

**AGENDA
REGULAR CITY COUNCIL MEETING
TUESDAY, FEBRUARY 21, 2006 — 6:00 P.M.
CITY HALL, 209 S. WASHINGTON, KAUFMAN, TEXAS**

CITY COUNCILMEMBERS

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| MAYOR | PAULA BACON |
| MAYOR PRO-TEM | PAULA HAGLER WAMPLER |
| COUNCILMEMBER | GIL ALTOM JR. |
| COUNCILMEMBER | LONNIE BOUNDS |
| COUNCILMEMBER | FLOYD CHOYCE |
| COUNCILMEMBER | STANLEY HOLMES |
| COUNCILMEMBER | JANICE MURRELL |

INVOCATION

PLEDGE OF ALLEGIANCE

CALL MEETING TO ORDER: Mayor calls the Meeting to order, state the date and time. State Councilmembers present and declare a quorum present.

CITIZENS COMMENTS (5 MINUTES) Citizens may address the City Council on any subject but must first complete a Request to Speak Form. Comments are limited to five (5) minutes, but no more than five (5) minutes per individual, and are not transferable. Citizen's comments not to exceed a total of 15 minutes.

CONSENT AGENDA ITEM #1 THROUGH #2

“All matters listed under the Consent Agenda, are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately. For a citizen to request removal of an item, a speaker card must be filled out and submitted to the City Secretary.”

1. Consider the approval of the Minutes of the January 17, 2006 Regular City Council Meeting.
2. Consider approval of Resolution R-01-06 of the City Council of the City of Kaufman, Texas authorizing the City Manager to execute an Agreement with Humane Society of Cedar Creek Lake, Inc. for Public Animal Shelter Services.

END OF CONSENT AGENDA

PLANNING AND ZONING ITEMS

3. Consider a request from KASE Ventures, L.P., regarding a Final Plat for a new apartment complex, being a replat of 8.217 acres of land known as Lot 1, Block A of the Vista at Five Points Addition (to be vacated by this plat) and also being all of a certain 2.783 acre tract of land, to be known as Lot 1A (5.9593 acres) and Lot 2A (5.0407 acres), Block A, Five Points Addition for a total of 11.00 acres of land, as recorded in Volume 2734, Page 344 of the Deed Records of Kaufman County, Texas, generally located at the northwest corner of State Highway 34 and Five Points Drive, and being situated in the D. Falcon Survey, Abstract No. 151, City of Kaufman, Kaufman County, Texas. Case No. P-01-06. (P & Z Approval 4-0)

DISCUSSION/ACTION ITEMS

4. Consider an increase to customer rate to reflect the adjusted Consumer Price Index (CPI) as provided in the IESI Solid Waste Disposal Service Contract effective February 2006.
5. Consider authorizing the City Manager to sign a letter for the Steering Committee of Cities Served by TXU Electric Delivery to negotiate and execute a settlement agreement with TXU Electric Delivery Company.
6. Consider approval of Resolution R-02-06 of the City Council of the City of Kaufman, Texas authorizing the City Manager to execute a Joint Election Contract for Election Services with Kaufman County Elections Department.
7. Consider approval of Resolution R-03-06 of the City Council of the City of Kaufman, Texas calling the annual City Election set for May 13, 2006.
8. Consider approval of Resolution R-04-06 of the City Council of the City of Kaufman, Texas pursuant to the provisions of Section 61.012 of the Texas Election Code requiring the use of accessible voting systems in all polling places used by the City for its elections.
9. Consider approval of the Notice of Election to be issued by the Mayor, in accordance with the Texas Election Code, Section 3.004 and calling for a Municipal General Election to be held on Saturday, May 13, 2006 for the purpose of electing Three (3) Councilmembers.
10. Consider approval of an Annual Report on Racial Profiling data for the year of 2005 presented by the Chief of Police.

APPOINTMENTS

11. Consider the appointment of four (4) Members to the Keep Kaufman Beautiful Board for a two (2) year term.
12. Consider the appointment of three (3) Members to the Park and Recreation Board for a two (2) year term.

EXECUTIVE SESSION

THE CITY COUNCIL WILL HOLD A CLOSED EXECUTIVE SESSION PURSUANT TO CHAPTER 551, GOVERNMENT CODE V.T.C.A. (OPEN MEETINGS LAW), IN ACCORDANCE WITH THE AUTHORITY CONTAINED IN SECTION 551.071 LEGAL.

