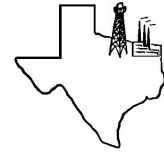




KILGORE



Where Civic Pride Is Justified

AGENDA
CITY COUNCIL MEETING
FEBRUARY 26, 2008, 5:30 P.M.
815 NORTH KILGORE STREET
CITY HALL COUNCIL CHAMBERS

§ JOE T. PARKER – MAYOR
§ JANICE HANCOCK – MAYOR PRO-TEM
§ RANDY RENSHAW – COUNCIL MEMBER
§ HARVEY McCLENDON – COUNCIL MEMBER
§ RONNIE SPRADLIN – COUNCIL MEMBER

JEFFREY HOWELL, CITY MANAGER

Citizens may address the Council regarding any posted agenda item by filling out a speaker's card prior to the item being called. These presentations shall be limited to three minutes. The Mayor, at his discretion, may reasonably extend time limit.

I. Call to order

II. Prayer

III. Pledge of Allegiance

IV. Approval of the Agenda

This section shall approve of the order and content of the agenda. The Mayor or any City Council member may ask for the order and/or content of the agenda to be modified under this item upon consent of a majority of the Council.

V. Public Forum

Individual citizen comments are normally limited to five minutes (time limits can be adjusted by the Mayor). The purpose of this item is to allow citizens an opportunity to address the City Council. The City Council has no obligation to respond in any manner to comments or questions asked of them by the speaker. Any response by a member of the City Council is limited to a statement of specific factual information, a recitation of existing policy, or a proposal to place the subject on the agenda for a future City Council meeting.

VI. Citizen Presentations

- A. Chris Dunsworth, C&J Real Estate, and B.J. Owen, Director of Special Services - presentation on Remington Estates, Phase III

VII. Staff Presentations / Reports

- A. None

VIII. Consent Agenda

This section shall provide for items that require action by the Council, but where no discussion is anticipated. By a single motion, second and affirmative majority vote, items under this section are approved without further discussion or action.

- A. Withdraw items from the consent agenda

Any Council member may request the removal of any item from the consent agenda, in which case the item shall be discussed and voted upon separately.

- B. Approve the following minutes:
 - 1. City Council Meeting of February 12, 2008
 - 2. Kilgore Economic Development Board of Directors Meeting of February 17, 2008
 - 3. Kilgore Economic Development Board of Directors Meeting of February 19, 2008
- C. Approve conveyance of property by Sheriff Sale Deed to Raymond and Dana Cook, at 506 Newtown Road, R29592, AB 308 M Van Winkle Survey Tract 55 Sec 2, for the construction of a new home.

IX. Public Hearing

- A. Public Hearing on a request to change the zoning from “LM” Light Manufacturing Zoning District to a “SUP” Special Use Permit, on Tract 63 of Section 6 in the Mary Van Winkle Survey A-208, one lot totaling 3.76± acres, located south of the intersection of Longview Street and Miller Street, fronting 31±feet along the south side of Longview Street (2400 N Longview Street). The applicant is requesting the special use permit to allow for the construction of a community building for the purpose of renting to hold parties, reunions, etc.
- B. Public Hearing on a request to change the zoning from “LR-1” Local Retail-1 District to “LR-4” Local Retain-4 District on Lots 4, 5, 6 of Block 1 in the Woodlawn Subdivision, three lots totaling .619± acres located 115± northwest of the intersection of Henderson Boulevard and North Street, fronting 126 ± feet along the south side of north street (231 North Henderson Boulevard). The applicant is requesting a zoning change to demolish the apartments and existing Exxon station to rebuild a new station with additional space.

