

CITY OF SULPHUR SPRINGS, TEXAS

REGULAR MEETING OF THE

CITY COUNCIL

APRIL 3, 2007

7:00 p.m.

Mayor Freddie Taylor called the regular meeting of the Sulphur Springs City Council to order at 6:02 p.m. Councilman Larry Powers moved to adjourn to executive session in accordance with Texas Government Code 551.071, consultation with attorney regarding pending litigation and in accordance with Texas Government Code 551.072, deliberations regarding real property. Councilman Garry Jordan seconded the motion. There was no one present to speak to the issue. The vote was unanimous. The following council members and staff were present:

Mayor Freddie Taylor
Mayor Pro Tem Yolanda Williams
Councilman Garry Jordan
Councilman Clay Walker – 7PM
Councilman Larry Powers – Executive Session Only
Councilman Chris Brown

Absent: Oscar Aguilar

Staff: Marc Maxwell, City Manager
Gale Roberts, City Secretary
Jim McLeroy, City Attorney
Johnny Vance, Dir. Community Development
Peter Karstens, Finance Director – 7PM
Craig Vaughn, Director of Utilities – 7PM
Gordon Frazier, Human Resources Director – 7PM

OPEN SESSION

Mayor Taylor reconvened the meeting in open session at 7:03 p.m.

PLEDGE AND INVOCATION

Mayor Taylor introduced the Boy Scouts of America Troop 66 to lead in the pledge to the flag and Councilman Jordan led the invocation. Troop 66 attended the City Council meeting to earn their merit badge for citizenship in the community.

MANAGER'S REPORT

ROCKDALE ROAD - The Rockdale Road reconstruction project is progressing well. The Capital Construction Division has finished the installation of water and sewer mains. We have begun reconstructing the road with reinforced concrete. The original plan called for the reconstruction of 850' of Rockdale Road beginning at Camp Street. Actual expenditures are coming in a little under budget, so it looks like we may be able to reconstruct as much as 1,200' before depleting the budget. The project has a budget of \$221, 448.

INDUSTRIAL DRIVE WATER MAIN - The Capital Construction Division completed the water main replacement project in front of Ocean Spray and Morningstar Foods. The new water main extends from Coca Cola Drive to Bill Bradford Road. The main was replaced at the request of Morningstar and Ocean Spray. Both companies complained of water reliability problems. This project was performed as a joint venture between the City of Sulphur Springs and the Sulphur Springs/Hopkins County Economic Development Corporation (EDC). The EDC is paying for the materials, while the City's Capital Construction Division performed the installation. The budgeted cost for materials was approximately \$86,000. Actual expenditures for materials totaled \$85,542.92.

SKATE PARK - Construction has begun on the Skate Park. The Council authorized \$100,000 for the construction of a skate park. The City then successfully applied for a \$50,000 grant from Texas Parks and Wildlife. The grant provides for the reconstruction of the basketball courts at Buford Park as well as some playground equipment.

SPRING CLEAN-UP - The annual spring clean-up is scheduled for April 16th - 21st. City residents can drop off all of their rubbish, green waste, and plain old junk at the same location as usual, ¼ mile east of Flowserve on the frontage road. We will not accept household hazardous waste. No chemicals, paint, batteries, tires, or appliances which use refrigerant. Proof of City residence will be required to dump at the site. A water bill or valid ID will be acceptable.

This year the County will also conduct a spring clean-up concurrent with the City's effort.

FINANCIAL REPORT - Finance Director, Peter Karstens will give a review of revenues and expenditures year-to-date.

CLAIMS AND ACCIDENTS – No Worker's Compensation Claims were filed in March.

Two liability claims were filed in March. One is so small it isn't worth mentioning, the other claim is for water damages to a residence. The claimant claims that he called the

City and asked that we turn off the water to his residence. We did not turn the water off. The claim has been filed with TML.

