

**MINUTES
CITY OF GAINESVILLE
CITY COUNCIL MEETING
200 South Rusk
Gainesville, Texas 76240
March 7, 2017**

The City Council of the City of Gainesville, Texas met in regular session on March 7, 2017 at 6:30 p.m. with the following persons in attendance.

MEMBERS PRESENT: Mayor Jim Goldsworthy, Keith Clegg, Mary Jo Dollar, Carolyn Hendricks, Ken Keeler, Steve Gordon, Tommy Moore

STAFF PRESENT: Barry Sullivan, City Manager; Bill Harris, City Attorney; Caitlyn Huddleston, City Secretary; Dan Parker, Finance Director; Johnathon Frith, Police Department Patrol Captain; Julie Smith, Community Services Director.

OTHERS PRESENT: Nikki King, Megan Gray-Hatfield, Mike Gordon, Lucy Sutton, Kelly Lamkin, Diane Rigler, Officer Green, Tony Dresser (Videographer)

CALL TO ORDER

Mayor Jim Goldsworthy called the meeting to order at 6:30 p.m.

INVOCATION & PLEDGE OF ALLEGIANCE

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

PROCLAMATIONS/RECOGNITIONS

National Social Workers Month

Mayor Jim Goldsworthy read and presented a proclamation for March 2017 to be proclaimed as National Social Workers Month. The proclamation recognizes social workers' work in all areas of society to improve happiness, health and prosperity in schools, social service agencies, and communities. Social Workers were also proclaimed as the largest group of mental health care providers in the United States, and their daily work to help people overcome substance use disorders, mental illnesses, such as depression and anxiety, and provide support at the end-of-life was acknowledged. Kelly Lamkin was in attendance to receive the proclamation.

CONSENT AGENDA

Council reviewed the Minutes of the regularly scheduled City Council Meeting of February 21, 2017 and approved them as written.

Councilmember Dollar **moved to approve the consent agenda**, seconded by Councilmember Keeler, the motion carried by vote of 7 Ayes, 0 Nays, 0 Abstentions, 0 Absent.

ORDINANCE 1408-03-2017 – RECEIVING THE CERTIFICATION OF THE CITY SECRETARY RELATING TO THE REGULAR GENERAL ELECTION ON MAY 6, 2017; FINDING THAT THE CANDIDATES WHO HAVE FILED FOR A PLACE ON THE BALLOT ARE UNOPPOSED; DECLARING THE RESULTS OF THE ELECTION.

CONSIDERATION OF AND ACTION ON THE FIRST READING OF AN ORDINANCE RECEIVING THE CERTIFICATION OF THE CITY SECRETARY RELATING TO THE REGULAR GENERAL ELECTION ON MAY 6, 2017; FINDING THAT THE CANDIDATES

WHO HAVE FILED FOR A PLACE ON THE BALLOT ARE UNOPPOSED; DECLARING THE RESULTS OF THE ELECTION.

Council approved cancellation of the General Election called for May 6, 2017 due to all candidates for office being unopposed, and with no propositions on the ballot. Caitlyn Huddleston, City Secretary, certified that the positions to be elected in the General Election received none or only one applicant only. The ordinance makes the finding that the candidates for Wards 1, 4 and Mayor are unopposed; cancels the election and declares Carolyn Hendricks, Ken Keeler and Jim Goldsworthy elected to two-year terms that will begin with their oath of office which will be administered at the regularly scheduled City Council meeting on May 16, 2017. No one filed for candidacy in Ward 2; Steve Gordon will remain as Councilmember for Ward 2 until May 16th, at which point Council will have 90 days to appoint a new councilmember to take his place. Councilmember Gordon will remain in office until the new appointee is sworn in.

Mayor Goldsworthy thanked the councilmembers for their time and volunteering their service.

Councilmember Clegg **moved to Suspend the Charter requirement of three readings**, seconded by Councilmember Gordon, the motion carried by vote of 7 Ayes, 0 Nays, 0 Abstentions, 0 Absent.

Councilmember Clegg **moved to Adopt the Ordinance on the First Reading**, seconded by Councilmember Moore, the motion carried by vote of 7 Ayes, 0 Nays, 0 Abstentions, 0 Absent.