1. LEGAL - Under TEX. GOV'T. CODE Sec. 551.071
 - a. Consult with City Attorney regarding an update on pending litigation.

ANY FINAL ACTION, DECISION, OR VOTE ON A MATTER DELIBERATED IN EXECUTIVE SESSION MEETING OR ON INFORMATION RECEIVED IN A CONFERENCE WITH EMPLOYEES WILL ONLY BE TAKEN IN AN OPEN MEETING THAT IS HELD IN COMPLIANCE WITH TEX. GOV'T CODE CH. 551. THE CITY COUNCIL RESERVES THE RIGHT TO ADJOURN INTO EXECUTIVE SESSION AS AUTHORIZED BY TEX. GOV'T CODE SEC. 551.001, ET SEQ. (TEXAS OPEN MEETINGS ACT) ON ANY ITEM ON ITS OPEN MEETING AGENDA OR TO RECONVENE IN A CONTINUATION OF EXECUTIVE SESSION ON THE EXECUTIVE SESSION MEETING ITEMS NOTED ABOVE, IN ACCORDANCE WITH THE TEXAS OPEN MEETINGS ACT, INCLUDING, WITHOUT LIMITATION, SECTIONS 551.071-551.086 OF THE OPEN MEETINGS ACT.

END OF EXECUTIVE SESSION

13. CONSIDER ANY OFFICIAL ACTION ON THE EXECUTIVE SESSION CLOSED MEETING ITEMS:
 1. LEGAL – Under TEX. GOV'T CODE Sec. 551-071.

Legal – pending litigation

ANNOUNCEMENTS FROM CITY MANAGER.

REQUEST/COMMENTS FROM MEMBERS OF CITY COUNCIL.

ADJOURNMENT.

I, JO ANN TALBOT, CITY SECRETARY, DO HEREBY CERTIFY THAT THIS NOTICE OF MEETING WAS POSTED ON THE WINDOW AT KAUFMAN CITY HALL, 209 S. WASHINGTON, KAUFMAN, TEXAS, A PLACE CONVENIENT AND READILY ACCESSIBLE TO THE GENERAL PUBLIC AT ALL TIMES AND SAID NOTICE WAS POSTED AT THE KAUFMAN CITY HALL, 209 S. WASHINGTON, KAUFMAN, TEXAS AT 4:00, THURSDAY, FEBRUARY 16, 2006 AND REMAINED SO POSTED CONTINUOUSLY FOR AT LEAST 72 HOURS PRECEDING THE SCHEDULE TIME OF SAID MEETING.

JO ANN TALBOT, CITY SECRETARY

THE CITY COUNCIL RESERVES THE RIGHT TO ADJOURN INTO EXECUTIVE SESSION AT ANY TIME DURING THE COURSE OF THIS MEETING TO DISCUSS ANY OF THE MATTERS LISTED ABOVE, AS AUTHORIZED BY THE TEXAS GOVERNMENT CODE. SECTION 551.071 (CONSULTATION WITH ATTORNEY), 551.072 (DELIBERATIONS ABOUT REAL PROPERTY), 551.073 (DELIBERATIONS ABOUT GIFTS AND DONATIONS), 551.074 (PERSONNEL MATTERS), 551.076 (DELIBERATIONS ABOUT SECURITY DEVICES) AND 551.087 (ECONOMIC DEVELOPMENT).

THE BUILDING IN WHICH THE ABOVE MEETING WILL BE CONDUCTED IS WHEELCHAIR ACCESSIBLE AND PARKING SPACES FOR THE MOBILITY IMPAIRED ARE AVAILABLE. PERSONS WITH DISABILITIES WHO PLAN TO ATTEND THIS MEETING AND WHO MAY NEED AUXILIARY AIDS OR SERVICES SUCH AS INTERPRETERS FOR PERSONS WHO ARE DEAF OR HEARING IMPAIRED, READERS, OR LARGE PRINT ARE REQUESTED TO CONTACT THE CITY SECRETARY'S OFFICE AT 972-932-2216 AT LEAST TWO (2) WORKING DAYS PRIOR TO THE TIME OF THE MEETING SO THAT APPROPRIATE ARRANGEMENTS CAN BE MADE.