MISCELLANEOUS – Elsewhere around the City, employees:

Made 24 street repairs as a result of utility repairs.

Patched numerous pot holes.

Swept 57 streets.

Conducted 15 health inspections and 8 public nuisance inspections.

Conducted 25 building inspections, 35 electrical inspections, 48 plumbing inspections, 16 mechanical inspections and issued 21 building permits.

Replaced a section of sewer main in E. Shannon Road.

Installed 2 new manholes, and replaced one manhole.

Processed 570 citations through the Municipal Court.

Removed dead trees in Coleman Park.

Fertilized soccer fields.

Cleaned and repaired concession stands.

Washed library windows.

Sold 8,310 gallons of Jet A fuel and 2,859 gallons of Avgas.

Treated 126 million gallons of drinking water.

Responded to 80 fire/rescue calls including 1 structure fire and 4 vehicle fires.

Conducted 37 fire inspections.

Maintained 91 fire hydrants.

Replaced 8 street signs.

Took top honors in the 2007 USPCA k-9 competition.

Received training regarding homicide investigation and major crime scene processing.

Seized 100 pounds of marijuana.

Worked 260 volunteer hours (VOP) and issued 15 handicap parking violations.

Responded to 207 animal control calls.

Picked up 25 dogs and cats and received 12 more at the shelter.

Found homes for 8 dogs and cats and released 15 to their owners.

Made 12 arrests (5 felonies) in the special crimes unit while seizing marijuana, methadone, and methamphetamine.

Answered 756 emergency 911 calls, wrote 490 tickets, worked 41 accidents, recorded 84 offenses, and made 106 arrests.

Repaired clarifiers and sludge pumps at wastewater treatment plant.

Repaired lights at library, city hall, and airport and Buford Park.

Installed 4 sewer taps.

Repaired 10 sewer taps and 8 sewer mains.

Unstopped 54 sewer mains.

Attended training for wastewater collections systems certification.

Installed 500' of water main on College Street.

Repaired 1 fire hydrant.

Repaired 3 low pressure problems for residents.
Installed 5 new water taps.
Repaired 3 water services and 16 water main breaks.
Treated effluent to a daily average total suspended solids count (TSS) of 2.44 mg/L.
Attended water treatment training.
Performed preventative maintenance on water treatment flocculators, filters, chlorine room, alum room and replaced chlorite bulk tank.
Flushed 39 dead-end water mains.
Conducted annual pre-treatment inspections at local industries.
Conducted the Friends of the Library Gala.
Welcomed authors Jim Ainsworth and Annette Smith to the Library.
Checked out 4,253 books, tapes, etc.
Added 257 new items to the library collection.

CONSENT AGENDA

The following items on the Consent Agenda were reviewed: Consider for approval: regular City Council minutes of March 6, 2007; Planning and Zoning Commission minutes of March 19, 2007; Zoning Board of Adjustment meeting minutes of March 20, 2007; Downtown Revitalization Board Meeting minutes of March 20, 2007; and the Economic Development Corporation meeting minutes of February 26, 2007. Councilman Brown asked Director of Community Development Johnny Vance about detailed plan information in the Downtown Revitalization plan. There was no one else to speak to the issue. Councilman Brown moved to approve the consent agenda as presented. Mayor Pro Tem Williams seconded the motion and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON PUBLIC HEARING OF SECOND AD FINAL READING OF ORDINANCE NO. 2476, A CITY INITIATED REZONING REQUEST FOR PROPERTY LOCATED ON THE NORTH SIDE OF WEST MAIN STREET, DESCRIBED AS TRACT 274, FROM AGRICULTURE TO HEAVY INDUSTRIAL

