

**AGENDA  
REGULAR CITY COUNCIL MEETING  
MONDAY, APRIL 28, 2008 — 6:00 P.M.  
KAUFMAN CITY HALL  
209 S. WASHINGTON  
KAUFMAN, TEXAS 75142**

**CITY COUNCILMEMBERS**

<b>MAYOR</b>	<b>WILLIAM FORTNER</b>
<b>MAYOR PRO-TEM</b>	<b>GIL ALTOM JR.</b>
<b>COUNCILMEMBER</b>	<b>KENNY CAMPBELL</b>
<b>COUNCILMEMBER</b>	<b>JEFF COUNCIL</b>
<b>COUNCILMEMBER</b>	<b>CARLA CROUCH</b>
<b>COUNCILMEMBER</b>	<b>CHARLES GILLENWATER</b>
<b>COUNCILMEMBER</b>	<b>BARRY RATCLIFFE</b>

**INVOCATION**

**PLEDGE OF ALLEGIANCE**

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

**PROCLAMATION – SUPPORTING CLICK IT OR TICKET ENFORCEMENT MOBILIZATION FOR MAY 2008**

**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 ITEMS #1 THROUGH #7**

**“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 approval of the Minutes of the March 10, 2008 Work Session and Special City Council Meeting.

2. Consider approval of the Minutes of the March 24, 2008 Regular City Council Meeting.
3. Consider second reading and adoption Ordinance O-03-08 of the City of Kaufman, Texas amending the Comprehensive Zoning Ordinance O-02-07 and establishing Specific Use Permit Number Fourteen (SUP-14) to allow a Private Club with restaurant services for property located at 9 Oak Creek Drive, Suites B & C, described as Lot 2A, Block A of the Rubio Addition, City of Kaufman, Texas.; providing certain conditions; amending the Official Zoning Map; and providing for a penalty, severability, savings, and an effective date.
4. Consider second reading and adoption of Ordinance O-08-08 to continue Ordinance O-19-99 curfew hours for minors in the City of Kaufman for a further three (3) years; providing a penalty not to exceed \$500.00; providing a savings clause; providing for publication in the official newspaper of the city; providing a severability clause; and providing an effective date.
5. Proclamation declaring May as Fair Housing Month in the City of Kaufman, Texas.
6. Consider approval of Resolution R-05-08 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.
7. Consider approval of Resolution R-06-08 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**

8. Consider a Final Plat, in order to develop a new Denny's Restaurant, being all of a certain 35,761 square feet (0.82) acre) tract of land, generally located on the southwest corner of State Highway 175 and State Highway 34, and being Lot 1 Block 1 of the Kaufman Plaza Addition and being situated in the D. Falcon Survey, Abstract No. 151, City of Kaufman, Kaufman County, Texas (Case No. P-01-08)

## **DISCUSSION/ACTION ITEMS**

9. Conduct the Ninth (9<sup>th</sup>) Annual Evaluation on the performance of Northland Cable Properties, Inc., accordance with the Franchise Agreement.
10. Consider first reading and approval of Ordinance O-09-08 amending the existing Gas Franchise between the City and Atmos Energy Corporation to provide for a different consideration; providing an effective date; providing or acceptance by Atmos Energy Corporation; and finding and determining that the meeting at which this Ordinance is passed is open to the public as required by law.
11. Consider authorizing the City Manager to execute an Agreement with Matrix Consulting Group for Professional Consulting Services to provide an employee compensation and classification services with the City of Kaufman.
12. Consider authorizing the City Manager to execute a letter agreement with Wiginton Hooker Jeffry, PC Architect for Professional Consulting Services to evaluate the projected area requirements and budget assumptions for the proposed Kaufman Cultural Center.
13. Consider approval of extended health benefits for Jimmy Alsup under the COBRA Continuation of Coverage for a six month period.

## **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 551.074 PERSONNEL

1. Personnel – Under TEX. GOV'T. CODE Sec. 551.074
  - a. Discuss the position of Chief of Police.

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**

14. CONSIDER ANY OFFICIAL ACTION ON THE EXECUTIVE SESSION CLOSED MEETING ITEMS:
  1. Personnel – Under TEX. GOV'T. CODE Sec. 551.074
    - a. Consider any action regarding Chief of Police.

**ANNOUNCEMENTS FROM CITY MANAGER.**

1. Work Session and Canvass Election – Tuesday, May 13, 2008
2. Employee Awards Luncheon May 15<sup>th</sup> at TVEC at Noon.
3. Clean Up Day – May 16th & 17th
4. Regular City Council meeting – will be held Tuesday, May 27<sup>th</sup>.

**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 P.M., THURSDAY, APRIL 24, 2008 AND REMAINED SO POSTED CONTINUOUSLY FOR AT LEAST 72 HOURS PRECEDING THE SCHEDULE TIME OF SAID MEETING.

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**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 551.086 (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.