



# KILGORE



*Where Civic Pride Is Justified*

AGENDA  
CITY COUNCIL MEETING  
SEPTEMBER 23, 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

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JEFFREY HOWELL, CITY MANAGER

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*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** by Brian Nutt, Pastor of Grace Fellowship

**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. None

**VII. Staff Presentations / Reports**

- A. Ronnie Moore, Director of Public Safety – update on EMS Facility
- B. B.J. Owen, Director of Special Services – update on Remington Estates
- C. Tim Hobbs, Street Superintendent – update on Street Major Maintenance

**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 September 11, 2008.
2. Special City Council Meeting of September 16, 2008.
3. Kilgore Economic Development Board of Directors Meeting of August 26, 2008.
4. Kilgore Economic Development Board of Directors Meeting of September 9, 2008.

C. Approve tax resale deed to Jose Carmen Martinez for Lot 8 and 9 of Block 5 in the Eastview Addition.

D. Approve letter of agreement between the City of Kilgore and Roy H. Laird Memorial Hospital Foundation for reimbursement of costs associated with defeasance of bonds and for the City's obligation to Texas Municipal Retirement System for former City employees of Roy H. Laird Memorial Hospital.

E. Approve appointments of the following:

1. Reappoint Jim Mitchell, India Stroope, and Larry Perkins to the Zoning Board of Adjustments & Appeals for two year terms from October 1, 2008 to September 30, 2010.
2. Reappoint Bill Bass and Don Bowne to the Flood Board of Adjustments & Appeals for three year terms from October 1, 2008 to September 30, 2011.

**IX. Public Hearing**

A. Public Hearing to consider a request to change the zoning from "C" Commercial District to "R-1" Single Family Residential District on 1.68± acres of the eastern portion of Tract 45-03 of the AB 97 J Hoy Survey, located, 3200± feet northwest of the intersection of Goforth Road and SH 135 N, fronting 269± feet along the west side of N SH 135 with a depth of 569± feet (3200 block of SH 135 N).

**X. Ordinances / Resolutions and other Action Items**

A. Adopt Ordinance No. 1396 amending the Kilgore Code of Ordinances, Chapter 7.5 – Fees, Rates and Charges and adding Sec. 7.5-2 Schedule of Fees, Rates, Etc. for Solid Waste Collection and Disposal Services.

B. Adopt Ordinance No. 1397 amending the Kilgore Code of Ordinances, Chapter 11 – Garbage, Trash, and Weeds, and adding Article III, Brush and Tree Limb Collection.

C. Adopt Ordinance No. 1398 amending Ordinance No. 1056 regulating sexually oriented businesses; Codified as Section 29, Article IV, Section 29-116, ET SEQ of the Kilgore Code of Ordinances.

D. Approve Permit for a billboard at the following locations:

1. 816 Hwy 259 N (Cherokee Pawn)
2. 2606 State Hwy 31 E (Kilgore Muffler and Performance)
3. 1200 East Hwy 31 (Harris Mobile Home Supply)
4. 3503 Hwy 259 (Kilgore Café)

E. Adopt Ordinance No. 1399 authorizing the zoning change from “C” Commercial District to “R-1” Single Family Residential District on 1.68± acres of the eastern portion of Tract 45-03 of the AB 97 J Hoy Survey, located, 3200± feet northwest of the intersection of Goforth Road and SH 135 N, fronting 269± feet along the west side of N SH 135 with a depth of 569± feet (3200 block of SH 135 N).

F. Adopt Ordinance No. 1400 amending Ordinance 1282, the Personnel Policy of the City of Kilgore.

G. Adopt Ordinance No. 1401 amending Ordinance No. 1355 which established the 2007/08 Budget, reallocating appropriation in the General Fund and Water Utility Fund Budgets.

H. Ratify the adoption of the budget for fiscal year 2008/09 as required by Local Government Code 101.007(c) given that this budget raises more revenue from property taxes than fiscal year 2007/08.

I. Approve Memorandum of Understanding regarding the establishment of friendly co-operation between the City of Kilgore and the Rzychiv City Council, Ukraine.

J. Reappoint Rhett Rhode, Manny Almanza, and Linda Melton, and make one new appointment to the Planning and Zoning Board for two year terms from October 1, 2008 to September 30, 2010.

## **X. 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.*

## **XI. 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.
- B. Possible acquisition of real estate pursuant to Section 551.072.
- C. Personnel matters pursuant to Section 551.074.
- D. Financial incentives to proposed business prospects Section 551.087