This property is owned by the Hopkins County Economic Development Corporation and was annexed into the city limits on November 7, 2006. All property annexed must be zoned Agriculture initially and later rezoned to accommodate the future proposed use within one year. Director of Community Development Johnny Vance was available to answer any questions. There was no one to speak to the issue. Councilman Brown moved to approve the ordinance on the second and final reading. Councilman Jordan seconded the motion and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON PUBLIC HEARING OF SECOND AND FINAL READING OF ORDINANCE NO. 2477, A CITY INITIATED REZONING REQUEST FOR PROPERTY LOCATED EAST OF SHANNON ROAD AND NORTH OF BILL BRADFORD ROAD, DESCRIBED AS TRACT 3-10, FROM AGRICULTURE TO LIGHT INDUSTRIAL

This property is owned by the Hopkins County Economic Development Corporation and was annexed into the city limits on November 7, 2006. All property annexed must be zoned Agriculture initially and later rezoned to accommodate the future proposed use within one year. Director of Community Development Johnny Vance was available to answer any questions. There was no one to speak to the issue. Councilman Brown moved to approve the ordinance on the second and final reading. Councilman Jordan seconded the motion and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON PUBLIC HEARING OF SECOND AND FINAL READING OF ORDINANCE NO. 2479, A CITY INITIATED REZONING REQUEST FOR PROPERTY LOCATED ON THE SOUTHWEST CORNER OF ROCKDALE ROAD AND VAUGHN DRIVE, DESCRIBED AS TRACT 246, FROM AGRICULTURE TO SINGLE FAMILY

This property is owned by Jeff and Sue Orwosky and was annexed into the city limits on November 7, 2006. All property annexed must be zoned Agriculture initially and later rezoned to accommodate the future proposed use within one year. Director of Community Development Johnny Vance was available to answer any questions. There was no one to speak to the issue. Councilman Jordan moved to approve the ordinance on the second and final reading. Councilman Brown seconded the motion and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON PUBLIC HEARING OF SECOND AND FINAL READING OF ORDINANCE NO. 2480, A CITY INITIATED REZONING REQUEST FOR PROPERTY LOCATED ON THE WEST SIDE OF VAUGHN DRIVE, DESCRIBED AS TRACT 246-03, FROM AGRICULTURE TO SINGLE FAMILY

This property is owned by Jeff and Sue Orwosky and was annexed into the city limits on November 7, 2006. All property annexed must be zoned Agriculture initially and later rezoned to accommodate the future proposed use within one year. Director of Community Development Johnny Vance was available to answer any questions. There was no one to speak to the issue. Councilman Jordan moved to approve the ordinance on the second and final reading. Councilman Brown seconded the motion and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON PUBLIC HEARING OF SECOND AND FINAL READING OF ORDINANCE NO. 2481, A CITY INITIATED REZONING REQUEST FOR PROPERTY LOCATED ON THE SOUTHEAST CORNER OF ROCKDALE ROAD AND VAUGHN DRIVE, DESCRIBED AS TRACT 268, FROM AGRICULTURE TO SINGLE FAMILY

This property is owned by T. F. Mosely and was annexed into the city limits on November 7, 2006. All property annexed must be zoned Agriculture initially and later rezoned to accommodate the future proposed use within one year. Director of Community Development Johnny Vance was available to answer any questions. There was no one to speak to the issue. Councilman Jordan moved to approve the ordinance on the second and final reading. Councilman Brown seconded the motion and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON PUBLIC HEARING OF SECOND AND FINAL READING OF ORDINANCE NO. 2482, A CITY INITIATED REZONING REQUEST FOR PROPERTY LOCATED ON THE NORTHWEST CORNER OF MAJORS DRIVE AND VAUGHN DRIVE, DESCRIBED AS TRACT 269, FROM AGRICULTURE TO SINGLE FAMILY

