

**AGENDA
REGULAR CITY COUNCIL MEETING
TUESDAY, FEBRUARY 20, 2007 — 6:00 P.M.
209 S. WASHINGTON
KAUFMAN, TEXAS 75142**

CITY COUNCILMEMBERS

MAYOR	PAULA BACON
MAYOR PRO-TEM	LONNIE BOUNDS
COUNCILMEMBER	GIL ALTOM JR.
COUNCILMEMBER	FLOYD CHOYCE
COUNCILMEMBER	JEFF COUNCIL
COUNCILMEMBER	WILLIAM FORTNER
COUNCILMEMBER	BARRY RATCLIFFE

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 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 January 22, 2007 Regular City Council Meeting.
2. Consider approval of the Minutes of the February 5, 2007 City Council Work Session Meeting.
3. Consider approval of an engagement letter with Witherspoon, Yeldell and Wilson to conduct the Financial Audit for Fiscal Year 2006-2007.

4. Consider approval of Resolution R-03-07 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.
5. Consider the acceptance of the Kaufman Economic Development Corporation Fiscal Year 2005-2006 financial report.

END OF CONSENT AGENDA

PLANNING AND ZONING ITEMS

6. Conduct a Public Hearing on the new Comprehensive Zoning Ordinance O-02-07 and Consider First Reading of the Comprehensive Zoning Ordinance O-02-07.
 - a. Conduct Public Hearing – Zoning Ordinance O-02-07
 - b. Consider approval of first reading Zoning Ordinance O-02-07:

AN ORDINANCE OF THE CITY OF KAUFMAN, TEXAS, REPEALING AND REPLACING ORDINANCE NO. O-14-99, THE COMPREHENSIVE ZONING ORDINANCE, ADOPTED ON THE 22ND DAY OF MARCH, 1999, TOGETHER WITH ALL AMENDMENTS THERETO IN ITS ENTIRETY, AND ADOPTING ORDINANCE NO. O-02-07, THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF KAUFMAN, TEXAS, AS APPROVED AND ADOPTED ON THE 19 TH DAY OF MARCH, 2007, TOGETHER WITH ALL AMENDMENTS THERETO; ESTABLISHING AND PROVIDING ZONING REGULATIONS; CREATING USE DISTRICTS IN ACCORDANCE WITH THE COMPREHENSIVE PLAN APPROVED BY CITY COUNCIL; REGULATING WITHIN SUCH DISTRICTS THE HEIGHT OF BUILDINGS AND STRUCTURES, THE SIZE OF YARDS, COURTS AND OPEN SPACES, AND THE HEIGHT, BULK AND USE OF BUILDINGS AND LAND FOR COMMERCE, INDUSTRY, RESIDENCE AND OTHER PURPOSES; PROVIDING FOR SPECIFIC USE PERMITS (SUP); REPEALING THE FOLLOWING ABANDONED OR DISCONTINUED SUP ORDINANCES: O-08-99, O-10-00, O-24-00 AND O-09-04; SPECIFYING MINIMUM REQUIREMENTS FOR OFF-STREET PARKING OF MOTOR VEHICLES AND OFF-STREET LOADING AREAS; PROVIDING MINIMUM REQUIRED FLOOR AREAS FOR DWELLING UNITS AND THE TYPE OF EXTERIOR CONSTRUCTION WITHIN CERTAIN ZONING DISTRICTS; REGULATING THE DENSITY

OF DWELLINGS AND OTHER STRUCTURES AND THE PERCENTAGE OF LOT THAT MAY BE OCCUPIED BY STRUCTURES; ADOPTING PERFORMANCE STANDARDS FOR INDUSTRY; ESTABLISHING THE BASIS FOR CREATING A BUILDING SITE; PROVIDING FOR SITE PLAN APPROVAL; PROVIDING FENCE AND WALL REGULATIONS; PROVIDING SPECIAL ACCESS STANDARDS; ADOPTING A ZONING DISTRICT MAP AND MAKING IT A PART OF THIS ORDINANCE, TOGETHER WITH ALL SYMBOLS, MARKINGS AND TABLES APPEARING ON SAID MAP AND WITHIN THE ORDINANCE; CREATING A PLANNING AND ZONING COMMISSION AND DEFINING ITS POWERS AND DUTIES; CREATING A BOARD OF ADJUSTMENT AND DEFINING ITS POWERS AND DUTIES; CREATING A BUILDINGS AND STANDARDS COMMISSION AND DEFINING ITS POWERS AND DUTIES; PROVIDING FOR A PENALTY FOR VIOLATION; PROVIDING FOR NON-CONFORMING USES AND A METHOD OF DISCONTINUANCE THEREOF; DEFINING CERTAIN TERMS AS USED WITHIN THIS ORDINANCE; PROVIDING FOR A CERTIFICATE OF OCCUPANCY AND COMPLIANCE; AUTHORIZING PUBLICATION OF THE DESCRIPTIVE CAPTION AND PENALTY CLAUSE; PROVIDING FOR A PENALTY NOT TO EXCEED TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH AND EVERY OFFENSE; PROVIDING A SAVINGS CLAUSE; AND PRESERVING RIGHTS IN PENDING LITIGATION REGARDING VIOLATIONS UNDER THE EXISTING ORDINANCE.

DISCUSSION/ACTION ITEMS

7. Consider Approval Of An Appropriation Of Funds For Emergency Repairs On A Philadelphia Mixer At The Wastewater Treatment Plant.
8. Consider Approval Of Resolution R-04-07 Of The City Council Of The City Of Kaufman, Texas To Become A Cooperative Member Of The Local Government Purchasing Cooperative.
9. Consider Approval And Authorize the City Manager to Execute An Interlocal Participation Agreement With The Local Government Purchasing Cooperative.
10. Consider Approval and Authorize The Purchase Of One (1) New Tractor and Flex-Winged Mower For The Parks Department Through The Local Government Purchasing Cooperative Contingent (Buy Board) Upon Execution Of All Documents.

11. Consider Approval and Authorize The Purchase Of One (1) New 2008 Ford Dump Truck For The Street Department Through The Local Government Purchasing Cooperative (Buy Board) Contingent Upon Execution Of All Documents.
12. Consider Approval And Authorize the City Manager to Execute A Final Quantity Change Order For The 2006 Street Rehabilitation Program.
13. Consider Approval of Resolution R-05-07 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.
14. Consider Approval of Resolution R-06-07 of the City Council of the City of Kaufman, Texas calling the annual City Election set for May 12, 2007.
15. 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 12, 2007 for the purpose of electing One (1) Mayor and Three (3) Councilmembers.
16. Consider Approval and Authorize the City Manager to enter into a Financial Services Agreement with the Kaufman Economic Development Corporation.
17. Consider Approval of Resolution R-07-07 of the City of Kaufman, Texas, opposing H.B. 651; supporting repeal of Gas Reliability Infrastructure Program (GRIP) Statute; and joining cities for reasonable gas rates.
18. Consider Approval and Authorize the City Manager to Execute an Agreement with Buxton to perform retail market analysis and other services for an amount not to exceed \$60,000, a shared cost with Kaufman Economic Development Corporation over a three year period.

APPOINTMENTS

19. Consider Appointment of three (3) Members to the Keep Kaufman Beautiful Board for a two-year term through March 2009 and one (1) unexpired term through March 2008.
20. Consider the Appointment of Four (4) Park and Recreation Board members for a two year term through 2009 and One (1) unexpired term through March 2008.
21. Consider nominations for a Farmers Market Committee.

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., FRIDAY, FEBRUARY 16, 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 .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.