a severability clause; providing for suspension of the city charter requirement of reading on three separate occasions; and making an open meeting finding.
16. **PUBLIC HEARING** on the re-zoning of 503 Scott Street, from single family 3 (SF-3) to two family (2F).
17. Consideration of and action on **FIRST READING** of an Ordinance amending Ordinance 25-2-71; 101a-8-76; 154-12-79; the Zoning Ordinance of the City of Gainesville, Texas, authorizing the City of Gainesville, Texas, to rezone from single family 3 (SF-3) to two family (2F), all that certain tract or parcel of land situated in the A. Boutwell Survey, Abstract 99, City of Gainesville, Cooke County, Texas, being parts of Lots 1 and 2 in Block 14 of the Hahn Addition (unrecorded); providing for amendment of the official zoning map of the City of Gainesville; providing for stipulations; providing for publication in the official newspaper of the City of Gainesville; providing for an effective date; providing for suspension of the charter requirement of reading the ordinance on three separate occasions; containing a severability clause and making an open meeting finding.
18. Consideration of and action on **SECOND READING** of an Ordinance amending Chapter 19, Article II, Sections 19-51, 19-52 and 19-64, of the Code of Ordinances of the City of Gainesville; providing for revisions to water and wastewater rates; providing a severability clause; providing for repeal of conflicting provisions; providing a savings clause; providing for publication; providing an effective date; providing for suspension of the Charter requirement of reading on three separate days; and making an open meeting finding.
19. Consideration of and action on **FIRST READING** of an Ordinance to be known as the 2006 Gainesville Sign Code providing for regulations and specifications of all signs within the City of Gainesville, in order to promote and secure the safety, health and welfare of all the citizens of the City of Gainesville; achieving a more desirable living environment; protecting and enhancing the aesthetics of the city with better sign usage;

providing for reduction of nonconforming signs; repealing all previous sign regulations; making findings of fact; providing for publication; providing for penalties; providing for severability; and providing for an effective date.

20. Council Discussion and direction regarding FY 2006-2007 budget for the City of Gainesville.
21. **PUBLIC HEARING** on 2006-2007 Budget appropriations to agencies receiving Hotel/Motel and Public Assistance Funding.
22. **PUBLIC HEARING** on FY 2006-2007 Budget for City of Gainesville.
23. Consideration of and action on **FIRST READING** of an Ordinance establishing appropriations for the support, maintenance, buildings and improvements for the City of Gainesville, Texas, for the Fiscal Year from October 1, 2006 through September 30, 2007 and revising the budget for October 1, 2005 through September 30, 2006; providing an effective date, and suspending the charter provision requirement of reading on three separate occasions; and making an open meeting finding.
24. Consideration of and action on **FIRST READING** of an Ordinance levying, assessing and fixing the ad valorem tax rate for the City of Gainesville, Texas general fund and interest and sinking fund for the Fiscal Year from October 1, 2006 through September 30, 2007; appropriating each levy for the specific purpose; providing for the assessment of all annual occupational taxes provided by law; requiring publication; providing an effective date; and suspending the charter provision requirement of reading on three separate occasions and making an open meeting finding.
25. Consideration of and action on a Resolution authorizing the Mayor to execute an agreement with each of the agencies receiving Hotel/Motel Occupancy Tax pursuant to Chapter 351 of the Property Tax Code; approving agency budgets; appropriating certain amounts from said Hotel/Motel Fund; and authorizing payment on the terms and conditions contained therein.

EXECUTIVE SESSION

The City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.02 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.086 (Economic Development).

RECONVENE INTO OPEN SESSION

Open session for action items following Executive Session.

CITY MANAGER'S COMMENTS

CITY ATTORNEY'S COMMENTS

MAYOR'S COMMENTS

ADJOURNMENT

- 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.*

This is to certify that 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 _____, 2006.

Sworn to and subscribed before me on this the _____ day of _____, 2006. _____
Kay Lunnon

Notary Public, State of Texas
My Commission expires: _____