This property is owned by T. F. Mosely and was annexed into the city limits on November 7, 2006. All property annexed must be zoned Agriculture initially and later rezoned to accommodate the future proposed use within one year. Director of Community Development Johnny Vance was available to answer any questions. There was no one to speak to the issue. Councilman Jordan moved to approve the ordinance on the second and final reading. Mayor Pro Tem Williams seconded the motion and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON PUBLIC HEARING OF SECOND AND FINAL READING OF ORDINANCE NO. 2483, A CITY INITIATED REZONING REQUEST FOR PROPERTY LOCATED ON THE NORTHEAST CORNER OF MAJORS DRIVE AND VAUGHN DRIVE, DESCRIBED AS TRACT 270, FROM AGRICULTURE TO SINGLE FAMILY

This property is owned by T. F. Mosely and was annexed into the city limits on November 7, 2006. All property annexed must be zoned Agriculture initially and later rezoned to accommodate the future proposed use within one year. Director of Community Development Johnny Vance was available to answer any questions. There

was no one to speak to the issue. Councilman Jordan moved to approve the ordinance on the second and final reading. Councilman Brown seconded the motion and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON PUBLIC HEARING OF SECOND AND FINAL READING OF ORDINANCE NO. 2484, A CITY INITIATED REZONING REQUEST FOR PROPERTY LOCATED SOUTH OF MAJORS DRIVE, DESCRIBED AS TRACT 231-01, FROM AGRICULTURE TO SINGLE FAMILY

This property is owned by Billy Wayne Gregory and was annexed into the city limits on November 7, 2006. All property annexed must be zoned Agriculture initially and later rezoned to accommodate the future proposed use within one year. Director of Community Development Johnny Vance was available to answer any questions. There was no one to speak to the issue. Councilman Brown moved to approve the ordinance on the second and final reading. Mayor Pro Tem Williams seconded the motion and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON PUBLIC HEARING OF SECOND AND FINAL READING OF ORDINANCE NO. 2485, A CITY INITIATED REZONING REQUEST FOR PROPERTY LOCATED ON THE WEST SIDE OF ARBALA ROAD, DESCRIBED AS TRACT 160, FROM AGRICULTURE TO SINGLE FAMILY

This property is owned by Charles and Donna Gayle Edgar and was annexed into the city limits on November 7, 2006. All property annexed must be zoned Agriculture initially and later rezoned to accommodate the future proposed use within one year. Director of Community Development Johnny Vance was available to answer any questions. There was no one to speak to the issue. Councilman Brown moved to approve the ordinance on the second and final reading. Councilman Jordan seconded the motion and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON PUBLIC HEARING OF SECOND AND FINAL READING OF ORDINANCE NO. 2486, A CITY INITIATED REZONING REQUEST FOR PROPERTY LOCATED SOUTH OF MAJORS DRIVE, DESCRIBED AS TRACT 244, FROM AGRICULTURE TO SINGLE FAMILY

This property is owned by Billy Wayne Gregory and Donna Gregory Edgar and was annexed into the city limits on November 7, 2006. All property annexed must be zoned Agriculture initially and later rezoned to accommodate the future proposed use within

one year. Director of Community Development Johnny Vance was available to answer any questions. There was no one to speak to the issue. Councilman Jordan moved to approve the ordinance on the second and final reading. Councilman Walker seconded the motion and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON PUBLIC HEARING OF SECOND AND FINAL READING OF ORDINANCE NO. 2487, A CITY INITIATED REZONING REQUEST FOR PROPERTY LOCATED WEST OF ARBALA ROAD, DESCRIBED AS TRACT 213, FROM AGRICULTURE TO SINGLE FAMILY

This property is owned by Charles and Donna Gayle Edgar and was annexed into the city limits on November 7, 2006. All property annexed must be zoned Agriculture initially and later rezoned to accommodate the future proposed use within one year. Director of Community Development Johnny Vance was available to answer any questions. There was no one to speak to the issue. Councilman Jordan moved to approve the ordinance on the second and final reading. Councilman Brown seconded the motion and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON PUBLIC HEARING OF SECOND AND FINAL READING OF ORDINANCE NO. 2488, A CITY INITIATED REZONING REQUEST FOR PROPERTY LOCATED ON THE SOUTHEAST CORNER OF MAJORS DRIVE AND VAUGHN DRIVE, DESCRIBED AS TRACT 231, FROM AGRICULTURE TO SINGLE FAMILY

