



AGENDA

REGULAR MEETING OF THE CITY COUNCIL

**City of Seagoville
Council Chambers, City Hall
702 N. Highway 175, Seagoville, Texas
September 12, 2011
7:30 p.m.**

The City Council extends to each visitor a sincere welcome. We value your interest in your community and your participation in the meetings of this governing body. Regular meetings of the City Council are held the 1st and 3rd Mondays of each month, beginning at 7:30 p.m.; the City Council meets regularly in work sessions at 6:30 p.m. on the same date as the regular meeting.

- ▶ The Seagoville City Hall and Council Chambers are wheelchair accessible. Special parking is available on the southeast side of City Hall and the building may be accessed by a sloped ramp from the parking area to the front area of the building. Persons with disabilities who plan to attend this meeting and who may need special assistance, should contact the City Secretary's Office at 972-287-6819 at least two (2) business days prior to the meeting so that appropriate accommodations can be made.

- ▶ As authorized by Section 551.071 (2) of the Texas Government Code, this meeting may be convened into Executive Session for the purpose of seeking confidential legal advice from the City Attorney on any agenda item listed herein.

CALL TO ORDER AND WELCOME

INVOCATION AND PLEDGE OF ALLEGIANCE

**RECOGNITIONS/PROCLAMATION(S):
NONE**

SPEAKER REGULATIONS

Except for Public Hearing items, anyone wishing to speak on an agenda item will be afforded the opportunity to do so at this time. To facilitate the speaker process, anyone wishing to speak before the Council during this time may fill out a Speaker Card and turn it in to the City Secretary prior to the meeting (cards are located at the entrance to the Council Chambers along with copies of the agenda).

The Mayor will recognize speakers; he may impose a 3-minute time limit. All comments and testimony are to be presented from the podium.

CONSENT AGENDA

All items under this section are recommended for approval by a single motion of Council, without discussion. These items are considered routine or the Council has been briefed on these items at a previous work session and approval of the consent agenda authorizes the City Manager to implement each item. The Mayor will announce the agenda item and provide an opportunity for members of the City Council to request that an item be removed and considered separately.

CONSENT

1. **August 15, 2011 Meeting Minutes**

ACTION ITEMS

ITEMS FOR INDIVIDUAL CONSIDERATION

2. **Consider Resolution No. 50-11 Authorizing the City Council to adopt the Seagoville Chamber of Commerce Hotel Motel Budget for the Fiscal Year 2011 – 2012 and Authorizing the continued previously executed contract for Tourism and Visitor Assistance**

(The City of Seagoville has contracted with the Seagoville Chamber of Commerce since 2005 for the Chamber to provide services and offer programs/events to encourage tourism within the City of Seagoville. The City annually approves the use of Hotel Motel funds that are awarded to the Chamber of Commerce by adoption of the Chamber Hotel Motel Budget and considers extending the current contract that addresses the arrangement for this relationship.)

3. Consider Resolution No. 51-11 Ratifying an SEDC Project Agreement with Dean Gillani/Faisal Merchant for an **exonomic economic*** development incentive for new construction of Ace Hardware to be located at 600 N. Hwy 175 in the amount not to exceed \$400,000.00 and the conveyance of said property, approximately .07977 acres located adjacent to the Ace Hardware site.

(A project agreement has previously been submitted and approved. Details of this agreement were predetermined in the proposal originally submitted to Mr. Gillani by the Board of Directors and approved at the May 27, 2011 Special Meeting. An addendum to this agreement for conveyance of the land was submitted, and Council ratification of this agreement was made at the July 18, 2011 Council meeting for the first of two consecutive readings.

It has since been necessary for SEDC Board of Directors to consider increasing the cash incentive for the construction of ACE Hardware.)

* **Corrected @ 09/08/11 at 10: 30 a.m.**

ACTION ITEMS

ITEMS FOR INDIVIDUAL CONSIDERATION

PUBLIC HEARING(S)

To facilitate the speaker process, anyone wishing to speak before the Council during a Public Hearing *will be required* to fill out a Speaker Card and turn it in to the City Secretary prior to the Public Hearing (cards are located at the entrance to the Council Chambers along with copies of the agenda). Speaker cards will be used to assure all testimony is attributed correctly in the record minutes.

The Mayor will recognize speakers; he may impose a 3-minute time limit and may provide for rebuttal. All comments and testimony are to be presented from the podium. The City Secretary may be asked to use the 3 minute 'speaker-clock' for time-management purposes.

PUBLIC HEARINGS

4. Conduct a Public Hearing and consider Ordinance No. 10-11 on a requested zoning change for a Continuance of a Specific Use Permit (SUP) altering an existing premises occupied or to be occupied by a handicapped person for 1615 Makayla Lane

(The applicants Gerardo Figueroa and Maris Alfaro, are requesting a continuance of a Specific Use Permit (SUP) altering an existing premises (garage enclosure) to accommodate handicapped persons residing at and/or visiting 1615 Makayla Lane.

The zoning application and materials submitted show that the property owner wished to continue the SUP which allowed the conversion (i.e., enclosure) of the home's front-entry garage in order to accommodate operation of a "Day Rehabilitation Facility" as a contracted caregiver for Berry Family Services, Inc. as

a for-profit "home-based business" operation. An SUP is required by Section 25.02.153(l) of the Zoning Ordinance for altering an existing premises (enclosing the required two-car garage, in this case) to accommodate occupancy by a handicapped person(s) "if such modification is necessary to afford such person(s) full enjoyment of said premises.)

5. Conduct a Public Hearing and Consider Ordinance No. 08-11 Adopting the City of Seagoville FY 11-12 Budget

(State law requires that the budget officer file the proposed budget with the municipal clerk before the 30th day before the date the governing body of the municipality makes its tax levy for the fiscal year. The proposed budget was submitted to the City Secretary's Office on August 1, 2011. The City Charter stipulates that the corresponding budget public hearing be advertised 10 days in advance of such hearing. The public hearing notice was published in the August 25th and September 8th Suburbia News issues.)

ACTION ITEMS

ITEMS FOR INDIVIDUAL CONSIDERATION

6. Adoption of the 2011 Tax Rate

(The City of Seagoville's current tax rate was adopted in 2010 at \$0.665 per hundred dollar taxable valuation. The currently proposed tax rate is \$0.690853. The proposed tax rate is inclusive of Operations and Maintenance tax of \$0.648722 and a Debt Service rate of \$0.042131.)

CITIZEN COMMENTS

Citizens Comments.

(At this time, citizens may speak three (3) minutes each on any matter, other than personnel matters, or matters under litigation, on a "first come, first served" basis. No Council action or discussion is to be taken until such matter is placed on the agenda and posted in accordance with the Texas Open Meetings Act.)

7. FUTURE AGENDA ITEMS

Future Agenda Items

EXECUTIVE SESSION

NONE

ADJOURN

CERTIFICATION

I, the undersigned authority, do hereby certify that the attached agenda of the regular meeting of the Seagoville City Council is a true and correct copy and that I posted a true and correct copy of said notice on the glass entryway of Seagoville City Hall, facing outward, a place readily accessible to the general public at all times, and said Notice was posted on the 7th day of September, 2011, and will remain so posted continuously for at least 72 hours preceding the scheduled time of said meeting in accordance with Chapter 551 of the Texas Government Code.



Sheila J. Martin, City Secretary



I certify that the attached agenda of items to be considered by the City Council was removed by me from the Seagoville City Hall glass entryway on the _____ day of _____, 2011

Title: _____