

**REGULAR MEETING**  
**OF THE**  
**CITY COUNCIL OF THE CITY OF SACHSE**

**OCTOBER 4, 2010**

The City Council of the City of Sachse held a Regular Meeting on Monday, October 4, 2010 at 7:30 p.m. at the Sachse City Hall after proper notice. The roll of the duly constituted City Council Members was called which members are as follows, to wit:

Mayor Mike Felix  
Mayor Pro Tem Cullen King  
Councilman Jared Patterson  
Councilman Mark Timm  
Councilman Bill Adams  
Councilwoman Pat McMillan  
Councilman Charles Smith

and all were present.

Staff present: City Manager Allen Barnes; City Secretary Terry Smith; Community Development Director Barry Shelton; City Engineer Billy George; Finance Director Jeri Rainey; Public Works Director Joe Crase and Police Chief Dennis Veach.

**1. Consent Agenda:**

Councilman Timm moved to approve the Consent Agenda Items of: a. Approval of Minutes of the September 20, 2010, Regular Meeting; and b. Resolution No. 3253 authorizing the City Manager to execute a two year extension with Valley View Consulting, L.L.C. for investment advisory services until September 30, 2012. The motion was seconded by Councilman Smith and carried unanimously.

**2. Mayor and City Council Announcements regarding special events, current activities and local achievements:**

Mayor Pro Tem King noted October 9<sup>th</sup>, is the Chamber of Commerce Fallfest County Fair. October 12<sup>th</sup> is the Paws and Read program at the Library.

The following presentations were made:

- a. Presentation of check for Library Grant by State Representative Joe Driver
- b. Proclamation for breast cancer awareness month to Marilyn Fouts
- c. Proclamation declaring National Night Out on October 5<sup>th</sup>
- d. Mayor's announcement- Last City Council meeting in old building

**3. Citizen Input:**

No comments were made.

**4. Consider approval of a resolution adopting the terms and conditions of an economic development Agreement between the City of Sachse and the Sachse Economic Development Corporation providing for a sanitary sewer study attached as exhibit A; Repealing Resolution No. 3226; and Providing for an effective date:**

Following discussion, Mayor Pro Tem King moved to approve Resolution No. 3254 adopting the terms and conditions of an economic development Agreement between the City of Sachse and the Sachse Economic Development Corporation providing for a sanitary sewer study attached as exhibit A; Repealing Resolution No. 3226; and Providing for an effective date. The motion was seconded by Councilwoman McMillan and carried unanimously.

**5. Consider approval of a resolution authorizing the Sachse Economic Development Corporation Executive Director to contract with Buxton for a retail trade analysis in an amount not to exceed \$35,000:**

Following discussion, Councilman Adams moved to approve Resolution No. 3255 authorizing the Sachse Economic Development Corporation Executive Director to contract with Buxton for a retail trade analysis in an amount not to exceed \$35,000. The motion was seconded by Councilwoman McMillan and carried unanimously.

**6. Conduct a Public Hearing and Consider an ordinance amending the code of ordinances, Chapter 11 Zoning, by amending Schedule 1, Permitted Uses to allow taxidermist by Special Use Permit in Commercial 1 (C-1) and Commercial 2 (C-2) zoning districts:**

Following staff briefing, Mayor Felix opened the public hearing.

Kathy Cobb 3820 Sixth Street, is concerned about the health aspects. How the waste is handled in the sewer and the sanitation process.

Corrine Smith 4008 Lawson, stated the Council should review all the options. She wants quality businesses in town.

Councilman Patterson moved to close the public hearing. The motion was seconded by Councilman Timm and carried unanimously.

Following discussion, Councilman Patterson moved to approve Ordinance No. 3256 amending the code of ordinances, Chapter 11 Zoning, by amending Schedule 1, Permitted Uses to allow taxidermist by Special Use Permit in Commercial 1 (C-1) and Commercial 2 (C-2) zoning districts. The motion was seconded by Councilwoman McMillan and carried unanimously.

**7. Conduct a Public Hearing and Consider approval of an ordinance approving a negotiated resolution between the Atmos Cities Steering Committee and Atmos Energy Corp., Mid-Tex Division regarding the Company's third rate review mechanism (RRM) filing in all Cities exercising original jurisdiction; declaring existing rates to be unreasonable; requiring the Company to reimburse Cities reasonable ratemaking expenses; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement and finding the rates to be set by the attached tariffs to be just and reasonable; approving Atmos Mid-Tex's proof of revenues; extending the RRM process for two cycles and adopting a new RRM tariff; ratifying the settlement agreement, including cost recovery for a steel service line replacement program; requiring delivery of this ordinance to the company and the steering committee's legal counsel; providing for a severability clause and Providing for an effective date:**

Mayor Felix opened the public hearing. No comments were made.

Councilman Timm moved to close the public hearing. The motion was seconded by Councilman Adams and carried unanimously.

Councilman Timm moved to approve Ordinance No. 3257 approving a negotiated resolution between the Atmos Cities Steering Committee and Atmos Energy Corp., Mid-Tex Division regarding the Company's third rate review mechanism (RRM) filing in all Cities exercising original jurisdiction; declaring existing rates to be unreasonable; requiring the Company to reimburse Cities reasonable ratemaking expenses; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement and finding the rates to be set by the attached tariffs to be just and reasonable; approving Atmos Mid-Tex's proof of revenues; extending the RRM process for two cycles and adopting a new RRM tariff; ratifying the settlement agreement, including cost recovery for a steel service line replacement program; requiring delivery of this ordinance to the company and the steering committee's legal counsel; providing for a severability clause and Providing for an effective date. The motion was seconded by Councilman Adams and carried with Councilman Patterson voting no.

**8. Consider an ordinance amending the code of ordinances by amending Chapter 6 "Health and Sanitation" by amending Section 6-2 "Tobacco Use in Municipal Facilities" to establish regulations prohibiting smoking and or tobacco use in any municipal park or park facility; Providing a repealing clause; Providing a severability clause; Providing a savings clause; Providing a penalty of fine not to exceed \$500; and Providing an effective date:**

Following discussion, Councilman Timm moved to table the item until the Park Board can make further recommendations. The motion was seconded by Councilman Smith and carried with Councilmen Adams and Patterson voting no.

The City Council recessed from 9:21 p.m. until 9:26 p.m.

**9. Consider Architect Ron Hobbs municipal complex update & additional construction costs:**

Following discussion, Councilman Timm moved to include the additional construction costs for the Trellis at the Senior Center (\$158, 000); the Computer and A/V (\$150,000); Trees (\$18,000); Police Department cover (\$30,000) in an amount not to exceed \$360,000. The motion was seconded by Councilman Smith and carried unanimously.

**10. Consider the final website content:**

Following discussion, Councilman Patterson moved to approve the final website content as presented. The motion was seconded by Councilman Timm and carried unanimously.

**11. Discuss asphalt pavement policy task force:**

Following discussion, no formal action was taken. The Council expressed a preference for the formulation of the task force.

**12. Consider term limits for boards and commissions:**

Following discussion, Councilwoman McMillan moved to direct staff to prepare an amendment to the ordinance to remove term limits on the Park Board. The motion was seconded by Mayor Pro Tem King and carried unanimously.

There being no further business, Councilman Adams moved to adjourn. The motion was seconded by Councilman Patterson and passed unanimously. The meeting adjourned at 12:18 a.m.

ATTEST:

APPROVED:

\_\_\_\_\_  
CITY SECRETARY

\_\_\_\_\_  
MAYOR