This property is owned by Abbie Gail Wisenbaker Rucker and was annexed into the city limits on November 7, 2006. All property annexed must be zoned Agriculture initially and later rezoned to accommodate the future proposed use within one year. Director of Community Development Johnny Vance was available to answer any questions. There was no one to speak to the issue. Councilman Jordan moved to approve the ordinance on second and final reading. Councilman Brown seconded the motion and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON PUBLIC HEARING OF SECOND AND FINAL READING OF ORDINANCE NO. 2489, A CITY INITIATED REZONING REQUEST FOR PROPERTY LOCATED BETWEEN VAUGHN DRIVE AND HIGHWAY 19, DESCRIBED AS TRACT 233, FROM AGRICULTURE TO SINGLE FAMILY

This property is owned by Wisenbaker Properties, LTD and was annexed into the city

limits on November 7, 2006. All property annexed must be zoned Agriculture initially and later rezoned to accommodate the future proposed use within one year. Director of Community Development Johnny Vance was available to answer any questions. There was no one to speak to the issue. There was considerable discussion regarding this issue. It was determined that Johnny Vance would notify the owner of the changes in the zoning case. Councilman Jordan moved to approve the ordinance on the second and final reading. Mayor Pro Tem Williams seconded the motion and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON PUBLIC HEARING OF SECOND AND FINAL READING OF ORDINANCE NO. 2490, A CITY INITIATED REZONING REQUEST FOR PROPERTY LOCATED ON THE NORTHWEST CORNER OF ROCKDALE ROAD AND HIGHWAY 19, DESCRIBED AS TRACT 280, FROM AGRICULTURE TO SINGLE FAMILY

This property is owned by Wisenbaker Properties, LTD and was annexed into the city limits on November 7, 2006. All property annexed must be zoned Agriculture initially and later rezoned to accommodate the future proposed use within one year. Director of Community Development Johnny Vance was available to answer any questions. There was no one to speak to the issue. Councilman Brown moved to approve the ordinance as presented. Councilman Jordan seconded the motion and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON FIRST READING OF ORDINANCE NO. 2491, A REQUEST BY OWNER WARREN GAMBLIN TO REZONE PROPERTY LOCATED AT 400 SHANNON ROAD, EAST INSIDE, BEING FURTHER DESCRIBED AS LOT 1-02, BLOCK 219, FROM SINGLE FAMILY TO HEAVY COMMERCIAL

This is a request by the property owner, Warren Gamblin, to rezone his property located at 400 Shannon Road, further described as Lot 1-02 of Block 219 from Single Family 6,000 (SF-6) to Heavy Commercial (HC). Community Development Director Johnny Vance presented the staff report. There was no one else to speak to the issue. Councilman Brown moved to approve the ordinance on the first reading as presented. Councilman Jordan seconded the motion and the vote was unanimous.

DISCUSSION/ACTION ON FIRST READING OF ORDINANCE NO. 2492, A CITY INITIATED REZONING REQUEST FOR PROPERTY LOCATED ON S.H. 19, BEING FURTHER DESCRIBED AS TRACT 242, FROM AGRICULTURE TO LIGHT COMMERCIAL

This property is owned by Pilgrims Pride Corporation and was annexed into the city limits on November 7, 2006. All property annexed must be zoned Agriculture initially

and later rezoned to accommodate the future proposed use within one year. Director of Community Development Johnny Vance was available to answer any questions. There was no one to speak to the issue. Councilman Jordan moved to approve the ordinance as presented. Mayor Pro Tem Williams seconded the motion. There was considerable discussion regarding this issue between the City Council and Mr. Vance. Councilman Jordan amended his motion to approve Ordinance No. 2492 changing the zoning from Agriculture to Single Family 6,000 instead of Light Commercial. Mayor Pro Tem Williams seconded and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON FIRST READING OF ORDINANCE NO. 2493, A CITY INITIATED REZONING REQUEST FOR PROPERTY LOCATED ON S.H. 19, BEING FURTHER DESCRIBED AS TRACT 242-01, FROM AGRICULTURE TO LIGHT COMMERCIAL