RESOLUTION 03-07-2017 – APPROVING THE PARKS AND RECREATION DEPARTMENT TO REPLACE FENCING ON FIVE OF THE BASEBALL AND SOFTBALL FIELDS AT LEONARD PARK FOR \$23,000.

CONSIDERATION OF AND ACTION ON A RESOLUTION APPROVING THE PARKS AND RECREATION DEPARTMENT TO REPLACE FENCING ON FIVE OF THE BASEBALL AND SOFTBALL FIELDS AT LEONARD PARK FOR \$23,000.

Council Authorized funding in an amount of \$23,000 to the Parks and Recreation Department to replace fencing on the baseball and softball fields at Leonard Park. The Parks and Recreation Advisory Board requested the improvements of the Parks and Recreation Department. The old chain link fencing will be replaced with black vinyl coated fencing. Mayor Goldsworthy added that funding is provided by user enhancement fees. City Manager Barry Sullivan noted that this project is not guaranteed to be completed by the time the spring baseball and softball seasons begin.

Councilmember Hendricks **moved to approve the resolution**. The motion was seconded by Councilmember Moore and carried by vote of 7 Ayes, 0 Nays, 0 Abstentions, 0 Absent.

PUBLIC HEARING ON AN ORDINANCE TO REZONE FROM GENERAL COMMERCIAL (C-2) TO OUTDOOR COMMERCIAL (C-3) THE GAINESVILLE NORTHTOWN PLAZA, LLC, ADDRESSED AS 4321 NORTH I-35 FRONTAGE ROAD (PID# 18719), GAINESVILLE, TEXAS 76240.

PUBLIC HEARING ON THE 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 GENERAL COMMERCIAL (C-2) TO OUTDOOR COMMERCIAL (C-3) THE GAINESVILLE NORTHTOWN PLAZA, LLC, ADDRESSED AS 4321 NORTH I-35 FRONTAGE ROAD (PID# 18719), GAINESVILLE, TEXAS 76240; 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.

Mayor Goldsworthy opened the Public Hearing at 6:37 p.m. and called for public comment on the proposed rezoning.

No one came forward to speak.

With no further discussion, Councilmember Keeler moved to close the Public Hearing, with second by Councilmember Gordon, and the motion carried by vote of 7 Ayes, 0 Nays, 0 Abstentions, 0 Absent. The Public Hearing was closed at 6:38 p.m.

ORDINANCE 1409-03-2017 – TO REZONE FROM GENERAL COMMERCIAL (C-2) TO OUTDOOR COMMERCIAL (C-3) THE GAINESVILLE NORTHTOWN PLAZA, LLC, ADDRESSED AS 4321 NORTH I-35 FRONTAGE ROAD (PID# 18719), GAINESVILLE, TEXAS 76240.

CONSIDERATION OF AND ACTION ON THE 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 GENERAL COMMERCIAL (C-2) TO OUTDOOR COMMERCIAL (C-3) THE GAINESVILLE NORTHTOWN PLAZA, LLC, ADDRESSED AS 4321 NORTH I-35 FRONTAGE ROAD (PID# 18719), GAINESVILLE, TEXAS 76240; 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.

Council adopted an ordinance rezoning the Gainesville Northtown Plaza, LLC (formerly the Gainesville Outlet Mall) from General Commercial (C-2) to Outdoor Commercial (C-3). The property owner requested the 41.701 acre parcel be rezoned to permit outdoor sales to provide more flexibility for potential tenants and businesses who may want to offer outdoor sales. After a public hearing where no one offered any comments in opposition to the request, and consideration of the ordinance requirements for rezoning, the Planning and Zoning Commission voted unanimously to recommend City Council approve the rezoning request.

City Manager Sullivan explained further that the property could be used for multiple zoning purposes and that the area is bordered by Industrial and C-3 zones.

Councilmember Clegg **moved to Suspend the Charter requirement of three readings**, seconded by Councilmember Moore, the motion carried by vote of 7 Ayes, 0 Nays, 0 Abstentions, 0 Absent.

Councilmember Clegg **moved to Adopt the Ordinance on the First Reading**, seconded by Councilmember Moore, the motion carried by vote of 7 Ayes, 0 Nays, 0 Abstentions, 0 Absent.

ADJOURN

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

Respectfully submitted,

Caitlyn Huddleston, City Secretary

Jim Goldsworthy, Mayor