



**CITY OF GAINESVILLE**  
**NOTICE OF REGULAR CALLED CITY COUNCIL MEETING**  
**Tuesday, June 15, 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*  
*Vacant position, Councilmember, Ward 3*

*Jim Goldsworthy, Mayor Pro Tem*  
*Ray Nichols, Councilmember, Ward 5*  
*Vince Rippy, Councilmember, Ward 6*

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**AGENDA**

- 1. CALL TO ORDER .....Mayor Glenn Loch**
- 2. INVOCATION .....Reverend Eddie Chennault, Temple Baptist Church**
- 3. PLEDGE TO THE FLAG**
- 4. PROCLAMATIONS/RECOGNITIONS**  
**City Employee of the Month, June 2010, Jennifer Ware**
- 5. REPORTS**  
**Arts Council funding request presentation**  
**Morton Museum and Santa Fe Depot Museum funding request presentation**
- 6. CITIZEN COMMENTS**
- 7. CONSENT AGENDA**
  - A. Minutes of June 1, 2010 Regular City Council Meeting
  - B. Appointments to Building and Standards Commission
  - C. Appointment to Board of Zoning Appeals

**ITEMS TO BE CONSIDERED**

- 8.** Consideration of and action on a Resolution authorizing continued participation with the Steering Committee of cities served by Oncor; and authorizing the payment of 10 cents per capita to the Steering Committee to fund regulatory and related activities related to Oncor Electric Delivery Company LLC.
- 9.** Consideration of and action on a Resolution authorizing the City Manager to make an offer to purchase real estate properties at 814 O'Neal Street and 504 North Schopmeyer street as part of the Pecan Creek Local Flood Damage Reduction Project and instructing the City Attorney to institute condemnation proceedings if necessary.
- 10.** Consideration of and action on a Resolution of the City Council of the City of Gainesville, Texas, recognizing the annual Depot Day celebration in the City of

Gainesville and temporary closure of a portion of California Street in accordance with agreement with the Texas Department of Transportation.

11. Consideration and action on **THIRD READING** of an ordinance of the City of Gainesville, Texas amending Appendix A-Zoning of the Code of Ordinances of the City of Gainesville , Article II – Nonconforming Lots, Structures Uses and Special Use Permits, Section 2.1.04-Nonconforming Lots of Record, Article III - Use of Land or Premise, Section 3.1.09 – CA Central Area District defined, Section 3.1.1–C1 Restricted Commercial District defined, Section 3.1.11 – C2 General Commercial District defined, Section 3.1.12 - C3 Outdoor Commercial District defined, Section 3.2.01 HP Heritage Preservation Overlay District, Section 3.3.03 – Allowable Special Uses and Conditions, Section 3.4.02 General provisions for all districts, Section 3.4.03 Residential provisions, Section 3.6.02–Tree Preservation, Section 3.10.03–Alcoholic Beverage Sales, Article IV – General definitions, providing for severability, providing for repeal of conflicting ordinances, providing for an effective date, and finding the meeting was open to the public.
12. Consideration of and action on **SECOND READING** of an Ordinance repealing Chapter 3 of the Code of Ordinances of the City of Gainesville, establishing an Animal Control Ordinance for the City of Gainesville; providing a severability clause; providing for repeal of conflicting provisions; providing a savings clause; providing for publication; providing an effective date; and making an open meeting finding.
13. **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  
Old Katy ROW litigation
  - Under Government Code §551.071 Consultation with Attorney and §551.072  
Real Property  
Former River Valley Country Club facility

#### **RECONVENE INTO OPEN SESSION**

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

14. Consideration of and action on a Resolution authorizing the City Manager, for and on behalf of the City of Gainesville, to accept donation of real property known as the River Valley Country Club, located on leased premises of the City of Gainesville in the D.B. Dickenson and D. Martin Surveys.

#### **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.

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