This property is owned by Cross Country Cowboy Church and was annexed into the city limits on November 7, 2006. All property annexed must be zoned Agriculture initially and later rezoned to accommodate the future proposed use within one year. Director of Community Development Johnny Vance was available to answer any questions. There was no one to speak to the issue. There was considerable discussion regarding this issue. Councilman Brown moved to approve Ordinance No. 2493 changing the zoning from Agriculture to Single Family 6,000 instead of Light Commercial. Councilman Jordan seconded and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON FIRST READING OF ORDINANCE NO. 2494, A CITY INITIATED REZONING REQUEST FOR PROPERTY LOCATED ON THE SOUTHWEST CORNER OF S.H. 19 AND I-30, BEING FURTHER DESCRIBED AS TRACT 273, FROM AGRICULTURE TO LIGHT INDUSTRIAL

This property is owned by the Waite Family Trust and was annexed into the city limits on November 7, 2006. All property annexed must be zoned Agriculture initially and later rezoned to accommodate the future proposed use within one year. Director of Community Development Johnny Vance was available to answer questions. There was no one to speak to the issue. Councilman Brown moved to approve the ordinance as presented. Councilman Jordan seconded and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON FIRST READING OF ORDINANCE NO. 2495, A CITY INITIATED REZONING REQUEST FOR PROPERTY LOCATED BETWEEN ROCKDALE ROAD AND S.H. 19, BEING FURTHER DESCRIBED

AS TRACT 252, FROM AGRICULTURE TO SINGLE FAMILY 6,000

This property is owned by Debra Tanton Odom and was annexed into the city limits on November 7, 2006. All property annexed must be zoned Agriculture initially and later rezoned to accommodate the future proposed use within one year. Director of Community Development Johnny Vance was available to answer questions. There was no one to speak to the issue. Councilman Jordan moved to approve the ordinance as presented. Councilman Walker seconded and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON FIRST READING OF ORDINANCE NO. 2496, A CITY INITIATED REZONING REQUEST FOR PROPERTY LOCATED ON WEST SHANNON ROAD, BEING FURTHER DESCRIBED AS TRACT 92-11, FROM AGRICULTURE TO HEAVY COMMERCIAL

This property is owned by the Swan Estate and was annexed into the city limits on November 7, 2006. All property annexed must be zoned Agriculture initially and later rezoned to accommodate the future proposed use within one year. Director of Community Development Johnny Vance was available to answer questions. There was no one to speak to the issue. Councilman Brown moved to approve the ordinance as presented. Mayor Pro Tem Williams seconded and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON FIRST READING OF ORDINANCE NO. 2497, A CITY INITIATED REZONING REQUEST FOR PROPERTY LOCATED ON WEST SHANNON ROAD, BEING FURTHER DESCRIBED AS TRACT 265, FROM AGRICULTURE TO HEAVY COMMERCIAL

This property is owned by Margaret Morrison and was annexed into the city limits on November 7, 2006. All property annexed must be zoned Agriculture initially and later rezoned to accommodate the future proposed use within one year. Director of Community Development Johnny Vance was available to answer questions. There was no one to speak to the issue. Councilman Brown moved to approve the ordinance as presented. Councilman Walker seconded and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON FIRST READING OF ORDINANCE NO, 2498, A CITY INITIATED REZONING REQUEST FOR PROPERTY LOCATED ON S.H. 19, BEING FURTHER DESCRIBED AS TRACT 250, FORM AGRICULTURE TO SINGLE FAMILY 6,000

