

**AGENDA
REGULAR CITY COUNCIL MEETING
MONDAY, DECEMBER 10, 2007 — 6:00 P.M.
KAUFMAN CITY HALL
209 S. WASHINGTON
KAUFMAN, TEXAS 75142**

CITY COUNCILMEMBERS

MAYOR	WILLIAM FORTNER
MAYOR PRO-TEM	GIL ALTOM JR.
COUNCILMEMBER	KENNY CAMPBELL
COUNCILMEMBER	JEFF COUNCIL
COUNCILMEMBER	CHARLES GILLENWATER
COUNCILMEMBER	BARRY RATCLIFFE
COUNCILMEMBER	VON CARL THOMAS

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.

CONSENT AGENDA ITEMS #1 THROUGH #5

"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 November 19, 2007 Regular City Council Meeting.
2. Consider second reading and adoption of Ordinance O-27-07 establishing Specific Use Permit Number thirteen (SUP-13) for ambulance services; providing certain conditions; amending the official zoning map; providing for a penalty; severability; savings and effective date.

3. Consider approval of Resolution R-18-07 of the City of Kaufman, Texas delegating the Mayor, City Manager and City Secretary the authority to sign the Depository and be the Authorized Signators for Texas Community Development Block Grant (TxCDBG) Contract No. 727320.
4. Consider approval of Resolution R-19-07 of the City Council of the City of Kaufman, Texas authorizing the City Manager to Execute an Agreement for Professional Services for Food Sanitation Inspections.
5. Consider approval designating the Kaufman Herald as the official newspaper for the City of Kaufman (2008).

END OF CONSENT AGENDA

PLANNING AND ZONING ITEMS

6. Consider a request from Janico Builders, Inc. on behalf of M.J.Y. Inc., 2008 Old Gate Lane, Sunnyvale, Texas, regarding a Preliminary Plat to subdivide the old Janico Builders site into four (4) lots for new development including a new Denny's restaurant, being all of a certain 4.39 acre tract of land, generally located on the southwest corner of State Highway 175 and State Highway 34, and being described as Lots 1-4, Block 1 of the Kaufman Plaza Addition, as described in a deed recorded in Volume 544, Page 520 and Volume 618, Page 671 of the Deed Records of Kaufman County, and being situated in the D. Falcon Survey, Abstract No. 151, City of Kaufman, Kaufman County, Texas. (Case No.P-02-07)
7. Consider a request from M.J.Y. Inc., 2008 Old Gate Lane, Sunnyvale, Texas, regarding a Site Plan 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.S-06-07)
8. Consider a request from Joe House, representing House Nursery, Ltd., regarding a Site Plan in order to develop a wholesale/retail nursery, being all of a certain 5.528 acre tract of land, located at 2691 E. State Highway 175 at the intersection of County Road 166, and being described in a deed recorded in Volume 3262, Page 111 of the Deed Records of Kaufman County and being situated in the L. York Survey, Abstract No. 609, City of Kaufman, Kaufman County, Texas. (Case No.S-07-07)

DISCUSSION/ACTION ITEMS

9. Consider a request by Frederick G. Rand and Charlotte L. Rand and first reading and approval of Ordinance O-28-07 of the City of Kaufman, Texas abandoning and closing the portion of East Central Street between F.M. 1836 and Temple Street, and the portion of Temple Street between East Central Street and Henderson Street, and the portion of Henderson Street between Temple Street and Ann Street, and the portion of Ann Street between Henderson Street and F.M. 1836, being all of the certain lot, tract or parcel of land located within the Corporate Limits of the City of Kaufman, Kaufman County, Texas being part of the J.B. Cole Survey, Abstract No. 84 and the A.L. Carter Survey, Abstract No. 98, part of Block 32 of the H. & T.C.R.R. Addition to said City of Kaufman, recorded in Cabinet 1, Page 127 of the plat records of Kaufman County, Texas, and directing the Mayor to convey such to the adjacent landowners.
10. Discuss a policy on freezing property taxes for property owners 65 or over and disabled veterans.
11. Consider rescheduling the January 21, 2008 Regular City Council Meeting and the February 18, 2008 City Council Meeting.

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 Chief of Police position.

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

12. 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.

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, DECEMBER 6, 2007 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 .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.