

******* NOTICE OF PUBLIC MEETING*******
CITY OF MELISSA CITY COUNCIL
REGULAR MEETING AND WORKSESSION
TUESDAY, JANUARY 27, 2009

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

Work Session – 6:30 p.m.
Regular Meeting - 7:00 p.m.

WORK SESSION AGENDA

1. Call to order.
2. Roll call.
3. Recess into Closed Session in compliance with Section 551.001 et. seq. Texas Government Code, to wit:
 - a. Section 551.071. Meeting with City Attorney regarding a matter (s) in which the duty of the City Attorney under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas conflict with the Open Meetings Act regarding legal issues relating to variance requests submitted by Antique Terra Cotta at 4205 North U.S. Hwy 75.
 - b. Section 551.072. Deliberation regarding the purchase, exchange, lease or value of real property for a City Hike and Bike Trail System along Fannin Road (Abstract A0319 John Fitzhugh Survey, Tract 77).
4. Reconvene into Open Session and take any action necessary as a result of the Closed Session.
5. Adjourn.

REGULAR MEETING
7:00 P.M.

AGENDA

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

CONSENT AGENDA ITEMS

1. Consider and act upon approval of minutes from the January 13, 2009 Regular Meeting.

REGULAR AGENDA ITEMS

1. Introductory comment by Mayor David Dorman regarding the City of Melissa's continued commitment to adhere to all applicable Federal, State, and local laws.
2. Discuss and take action, if necessary, on Pingleton, Howard and Company's presentation of the City of Melissa's audit for the year ending September 30, 2008.
3. Discuss and take action on a Resolution authorizing the Mayor of the City of Melissa, or his designee, to execute the Retainer Agreement with Abernathy, Roeder, Boyd and Joplin, P.C.
4. Discuss and take action on request for variance to setback requirements encroached upon by existing buildings submitted by Antique Terra Cotta at 4205 North U.S. Hwy 75.
5. Discuss and take action on request for variance to the 80% masonry requirement for existing buildings submitted by Antique Terra Cotta at 4205 North U.S. Hwy 75.

6. Discuss and take action on request for variance to fire flow requirements submitted by Antique Terra Cotta at 4205 North U.S. Hwy 75.
7. Discuss and take action on request for variance to the 150' ft. coverage requirement of all buildings (existing 8,663 sq ft building) submitted by Antique Terra Cotta at 4205 North U.S. Hwy 75.
8. Discuss and take action on request for variance to platting requirements for fire lane dedication submitted by Antique Terra Cotta at 4205 North U.S. Hwy 75.
9. Conduct a Public Hearing to hear concerns for or against a request for variance for overall exemption from platting requirements for signage permits submitted by Antique Terra Cotta at 4205 North U.S. Hwy 75.
10. Discuss and take action on request for variance for overall exemption from platting requirements for signage permits submitted by Antique Terra Cotta at 4205 North U.S. Hwy 75.
11. Consider and act upon a Resolution authorizing the Mayor of the City of Melissa, or his designee, to execute the Melissa Wastewater Transmission and Treatment Contract with North Texas Municipal Water District.
12. Consider and act upon a Resolution authorizing the Mayor of the City of Melissa, or his designee, to approve the purchase of a 2009 Ford Crown Victoria police interceptor, associated equipment and service fees for the Melissa Police Department at a cost not to exceed \$35,000.
13. Authorize City Administrator to execute any and all documents to purchase the right of way along Fannin Road for construction of a portion of the City's Hike and Bike Trail system (Abstract A0319 John Fitzhugh Survey, Tract 77).
14. Consider and act upon Melissa ISD's request to lease and maintain Zadow Park scoreboards and authorize City Administrator to execute any and all documents related thereto.
15. Presentation of minutes of Boards and Commissions. No action required.
 - a. Planning and Zoning Commission – December 18, 2008 and January 15, 2009.
 - b. Melissa Economic Development Board (4B) – November 20, 2008.
 - c. Park Board – December 11, 2008.
 - d. Melissa Industrial and Economic Development Board (4A) January 22, 2009.
16. Citizen comments.
17. Adjourn.

Linda Bannister, City Secretary

Posted _____, 2009 @ _____ p.m.

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 south 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. BRILLE IS NOT AVAILABLE.