

**MINUTES
CITY OF GAINESVILLE
CITY COUNCIL MEETING
200 South Rusk
Gainesville, Texas 76240
December 6, 2011**

The City Council of the City of Gainesville, Texas met in regular session on December 6, 2011 at 6:30 p.m. with the following persons in attendance.

MEMBERS PRESENT: Mayor Jim Goldsworthy
Carolyn Hendricks, Ken Keeler, Philip Neelley, Ray Nichols,
Vince Rippey, Beverly Snuggs

STAFF PRESENT: Barry Sullivan, City Manager; Kay Lunnon, City Secretary; Bill Harris, City Attorney; Dan Parker, Finance Director

OTHERS PRESENT: Boyd London, Heather Pilkington, Kit Chase

CALL TO ORDER

Mayor Goldsworthy called the meeting to order at 6:30 p.m. All members of the Council were present.

INVOCATION & PLEDGE OF ALLEGIANCE

City Manager Barry Sullivan gave the invocation. Mayor Goldsworthy led in the pledge to the flag.

CONSENT AGENDA

Council members reviewed the Minutes of the regular City Council Meeting of November 15, 2011, and approved them as written.

Councilmember Nichols **moved to approve the items on the Consent Agenda**, and was seconded by Councilmember Keeler. Motion carried by vote of 7 Ayes, 0 Nays, 0 Abstentions, and 0 Absent.

PUBLIC HEARING ON A PROPOSED ORDINANCE FOR A SPECIFIC USE PERMIT AT 404 ROSEDALE FOR THE OPERATION OF AN IN HOME CHILDCARE BUSINESS

Mayor Goldsworthy announced the proposed ordinance and opened the Public Hearing at 6:32 p.m. for public comment. No person came forward to speak either for or against the proposed Specific Use Permit.

With no further discussion, Councilmember Snuggs **moved to close the Public Hearing**, seconded by Councilmember Neelley. Motion carried by vote of 7 Ayes, 0 Nays, 0 Abstentions, and 0 Absent. The Public Hearing was closed at 6:33 p.m.

ORDINANCE NO. 1286-12-2011 – GRANTING A SPECIAL USE PERMIT TO KELLI STEED FOR AN IN HOME CHILDCARE BUSINESS AT 404 ROSEDALE DRIVE

FIRST READING OF AN ORDINANCE AMENDING ORDINANCE 1219-12-2008, THE ZONING ORDINANCE OF THE CITY OF GAINESVILLE, TEXAS; GRANTING A SPECIAL USE PERMIT AS REQUESTED BY KELLI STEED; ALLOWING FOR IN HOME CHILDCARE AT 404 ROSEDALE DRIVE; PROVIDING FOR AN EFFECTIVE DATE; CONTAINING A SEVERABILITY CLAUSE AND MAKING AN OPEN MEETING FINDING.

City Manager Barry Sullivan stated current zoning allows for use of the property as requested for operation of an in home childcare business, and the City has received no negative comments regarding issuance of a permit for this address. The Planning and Zoning Commission unanimously recommended approval of a five-year Specific Use Permit (SUP), with stipulation that the permit be immediately revoked upon sale of property, rental of property to a third party, or failure to pay the annual permit fee established by City Council in the annual fee schedule. With no further discussion, Council adopted the Ordinance on first reading, granting a five-year Special Use Permit (SUP), as so stipulated, to Kelli Steed to operate an in home childcare business at 404 Rosedale Drive.

Councilmember Nichols **moved to Suspend the Charter requirement of three readings**, and was seconded by Councilmember Neelley, the motion carried by vote of 7 Ayes, 0 Nays, 0 absent.

Councilmember Nichols **moved to adopt the ordinance**. The motion was seconded by Councilmember Neelley and carried by vote of 7 Ayes, 0 Nays, 0 absent.

ORDINANCE NO. 1287-12-2011 – AUTHORIZING ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2012

CONSIDER ALL MATTERS INCIDENT AND RELATED TO THE ISSUANCE AND SALE OF “CITY OF GAINESVILLE, TEXAS, GENERAL OBLIGATION REFUNDING BONDS, SERIES 2012”, INCLUDING THE ADOPTION OF AN ORDINANCE AUTHORIZING THE ISSUANCE OF SUCH BONDS, ESTABLISHING PARAMETERS FOR THE SALE AND ISSUANCE OF SUCH BONDS AND DELEGATING CERTAIN MATTERS TO AUTHORIZED OFFICIALS OF THE CITY.

Council authorized the City Manager and Finance Director to complete issuance of General Obligation Refunding Bonds, Series 2012, under specified conditions. The City Manager said the ordinance sets parameters for sale of the refunding bonds, and if the parameters are met, the City anticipates savings of \$209,000 on past issued debt, over and above the cost and expenses of issuing the refunding bonds. The obligations to be refunded include: 1) Series 1995 Combination Tax and Revenue Certificates of Obligation; 2) Series 2001 Tax and Waterworks and Sewer System Surplus Revenue Certificates of Obligation; 3) Series 2002 Tax and Waterworks and Sewer System Surplus Revenue Certificates of Obligation; 4) Series 2002 General Obligation Bonds, and 5) Series 2003 Tax and Zoo Revenue Certificates of Obligation. Sullivan recommended Suspension of Charter and adoption on first reading.

Councilmember Keeler **moved to Suspend the Charter requirement of three readings**, seconded by Councilmember Rippy, the motion carried by vote of 7 Ayes, 0 Nays, 0 absent.

Councilmember Keeler **moved to adopt the ordinance**. The motion was seconded by Councilmember Rippy and carried by vote of 7 Ayes, 0 Nays, 0 absent.

EXECUTIVE SESSION

Council did not convene into executive session.

ADJOURN

With no further business to come before the City Council, the meeting was adjourned at 6:40 p.m.

Respectfully submitted,

/S/
Kay Lunnon, City Secretary

/S/
Jim Goldsworthy, Mayor