

**AGENDA  
REGULAR CITY COUNCIL MEETING  
TUESDAY, MARCH 23, 2010 — 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>BARRY RATCLIFFE</b>
<b>COUNCILMEMBER</b>	<b>GIL ALTOM JR.</b>
<b>COUNCILMEMBER</b>	<b>JEFF COUNCIL</b>
<b>COUNCILMEMBER</b>	<b>CHARLES GILLENWATER</b>
<b>COUNCILMEMBER</b>	<b>KENNETH MUNDEN</b>
<b>COUNCILMEMBER</b>	<b>LOUIS TIJERINA</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.

**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.

**PROCLAMATION**

Proclamation – Fair Housing for the Month of April 2010

Proclamation – Arbor Day for Month of April 2010

**CONSENT AGENDA ITEMS #1 THROUGH #4**

**“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 February 22, 2010, Regular City Council Meeting.

2. Consider approval of the Minutes of the March 8, 2010, Special City Council Meeting and Work Session.
3. Consider second reading and adoption of Ordinance O-01-10 of the City of Kaufman, Texas, amending the Code of Ordinances and supplementing Chapter 114 Waterways; Section 114-8. City Lakes Park; paragraph (e) and (f); providing for a penalty, a repealer, savings clause and an effective date.
4. Consider approval of the Kaufman Economic Development Corporation Financial Audit Fiscal Year ending September 2009.

### **END OF CONSENT AGENDA**

### **PLANNING AND ZONING**

5. Conduct a Public Hearing and Consider Ordinance O-02-10 on Zone Change Z-02-10 requested by National Signs, LTD., for a Specific Use Permit to allow a Monument Sign to exceed 100 square feet at Texas Health Resources Presbyterian Hospital, located at 850 Ed Hall Drive, a tract of land containing 11.62 Acres, out of the C.A. Lovejoy Survey, Abstract 303, City of Kaufman, Texas County, Texas, on property zoned Retail "R". Case No. Z-02-10. (P&Z approved 6-0 with stipulations)
  - a. Conduct Public Hearing.
  - b. Consider Ordinance O-02-10 for a Specific Use Permit to allow a Monument Sign to exceed 100 square feet.
6. Consider the Site Plan (SP-01-10) for the Kaufman County Appraisal District at 2300 Commerce Way. The property is platted Lot 11, Kaufman Business Park, in the City of Kaufman, Kaufman County, Texas. The property is zoned Planned Development-2 and is proposed to be developed as the new office facility for Kaufman County Appraisal District. Case No. SP-01-10

### **DISCUSSION/ACTION ITEMS**

7. CONSIDER FIRST READING AND APPROVAL OF ORDINANCE O-03-10 OF THE CITY OF KAUFMAN, TEXAS, AMENDING THE CODE OF ORDINANCES, AS HERETOFORE AMENDED BY AMENDING CHAPTER 70; BY ADDING ARTICLE IV SECTION 70.100 "TREE PRESERVATION" TO ESTABLISH A TREE CARE PROGRAM FOR PUBLIC PROPERTY, STREETS AND RIGHT-OF-WAYS; WITH MEMBERS OF THE PARKS AND RECREATION BOARD TO SERVE AS THE TREE PRESERVATION BOARD; DESIGNATING THE CITY

- DIRECTOR OF PUBLIC WORKS WITH ADMINISTRATIVE RESPONSIBILITY FOR THE MAINTENANCE AND REMOVAL OF TREES ON CITY PROPERTY; AND PROVIDING FOR THE REMOVAL OF DISEASED OR HAZARDOUS TREES ON PRIVATE PROPERTY UNDER CERTAIN CONDITIONS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR CIVIL PENALTIES; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED FIVE HUNDRED DOLLARS (\$500.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE.
8. CONSIDER FIRST READING AND APPROVAL OF ORDINANCE O-04-10 OF THE CITY OF KAUFMAN, TEXAS ESTABLISHING THE EMERGENCY MEDICAL SERVICES "EMS" BOARD; AND PROVIDING FOR AN EFFECTIVE DATE.
  9. CITY SECRETARY CERTIFIES THAT CANDIDATES ARE UNOPPOSED AND CONSIDER FIRST READING AND APPROVAL OF ORDINANCE O-05-10 DECLARING UNOPPOSED CANDIDATES IN THE MAY 8<sup>TH</sup>, 2010 GENERAL CITY ELECTION, ELECTED TO OFFICE; CANCELING THE ELECTION; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.
  10. CONSIDER ADOPTION OF ORDINANCE O-06-10 AMENDING THE 2009-2010 FISCAL YEAR BUDGET (BUDGET AMENDMENT #10-001) IN REGARDS TO AN EMERGENCY EXPENDITURE AT THE WASTEWATER TREATMENT PLANT TO REPAIR THE ULTRAVIOLET DISINFECTION SYSTEM AND FOR ENGINEERING SERVICES FOR THE RAND ROAD ALLEY SEWER PROJECT.
  11. CONSIDER APPROVAL OF RESOLUTION R-07-10 OF THE CITY OF KAUFMAN, TEXAS, ENDORSING CERTAIN LEGISLATIVE CHANGES RELATING TO THE SUNSET REVIEW OF THE TEXAS PUBLIC UTILITY COMMISSION AND THE SPECIAL PURPOSE REVIEW OF THE ELECTRIC RELIABILITY COUNCIL OF TEXAS.
  12. CONSIDER APPROVAL OF RESOLUTION R-08-10 OF THE CITY OF KAUFMAN, TEXAS, APPROVING NEIGHBORHOOD ENHANCEMENT ACTION TEAM (NEAT) POLICY.

**ANNOUNCEMENTS FROM CITY MANAGER.**

1. NEAT meeting with Organizations March 25<sup>th</sup> at 6:00 p.m. Fire Station.
2. NEAT meeting April 8<sup>th</sup> at Nash School at 7:00 p.m.
3. Kaufman Chamber of Commerce Golf Tournament, Monday, April 19, 2010, Cedar Creek Golf Course
4. NEAT - Neighborhood Cleanup #1 – Saturday, April 24<sup>th</sup>
5. Council Retreat - May

**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 4:30 P.M., THURSDAY, MARCH 18, 2010 AND REMAINED SO POSTED CONTINUOUSLY FOR AT LEAST 72 HOURS PRECEDING THE SCHEDULED 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.**