

**MINUTES
CITY OF MELISSA CITY COUNCIL
REGULAR MEETING
Tuesday, December 11, 2007
7:00 p.m.**

CALL TO ORDER

Mayor David Dorman called the meeting to order at 7:00 p.m.

Council members present were: Sharon Weideman, Randy Kaiser, Bill Reynolds and Stan Mercer. Dan Trott was absent.

Prayer was given by John Burchett.

All in attendance gave pledge of allegiance.

CONSENT AGENDA

Motion was made by Stan Mercer and seconded by Bill Reynolds to approve the minutes of the November 27, 2007 Council Meeting.

Vote: 4/0/0

REGULAR AGENDA

ITEM #1

Mayor Dorman presented a Proclamation honoring our military men and women and proclaiming December, 2007 as Honor Our Troops-Remembrance Month. The Proclamation was presented to Councilman Bill Reynolds, representative from the VFW Post 324.

ITEM #2

Mr. Jerry Chapman, General Manager of the Greater Texoma Utility Authority, presented information regarding the intent of GTUA to issue bonds to cover the second half of an original issuance of \$7.3 Million to cover the shortfall of projects to be bid in January 2008. The projects are in association with the Melissa/Anna Sewer Project.

Bob Helmberger, City Engineer, stated that the shortfall is due to the escalated construction costs that have occurred since the project began three years ago.

ITEM #3

Motion was made by Bill Reynolds and seconded by Randy Kaiser adopt an Ordinance by the City Council of the City of Melissa, Texas, relating to bonds proposed to be issued and delivered by the Greater Texoma Utility Authority, approving the issuance thereof, and the facilities to be constructed or acquired by such Authority.

Vote: 4/0/0

ITEM #4

Motion was made by Randy Kaiser and seconded by Stan Mercer to authorize the Greater Texoma Utility Authority to submit a bond application for \$1.4 million bond application on behalf of the Cities of Melissa and Anna for the Throckmorton Creek/Trinity River Sewer Interceptor Project.

Vote: 4/0/0

ITEM #5

Motion was made by Randy Kaiser and seconded by Stan Mercer to adopt a Resolution re-appointing the following members of the Tax Increment Reinvestment Zone No.1 for terms ending December 2009: Kelly Maberry, Michael Holigan, Joe Jaynes and Dan Trott.

Vote: 4/0/0

ITEM #6

Mayor David Dorman opened a Public Hearing at 7:13 p.m. to hear comments, for or against, the voluntary annexation petition submitted by The Church of Jesus Christ of Latter Day Saints, for the annexation of .6975 acres of land, more or less, situated in the John Fitzhugh Survey, Abstract No. 319, Melissa, Collin County, Texas, and being generally located at the southeast corner of the intersection of Melissa Road and Fannin Road.

There being no comments the Public Hearing was closed at 7:14 p.m.

ITEM #7

Motion was made by Sharon Weideman and seconded by Randy Kaiser to adopt an Ordinance amending Ordinance 07-44, adopting a truck route to regulate the activities of commercial trucks in the City of Melissa by adding an additional route to ordinance.

Vote: 4/0/0

ITEM #8

The Council recessed into Closed Session at 7:15 p.m. in compliance with Section 551.001 et. seq. Texas Government Code, to wit:

Section 551.072. Discussing purchase, exchange, lease or value of real property.

(i.) Deliberation regarding the purchase, exchange, lease or value of real property located 2702 McKinney Street and 2705 McKinney Street in Melissa, Collin County, Texas.

(ii.) Deliberation regarding the purchase, exchange, lease or value of real property as it relates to the construction of Throckmorton Road.

Section 551.071. Meeting with City Attorney regarding matters in which the duty of the City Attorney under the Texas Disciplinary rules of Professional Conduct of the State Bar of Texas conflicts with the Open Meetings Act regarding:

(i) Legal issues related to the Development Agreement (pending annexation) for Southern Star and matters related thereto;

(ii) Legal advice regarding the purchase, sale, exchange, lease or value of real property as it relates to 2702 McKinney Street and 2705 McKinney Street, and Throckmorton Road

(iii) Legal aspects related to the establishment of outdoor lighting regulations.

ITEM #9

Motion was made by Bill Reynolds and seconded by Stan Mercer to reconvene into Open Session at 8:10 p.m.

Vote: 4/0/0

Motion was made by Randy Kaiser and seconded by Stan Mercer to authorize the Mayor, or his designee, to take any action necessary as a result of the Closed Session, including but not limited to, consider and possibly act upon authorizing the City Administrator to initiate all actions required to re-plat and re-zone the property located at 2702 McKinney Street and execute all necessary documents related to the purchase/exchange of real property located thereon to complete the transaction all as deemed necessary by the City Administrator.

Vote: 4/0/0

ITEM #10

Motion was made by Stan Mercer and seconded by Bill Reynolds to adopt an Ordinance establishing outdoor lighting standards for the City of Melissa with the following changes:

Page 4, Section B: should read thirty (30) foot candles.

Page 6, Section A, Item C: should read: $L = \frac{I}{d^2 + h^2}$

The City Attorney advised that any other amendments could be made as the City grows and needs more definition in the Ordinance.

Vote: 4/0/0

ITEM #11

Citizen Participation.

ITEM #12

Motion was made by Stan Mercer and seconded by Sharon Weideman to adjourn at 8:15 p.m.

David E. Dorman, Mayor

ATTEST:

Linda P. Bannister, City Secretary