This property is owned by Stephen R. & Tara R. Jones and was annexed into the city limits on November 7, 2006. All property annexed must be zoned Agriculture initially

and later rezoned to accommodate the future proposed use within one year. Director of Community Development Johnny Vance was available to answer questions. There was no one to speak to the issue. Councilman Jordan moved to approve the ordinance as presented. Councilman Walker seconded and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON FIRST READING OF ORDINANCE NO. 2499, A CITY INITIATED REZONING REQUEST FOR PROPERTY LOCATED ON MAJORS STREET, BEING FURTHER DESCRIBED AS TRACT 271, FROM AGRICULTURE TO SINGLE FAMILY 6,000

This property is owned by Charles and Jo Law Morris and was annexed into the city limits on November 7, 2006. All property annexed must be zoned Agriculture initially and later rezoned to accommodate the future proposed use within one year. Director of Community Development Johnny Vance was available to answer questions. There was no one to speak to the issue. Councilman Jordan to approve the ordinance as presented. Councilman Walker seconded and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON FIRST READING OF ORDINANCE NO. 2500, A CITY INITIATED REZONING REQUEST FO R PROPERTY LOCATED ON MAJORS STREET, BEING FURTHER DESCRIBED AS TRACT 222-22, FROM AGRICULTURE TO SINGLE FAMILY 6,000

This property is owned by George and Dorothy Hall and was annexed into the city limits on November 7, 2006. All property annexed must be zoned Agriculture initially and later rezoned to accommodate the future proposed use within one year. Director of Community Development Johnny Vance was available to answer questions. There was no one to speak to the issue. Councilman Jordan moved to approve the ordinance as presented. Councilman Walker seconded and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON FINAL PLAT OF TIN RAG ADDITION, A REQUEST TO SUBDIVIDE PROPERTY LOCATED OFF COUNTY ROAD 4706, TRACT 13-13, ABSTRACT 51, INTO FIVE LOTS

This plat lies north of Hwy. 11 about 2 miles west of Sulphur Springs. Director of Community Development Johnny Vance presented the staff report. The city limits include Century Lake which, with the one mile ETJ, does include this area. The existing County Road does not meet the City Standards of 32 feet with curb and gutter. No roadway improvements are proposed. The proposed 3" water line is sufficient to provide domestic water use needs but will not provide the flows required to support Fire

Protection. No sewer is available in this area. This plat does not comply with subdivision ordinance #2049. The area is presently served by Gafford Chapel Water Supply Corporation and the maintenance of existing water will continue to be provided by GCWSC. The proper right-of-way has been dedicated with this plat. The lots will front and gain access from the existing county road with continued maintenance of county road provided by the county. There was no one else to speak to the issue. Councilman Brown made a motion to approve the Final Plat of Tin Rag Addition. Councilman Walker seconded and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON FINAL PLAT, LOT PART 1 AND 2, BLOCK 406, AND LOT 1, BLOCK 508, AND REPLAT OF LOTS 10 AND 11, BLOCK 511, WHITE OAKS ESTATES

This subdivision presents a replat of two lots on Raintree Circle in order to provide access to approximately 30 acres, which are being platted in order to create one very large lot for the purpose of building a residence. Director of Community Development Johnny Vance presented the staff report. Water and sewer will also be provided from the existing utilities located on Raintree Circle. The property is large and extends south containing several hundred feet of frontage along Pipeline Road. The owner is not proposing to improve Pipeline Road. The plat complies with subdivision ordinance #2049 with the exception of the unimproved portion of Pipeline Road along the south boundary of this addition. The proper right-of-way has been dedicated with this plat and a note has been placed on the plat stating no access will be granted to Pipeline Road. There was no one else to speak to the issue. Councilman Brown made a motion to approve the plat of White Oaks Estates. Councilman Jordan seconded and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON SPECIFIC USE PERMIT REQUEST FROM JUDY'S KITCHEN

