



***** NOTICE OF PUBLIC MEETING*****

**CITY OF MELISSA CITY COUNCIL
REGULAR MEETING
TUESDAY, JULY 26, 2005
7:00 P.M.**

**City of Melissa Municipal Building
901 State Highway 121
Melissa, TX 75454**

AGENDA

1. Call to order.
2. Roll call.
3. Prayer.
4. Pledge of Allegiance.

CONSENT AGENDA ITEMS

All consent agenda items listed are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.

1. Approval of minutes of the July 12, 2005 Regular Council Meeting and Worksession.
2. Approval of checks paid on demand from July 7, 2005 through July 21, 2005.
3. Approval of bills to be paid.
4. Receive Third Quarter Financials for the period covering April 1, 2005 to June 30, 2005.

REGULAR AGENDA ITEMS

1. Receive information from Beck Group regarding the Construction Manager at Risk Services procurement process for Melissa Town Center Complex.
2. Discuss and take action on adopting a Resolution authorizing the Mayor, or his designee, to execute the contract between the City of Melissa and the Beck Group for the Architectural Design Proposal for the new Melissa City Hall.
3. Recess into Closed Session in compliance with Section 551.001, *et. seq.*, Texas Government Code, to wit:
 - (a) Section 551.072. To deliberate the purchase, exchange, lease or value of real property generally located 1000 feet north of intersection of Graves Street and Highway 5 and west of Highway 5, Melissa, Texas; and
 - (b) Section 551.072. To deliberate the purchase, exchange, lease or value of real property located at 2120 Highway 121, Melissa, Texas; and
 - (c) Section 551.071. Consultation between the City Attorney and City Council where the duty of the City Attorney to City Council, pursuant to the Code of Professional Responsibilities of the State Bar of Texas, clearly conflicts with the Open Meetings Act regarding legal aspects of procurement methodologies.
4. Reconvene into Regular Session and take any action necessary as a result of the Closed Session.
5. Consider and act upon the adoption of a resolution authorizing the Melissa Industrial and Economic Development Corporation to acquire, through eminent domain, for the public purpose of economic development, the land and improvements located at 2120 Highway 121, Melissa, Texas; appointing an appraiser and negotiator as necessary; authorizing Melissa Industrial and Economic Development Corporation to establish just compensation for the property rights to be acquired; and authorizing Melissa Industrial and Economic Development Corporation to take all steps necessary to acquire the needed property rights in compliance with all applicable laws and resolutions.

6. Consider and act upon adopting a Resolution authorizing the Mayor, or his designee, to sign an Interlocal Cooperation Agreement between the City of Melissa and the Greater Texoma Utility Authority for Easements for the City of Melissa Sewer Line/Collin-Grayson Municipal Alliance (CGMA) Waterline.
7. Consider and act upon approval of sign request from First National Bank of Trenton, Melissa Branch.
8. Conduct a Public Hearing to hear concerns for or against a request for zoning change of 1.76 acres, more or less, of land from agricultural to planned development, located in the corporate limits of Melissa, Texas, property owned by Melissa Properties Partnership and located at 3480 FM 545 in the William Sanders Survey, Abstract No. 867, Block 2, Tract 39, 1.76 acres, Collin County, Texas.
9. Consider and act upon adopting an Ordinance for a zoning change of 1.76 acres, more or less, of land from agricultural to planned development, located in the corporate limits of Melissa, Texas, property owned by Melissa Properties Partnership and located at 3480 FM 545 in the William Sanders Survey, Abstract No. 867, Block 2, Tract 39, 1.76 acres, Collin County, Texas.
10. Receive and discuss information regarding annexation schedule with reference to the September 10, 2005 Local Option Election in the City of Melissa.
11. Presentation of Certificate of Commendation to Investigator Phillip Pannell and Code Compliance Officer Austin Burtis of the City of Melissa Police Department.
12. Citizen Comments
During Citizen Comments, the following are the only actions that can be taken by the Council regarding any Citizen Comment:
 - A. *Receive comments*
 - B. *Restate the facts*
 - C. *Suggest that the item be placed on a future agenda for discussion/action.*
13. Adjourn.

Certified to, this _____ day of _____, 2005 Posted: _____, 2005 at _____ p.m.

Linda Mitchell, City Secretary

If during the course of the meeting covered by this notice, the City Council should determine that a closed or executive meeting or session of the City Council or a consultation with the attorney for the City should be held or is required, then such closed or executive meeting or session or consultation with attorney as authorized by the Texas Open Meetings Act, Texas Government Code §551.001 et seq., will be held by the City Council at the date, hour and place given in this notice or as soon after the commencement of the meeting covered by this notice as the City Council may conveniently meet in such closed or executive meeting or session or consult with the attorney for the City concerning any and all subjects and for any and all purposes permitted by the Act, including, but not limited to, the following sanctions and purposes:

Texas Government Code Section:

- 551.071 Private consultation with the attorney for the City.
- 551.072 Discussing purchase, exchange, lease or value of real property.
- 551.074 Discussing personnel or to hear complaints against personnel.

NOTICE OF ASSISTANCE AT PUBLIC MEETINGS

The Melissa City Hall is wheelchair accessible. Access to the building and special parking are available at the west entrance. Persons with disabilities who plan to attend this meeting, and who may need auxiliary aids or service such as Interpreters for persons who are deaf or hearing impaired, readers, or large print, are requested to contact the City Secretary's Office at (972) 838.2520 or by FAX (972) 837.2452. BRAILLE IS NOT AVAILABLE.