



CITY OF GAINESVILLE
NOTICE OF REGULAR CALLED CITY COUNCIL MEETING
Tuesday, September 21, 2010, 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 Scott Sundbye, Faith Lutheran Church**
- 3. PLEDGE TO THE FLAG**
- 4. RECOGNITIONSCity Employee of the Month, September 2010**
- 5. REPORTS**
- 6. CITIZEN COMMENTS**
- 7. CONSENT AGENDA**
 - A. Minutes of August 21, 2010 Regular City Council Meeting
 - B. Appointment to GEDC Board of Directors

ITEMS TO BE CONSIDERED

- 8.** Consideration of and action on a Resolution of the City of Gainesville, Texas recommending that Oncor follow the preferred route for the Krum West – Anna CCN 345kv transmission line.
- 9.** Consideration of and action on a Resolution updating and approving the annual fee schedule for City of Gainesville services for Fiscal Year 2010-2011 and providing an effective date.
- 10.** Consideration of and action on an Ordinance establishing 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, 2009 through September 30, 2010; providing an effective date; and making an open meeting finding.

11. Consideration of and action on 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, 2010 through September 30, 2011; 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 making an open meeting finding.
12. Consideration of and action on a Resolution authorizing the City Manager to execute an agreement with each of the agencies receiving Hotel/Motel Occupancy Tax pursuant to Chapter 351 of the Tax Code; appropriating certain amounts from said hotel/motel fund; and authorizing payment on the terms and conditions contained therein.
13. Consideration of and action on a Resolution approving the City of Gainesville Five-Year Capital Improvement Plan (FY 2011 – 2015).
14. Consideration of SECOND READING of a Resolution approving actions of the Gainesville Economic Development Corporation which voted to approve Gainesville Cinema, LLC as an economic development project and to approve funding a \$400,000.00 incentive for Gainesville Cinema, LLC.
15. Consideration of and action on a Resolution approving actions of the Stanford Charitable Corporation approving and adopting the FY 2010-2011 budget for the Stanford House.
16. Consideration of and action on a Resolution awarding RFQ No. 2010-5 Engineering Services for the Street and Utility Maintenance Program (SUMP).
17. Consideration of and action on a Resolution of the City Council approving the sale of alcohol in the Frank Buck Zoo located at 1000 West California Street by the Frank Buck Zoological Society during Zoobilee on October 2, 2010.
18. Public Hearing regarding the rezoning of the property identified as 14.667 acres in the Mary E. Clark Survey, Abstract 231, Cooke County, Texas, from Single Family 2 (SF-2) to Agricultural (A).
19. 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 agriculture (A) 14.667 acres in the Mary E. Clark Survey, Abstract 231, Cooke County, 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.
20. Consideration of and action on SECOND READING of an ordinance amending Chapter 9 of the City of Gainesville Code of Ordinances, abolishing Article IV Food and Food Establishments; amending Chapter 8 Health, Article I, abolishing sections 8-1 through 8-5; amending Chapter 8, Article II to establish Division 7 Obstructions and Abatement of Public Rights-of-Way; providing for the repeal of conflicting ordinances; providing for effective date; and providing a savings clause.

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 Consultation with Attorney and §551.072 Real Property

RECONVENE INTO OPEN SESSION

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

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 _____, 2010.

Kay Lunnon

Sworn to and subscribed before me on this the _____ day of _____, 2010.

Notary Public, State of Texas
My Commission expires: _____