Judy Gilreath, owner of Judy's Kitchen, has made application for a Specific Use Permit for the purpose of selling alcoholic beverages by the drink. Director of Community Development Johnny Vance was available to answer questions and present the staff report. The facility is located at 307 Main Street and is zoned Heavy Commercial which meets the requirements to apply for a Specific Use Permit. Judy Gilreath was available to answer any questions. There was no one else to speak to the issue. Councilman Brown made a motion to approve the Specific Use Permit request. Councilman Walker seconded and the vote was as follows:

Ayes: Walker, Taylor, Brown, Williams

Nays: Jordan
Abstain: None

The motion carried.

DISCUSSION/ACTION ON USE OF AMPLIFIED EQUIPMENT FOR RELAY FOR LIFE EVENT

Dial Moffatt is requesting permission for the use of amplified equipment after 10:00 p.m. on May 4th. The twelve hour Relay For Life event will begin at 7:00 p.m. on May 4th and end on May 5th at 7:00 a.m. There was no one to speak to the issue. Councilman Jordan made a motion for approval of the request. Councilman Brown seconded and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON ABATEMENT PROCEEDINGS FOR CONDEMNED STRUCTURE LOCATED AT 324 AND 326 SOUTH DAVIS STREET

Director of Community Development Johnny Vance presented the staff report. Mr. Carey French, owner, addressed the City Council regarding the property stating that he plans to rehabilitate the property into a single family residence. There was no one else to speak to the issue. Councilman Jordan moved to declare this property a public nuisance and order abatement requiring owner to secure the structure and remove debris from property within ten days and submit a plan of action to rehabilitate the property and obtain a permit for rehabilitation within sixty days and in the event the permit expires or is rescinded the structure will be immediately scheduled for demolition. Councilman Brown seconded and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON ABATEMENT PROCEEDINGS FOR CONDEMNED STRUCTURE LOCATED AT 300 WEST BECKHAM STREET

Director of Community Development Johnny Vance presented the staff report. There was no one else to speak to this issue. Councilman Brown moved to declare this property a public nuisance and order abatement by demolition to be completed within thirty (30) days. Mayor Pro Tem Williams seconded and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON ABATEMENT PROCEEDINGS FOR CONDEMNED STRUCTURE LOCATED AT 340 PUTMAN STREET

Director of Community Development Johnny Vance presented the staff report. Virginia Robinson, 358 Putman St., told the City Council that she wants some action taken on this

property and her husband, Luther Robinson, added that he was no longer in any condition to maintain the lawn of the structure at 340 Putman Street. Peggy White, 339 Putman Street, told the City Council that there are many structures that need to be demolished and she provided the Mayor with a list. She also stated that she would be very appreciative and supportive of the demolition of this structure. There was no one else to speak to the issue. Councilman Brown moved to declare this property a public nuisance and order abatement by demolition to be completed within thirty (30) days. Mayor Pro Tem Williams seconded and the vote was unanimous.

The motion carried.

DISCUSSION/ACTION ON EXECUTIVE SESSION ITEM REGARDING REAL PROPERTY AUTHORIZING THE CITY MANAGER TO MAKE AN OFFER TO PURCHASE PROPERTY LOCATED AT 225 SOUTH DAVIS STREET

There was no one to speak to this issue. Councilman Jordan made a motion to approve authorizing the City Manager to make an offer to purchase property located at 225 South Davis Street. Mayor Pro Tem Williams seconded and the vote was as follows:

Ayes: Jordan, Taylor, Brown, Williams
Nays: None
Abstain: Walker

The motion carried.

VISITORS/PUBLIC FORUM

Councilman Jordan asked about other properties, including downtown, could be abated. City Manager Maxwell stated that 354 structures had been abated since we began this process and four more were approved tonight, but he added that there is an endless list.

ADJOURN

With all business complete the meeting adjourned at 8:06 p.m.