X. Ordinances / Resolutions and other Action Items

- A. Adopt Ordinance No. 1372 amending the City of Kilgore Code Chapter 23, Section 23-2 (b) exception by special permit to allow the placement of outdoor dining furniture in the designated Main Street area.
- B. Adopt Ordinance No. 1373 approving a request to change the zoning from “LM” Light Manufacturing Zoning District to a “SUP” Special Use Permit, on Tract 63 of Section 6 in the Mary Van Winkle Survey A-208, one lot totaling 3.76± acres, located south of the intersection of Longview Street and Miller Street, fronting 31±feet along the south side of Longview Street (2400 N Longview Street).
- C. Adopt Ordinance No. 1374 approving a request to change the zoning from “LR-1” Local Retail-1 District to “LR-4” Local Retain-4 District on Lots 4, 5, 6 of Block 1 in the Woodlawn Subdivision, three lots totaling .619± acres located 115± northwest of the intersection of Henderson Boulevard and North Street, fronting 126 ± feet along the south side of north street (231 North Henderson Boulevard).
- D. Discussion and receive guidance on a request from Kilgore Soccer Association for financial assistance.
- E. Discussion and receive guidance on a request for road maintenance assistance for Dogwood Estates.
- F. Adopt Ordinance No. 1375 amending Ordinance No. 1355, the 2008/09 budget, increasing the estimated sales tax receipts by \$20,000 and miscellaneous donations by \$20,000 and increasing the appropriation in the Parks Department General Fund Budget in the amount of \$40,000 for the purpose of funding improvements to the Skate Park.

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Clerk's office at (903) 984-5081 or FAX (903) 988-4131 for further information.

- G. Discussion regarding scheduling a community forum for South Street Park.
- H. Identify funding sources and approve funding for new EMS facility.
- I. Consider the following for the water/sewer department:
 - 1. Award bid for two (2) medium duty dump trucks for the water/sewer department.
 - 2. Authorize purchase of a combination sewer jetting and vacuum truck through HGAC in the amount of \$170,088.35.
 - 3. Authorize purchase of a sewer inspection camera system through HGAC in the amount of \$62,184.19.
- J. Consider the following Roy H. Laird Memorial Hospital:
 - 1. Approval of "Consent" to the sublease of a portion of the hospital premises by LMH to Diagnostic Clinic of Longview.
 - 2. Approval of "Consent" to the sublease of a portion of the hospital premises by LMH to Longview Regional Hospital
 - 3. Approval of "Assignment of Facility and Equipment Lease Agreement", dated March 1, 2003 by and between the City and LMH, from LMH to Allegiance.
 - 4. Approval of "First Amendment to Facility and Equipment Lease Agreement" by and between City and Allegiance
 - 5. Approval of forgiveness of Promissory Note from LMH to City dated March 1, 2003 in the original principal amount of \$563,106.17; reconciled and amended March 1, 2004 adding \$211,221.72 for a total of \$774,327.89.
 - 6. Request to Roy H. Laird Memorial Foundation to reimburse LMH up to \$500,000 out of Trust Fund proceeds, to be used by LMH to pay down its indebtedness to J.P. Morgan Chase Bank.
 - 7. Approval of "Motion" and "Order of Non-Suit of Plaintiff's Original Petition for Declaratory Judgment and to Construe and Interpret Will" filed November 12, 2007 in Cause No. 2007-2524A, upon receipt by and approval by the city attorney of a substitute petition to interpret trust, to be jointly filed by the City of Kilgore and J.P. Morgan Chase Bank, N.A.
 - 8. Approval of filing of "Joint Original Petition for Declaratory Judgment and to Construe and Modify Trust" by the City of Kilgore and J.P. Morgan Chase Bank, N.A.

XI. Future Agenda Item

This section of the agenda shall allow any member of the City Council, the Mayor, or the City Manager the opportunity to introduce items to be discussed and/or acted upon at a future meeting.

XII. Executive Session

Pursuant to Chapter 551, Texas Government Code, the City Council reserves the right to convene in Executive Session(s) from time to time as deemed necessary during this meeting. The City Council may convene into Executive Session to discuss the following:

- A. Pending or contemplated litigation or to seek the advice of the City Attorney pursuant to Section 551.071.
 - 1. Pending issues regarding Laird Memorial Hospital
- B. Possible acquisition of real estate pursuant to Section 551.072.
 - 1. Pentecost Park expansion
 - 2. City Hall property expansion
- C. Personnel matters pursuant to Section 551.074.
- D. Financial incentives to proposed business prospects Section 551.087

XIII. Adjournment

Posted: Friday, February 22, 2008
5:00 p.m.
City Hall Bulletin Board

KAREN CUSTER, CITY CLERK