



**CITY OF GAINESVILLE
NOTICE OF REGULAR CALLED CITY COUNCIL MEETING
Tuesday, May 17, 2016 , 6:30 P.M.
MUNICIPAL BUILDING, 200 SOUTH RUSK, GAINESVILLE, TEXAS**

Jim Goldsworthy , Mayor

Carolyn Hendricks, Councilmember, Ward 1
Steve Gordon , Councilmember, Ward 2
Keith Clegg , Councilmember, Ward 3

Ken Keeler, Councilmember, Ward 4
Tommy Moore , Councilmember, Ward 5
Mary Jo Dollar , Councilmember, Ward 6

AGENDA

- 1. CALL TO ORDER..... Mayor Jim Goldsworthy**
- 2. INVOCATION..... Duke Dowling, Pastor, Southside Baptist Church**
- 3. PLEDGE TO THE FLAG**
- 4. PROCLAMATIONS/RECOGNITIONS**
Recognition of outgoing Councilmember Beverly Snuggs and Mayor Pro Tem Ray Nichols
- 5. SWEARING IN OF ELECTED OFFICIALS, Judge John Morris, Cooke County Court at Law**
Christopher F. Cypert, Municipal Court Judge
Steve Gordon, Council Member, Ward 2
Keith Clegg, Council Member, Ward 3
Tommy Moore, Council Member, Ward 5
Mary Jo Dollar, Council Member, Ward 6
- 6. ELECTION OF MAYOR PRO TEM**
- 7. REPORTS**
- 8. CITIZEN COMMENTS**
- 9. CONSENT AGENDA**
A. Minutes of May 3, 2016 Regular City Council Meeting
- 10. Consideration of and action on a Resolution providing for annual compensation for the Municipal Court Judge of the City of Gainesville, Texas in accordance with article IV, Section 4.05, of the Charter of the City of Gainesville, Texas.**

11. Consideration of and action on a Resolution authorizing the City Manager, for and on behalf of the City of Gainesville, to negotiate and execute an agreement with Patricia Adams for Municipal Court Attorney Services; said agreement for the consideration and terms and conditions stated therein in a form acceptable to both parties.
12. Consideration of and action on a Resolution authorizing the City Manager, for and on behalf of the City of Gainesville, to execute a Deed Without Warranty conveying 2.14 acres of property at the Northeast corner of Interstate Highway 35 and US Highway 82 to Clear Creek Retail, LLC.
13. Consideration of and action on the Second Reading of a Resolution approving actions of the Gainesville Economic Development Corporation of the City of Gainesville which voted to approve an economic development incentive for Petroflex NA, Inc.
14. Consideration of and action on the First Reading of an Ordinance amending Chapter 8 – Health, Article IV - Smoking Regulations; Amending Section 8-300 Definitions; Amending Section 8-301 Nonsmoking Areas in Public Places; Amending Section 8-302 Reasonable Distance; Amending Section 8-304 Posting of Signs; Providing Severability; Providing for repeal of conflicting ordinances; providing an effective date; and making an open meetings finding.
15. Consideration of and action on the First reading of an Ordinance amending Chapter 14 – Parks and Recreation, Section 14-5 - Vehicles and Animals in Parks; providing severability; providing for repeal of conflicting ordinances; providing an effective date and making an open meeting finding.
16. Consideration of and action on the First Reading of an Ordinance approving a negotiated settlement between the Atmos Cities Steering Committee (“ACSC”) and Atmos Energy Corp., Mid-Tex Division regarding the Company’s 2016 Rate Review Mechanism Filings; declaring existing rates to be unreasonable; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement; finding the rates to be set by the settlement tariffs to be just and reasonable and in the public interest; requiring the company to reimburse ACSC’s reasonable ratemaking expenses; determining that this ordinance was passed in accordance with the requirements of the Texas Open Meetings Act; adopting a savings clause; declaring an effective date; and requiring delivery of this ordinance to the company and the ACSC’s legal counsel.
17. Consideration of and first reading of an Ordinance adopting Chapter 13 – Offenses – Miscellaneous, Article VII – Garage Sales; providing for a penalty not to exceed \$500; providing for severability; providing for conflicting ordinances; providing for effective date; and making an open meeting finding.

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, Jo Ann Mendez, for Caitlyn Huddleston, 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 _____, 2016.

Jo Ann Mendez

Sworn to and subscribed before me on this the _____ day of _____, 2016.

Notary Public, State of Texas

My Commission expires: _____