

**FARMERSVILLE CITY COUNCIL
REGULAR SESSION AGENDA
August 9, 2011, 6:00 P.M.
Council Chambers, City Hall
205 S. Main Street**

I. PRELIMINARY MATTERS

- Call to Order, Roll Call, Prayer and Pledge of Allegiance
- Welcome guests and visitors and Citizen Comments: Anyone wanting to speak on any items that are not the subject of a Public Hearing on this agenda is asked to speak at this time, with an individual time limit of 3 minutes. This forum is limited to a total of 30 minutes. *(Please note that the City Council cannot respond to, discuss or take any action regarding citizen comments made hereunder because of the limitations established by the Texas Open Meetings Act, Texas Government Code Chapter 551, violations of which Act carry criminal penalties.)*
- City Council Announcements relating to items of public interest: Announcements regarding local or regional civic and charitable events, staff recognition, commendation of citizens, traffic issues, upcoming meetings, informational update on City projects, awards, acknowledgement of meeting attendees, birthdays, and condolences.

II. CONSENT AGENDA

Items in the Consent Agenda consist of non-controversial or “housekeeping” items required by law. Council members may request prior to a motion and vote on the Consent Agenda that one or more Items be withdrawn from the Consent Agenda and considered individually. Following approval of the Consent Agenda, excepting the items requested to be removed, the City Council will consider and act on each item so withdrawn individually.

- A. City Council Minutes for June 28, 2011 and meetings for the month of July
- B. City Financial Reports
- C. Police Department Report for the month of July
- D. Code Enforcement/Animal Control Report for the month of July
- E. School Resource Officer Report for the month of July
- F. Fire Department Report for the month of July
- G. Municipal Court Report of the month of July
- H. Public Works and Customer Service Report for the month of July
- I. Main Street Report for the month of July
- J. Library Report for the month of July

III. INFORMATIONAL ITEMS

These Informational Items are intended solely to keep the City Council apprised of the actions and efforts of the various boards and commissions serving the City of Farmersville. Council members may deliberate and/or request further information or clarification regarding any one or more of the items contained in this provision. City Council approval of, or action on, these items is not required or requested.

- A. Update regarding status of grants applied for and/or received by the City
- B. FEDC (4A) Financial Report
- C. FCDC (4B) Financial Report
- D. Planning & Zoning Minutes for the month of July
- E. FCDC (4B) Meeting Minutes for the month of June
- F. FEDC (4A) Meeting Minutes for the month of June
- G. Parks Board Minutes for the month of July
- H. Main Street Board Minutes for the month of July

IV. READING OF ORDINANCES

- A. FIRST READING – Ordinance # O-2011-0823-001 approving a negotiated resolution between the Atmos Steer Committee and Atmos Energy for their fourth Annual Rate Review Mechanism

V. PUBLIC HEARINGS

- A. Public Hearing to consider, discuss and act upon Ordinance # O-2011-0823-002 to amend Section 11, “Landscape Regulations,” of the Comprehensive Zoning Ordinance by deleting said section in its entirety and replacing it with a new Section 11 entitled “Landscape Regulations.”
- B. Public Hearing to consider, discuss and act upon Ordinance # O-2011-0823-003 to amend Section 17, “Fence and Wall Regulations,” of the Comprehensive Zoning Ordinance by deleting said Section in its entirety and replacing it with a new Section 17 entitled “Fences, Walls and Screening Requirements.”
- C. Public Hearing to consider, discuss and act upon Ordinance # O-2011-0823-004 to amend Section 9, “Area Regulations,” of the Comprehensive Zoning Ordinance by amending Section 9-J, “Exterior Construction,” by amending Paragraph No. 1 thereof to avoid any unintended conflicts with section 9-K regarding structures in the Commercial (C) and Highway Commercial (HC) zoning districts, and by amending Section 9-K, “Building Facade Regulations for the Commercial (C) and Highway Commercial (HC) Districts,” by adding a new Paragraph No. 9 to allow limited waivers for expansion or reconstruction of existing buildings, by adding a new Paragraph No. 10 to recognize and permit meritorious exceptions, and by adding a new Paragraph No. 11 to

allow variances from the exterior construction standards of Sections 9-J and 9-K regarding Highway Commercial construction materials

VI. REGULAR AGENDA

- A. Presentation, discussion and possible direction regarding negotiating a contract with a recommended solid waste collection provider and/or recycling service provider for the City of Farmersville, Texas
- B. Discuss and consider proposed tax rate, set two public hearing dates for the tax rate, and direct staff in the preparation of an ordinance for the establishment of the selected rate
- C. Discussion and possible action authorizing the City Manager to contract with Collin County for shelter services in an amount not to exceed \$8,500.00
- D. Update on the Water Drought Contingency Stage 2 and discussion and possible direction regarding potentially impacted City facilities and services
- E. Update regarding Senate Bill 100 and discussion of its possible impact on the City's may Election process for 2012
- F. Discuss and consider Resolution # R-2011-0809-001 declaring specified property a surplus from the Public Works Department and allowing for the disposal of said property
- G. Update from the Public Works Director regarding school zones
- H. Discussion regarding a joint meeting with Farmersville ISD

VII. EXECUTIVE SESSION

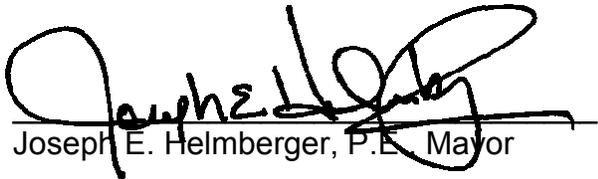
Discussion of matters permitted by the following sections of Texas Government Code Chapter 551:

- A. Section 551.071, **CONSULTATION WITH CITY ATTORNEY**, and Section 551.086, **COMPETITIVE MATTERS OF A PUBLIC POWER UTILITY**
 - 1. Consultation with City Attorney regarding and consideration, discussion and possible action regarding competitive matters of the City-owned public power utility as allowed by Section 551.086 of the Texas Government Code for purposes of maintaining the confidentiality of certain information relating to competitive electric utility matters engaged in or to be engaged in by the City of Farmersville, and consultation with City Attorney regarding contract negotiations for the operation and maintenance of the City-owned public power utility as allowed by Section 551.071 of the Texas Government Code.

VIII. REQUEST FOR CONSIDERATION OF PLACING ITEMS ON FUTURE AGENDAS

VIII. ADJOURNMENT

Dated this the 5th day of August, 2011.


Joseph E. Helmberger, P.E. Mayor

The City Council reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any matters listed on the agenda, as authorized by the Texas Government Code, including, but not limited to, Sections 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), 551.087 (Economic Development), 418.175-183 (Deliberations about Homeland Security Issues) and as authorized by the Texas Tax Code, including, but not limited to, Section 321.3022 (Sales Tax Information).

Persons with disabilities who plan to attend this meeting and who may need assistance should contact the City Secretary at 972-782-6151 or Fax 972-782-6604 at least two (2) working days prior to the meeting so that appropriate arrangements can be made. Handicap Parking is available in the front and rear parking lot of the building.

I, the undersigned authority, do hereby certify that this Notice of Meeting was posted in the regular posting place of the City Hall building for Farmersville, Texas, in a place and manner convenient and readily accessible to the general public at all times, and said Notice was posted August 5, 2011 by 5:00 P.M. and remained so posted continuously at least 72 hours proceeding the scheduled time of said meeting.



Edie Sims, City Secretary

