



**CITY OF GAINESVILLE**  
**NOTICE OF REGULAR CALLED CITY COUNCIL MEETING**  
**Tuesday, September 15, 2009, 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*  
*Ray Nichols, Councilmember, Ward 5*  
*Vince Rippy, Councilmember, Ward 6*

---

**AGENDA**

- 1. CALL TO ORDER .....Mayor Glenn Loch**
- 2. INVOCATION**
- 3. PLEDGE TO THE FLAG**
- 4. PROCLAMATIONS / RECOGNITIONS**
- 5. REPORTS**
- 6. CITIZEN COMMENTS**
- 7. CONSENT AGENDA**
  - A. Minutes of September 2, 2008 Regular City Council Meeting

**ITEMS TO BE CONSIDERED**

- 8.** A Resolution updating and approving the annual fee schedule for City of Gainesville services for Fiscal Year 2009-2010 and providing an effective date.
- 9.** Consideration 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, 2009 through September 30, 2010 and revising the budget for October 1, 2008 through September 30, 2009; providing an effective date; making an open meeting finding; and providing for ratification of the property tax increase reflected in the Fiscal Year 2009-2010 operating budget by separate vote.
- 10.** 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, 2009 through September 30, 2010; 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.

11. 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 property tax code; appropriating certain amounts from said hotel/motel fund; and authorizing payment on the terms and conditions contained therein.
12. Consideration of and action on a Resolution awarding Bid No. 2009-12 for lease of the concession stand in the Frank Buck Zoo.
13. Consideration of and action on a Resolution authorizing expenditures from the Hotel Motel Fund for flood damage repairs to the Santa Fe Depot.
14. 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.
15. Consideration of and action on a Resolution of the City Council approving the sale of alcohol at the Frank Buck Zoo in Leonard Park for Zoobilee on September 19, 2009.
16. Consideration of and action on a Resolution of the City Council approving the sale of alcohol in the 100 block of Commerce Street by the City of Gainesville Main Street Program during Depot Day on October 10, 2009.
17. Consideration of and action on a Resolution approving actions of the Stanford Charitable Corporation approving and adopting the FY 2009-2010 budget for the Stanford House.
18. Consideration of and action on a Resolution authorizing change orders for the Civic Center Expansion Project for additional dirt work and installation of Pavestone Diamond Pro segmental concrete block retaining wall system.
19. Consideration of and action on FIRST READING of an Ordinance amending the Code of the City of Gainesville, Texas, by repealing Section 11-52 entitled "Use of Hand-Held Mobile Telephones in School Zones" under Chapter 11, Article IV, School Zones; authorizing the removal of old signs and the erection of new state-approved signs; providing an effective date; providing for publication; containing a severability clause and making an open meeting finding.
20. **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 §551.072 Real Property
    - T Mobile Water Tower Lease
  - Under Government Code §551.087 Economic Development
21. **RECONVENE INTO OPEN SESSION**  
Consideration of and action on item(s) discussed in Executive Session.

**ADJOURN \_\_\_\_\_ p.m.**

*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 \_\_\_\_\_, 2009.

\_\_\_\_\_ Kay Lunnon  
Sworn to and subscribed before me on this the \_\_\_\_\_ day of \_\_\_\_\_, 2009.

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