

**REGULAR COUNCIL MEETING MINUTES  
GREENVILLE CITY COUNCIL  
TUESDAY, FEBRUARY 28, 2012**

**I. CALL TO ORDER**

Mayor Oliver called the February 28, 2012, regular meeting to order at 6:00 p.m. Present were Councilmembers Perkins, Perks, Dailey, Del Bosque-Hobdy, Herrin, and Franklin. Also present were City Manager Steve Alexander, City Attorney Brent Money, and City Secretary Debra Newell.

**II. INVOCATION**

Councilmember Herrin delivered the invocation.

**III. PLEDGE OF ALLEGIANCE**

**IV. PRESENTATIONS**

**V. CITIZENS TO BE HEARD**

Kevin Himes, 107 Owl Tree Trail; Jim Rogers, 6603 Wesley and Bobby Stovall stressed the need for the L-3 Lawsuit to be resolved.

David Weiland; and Richard Hutchins, 10604 Woodland, voiced concerns about the proposed Housing Preservation Ordinance.

Dennisha Denney, 8807 Kiowa Drive, noted she is a member of the Housing Preservation Task Force and encouraged people to attend the Task Force meetings.

Patricia Peres, 4116 Morrison, asked the Council to review the Noise Ordinance.

John Kelso, 3503 Highmeadow, noted that "pocket parks" are specifically noted in the City's Comprehensive Plan and are part of Smart Growth Principles.

**VI. NEW BUSINESS**

**A. CONSENT CALENDAR-** All items listed are considered to be routine by the City Council and will be enacted by one motion.

1. City Council Meeting Minutes – February 14, 2012
2. Ordinance authorizing approval of 4<sup>th</sup> of July fireworks contract with Pyrotex (*Kimber Patterson, Recreation Coordinator*)

Ordinance 12-011: **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GREENVILLE, TEXAS, AUTHORIZING APPROVAL 4<sup>th</sup> OF JULY FIREWORKS CONTRACT WITH PYROTEX; AND PROVIDING AN EFFECTIVE DATE.**

3. Ordinance authorizing lease agreement with Royal Mullins for office space at the Paul Mathews Exchange Building (*Doyle Dick, Main Street Manager*)

Ordinance 12-012: **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GREENVILLE, TEXAS, AUTHORIZING LEASE AGREEMENT WITH ROYAL MULLINS FOR OFFICE SPACE IN THE PAUL MATHEWS EXCHANGE BUILDING; AND PROVIDING AN EFFECTIVE DATE.**

Councilmember Perks moved, Councilmember Dailey seconded for the approval of the Consent Agenda. Motion carried by unanimous vote of the City Council.

**B. PUBLIC HEARINGS**

**C. ACTION ITEMS**

1. Consideration and action on a resolution suspending the effective date for ninety days in connection with the rate increase filing of ATMOS Energy Corporation on or about January 31, 2012 (*Brent Money, City Attorney*)

Atmos, along with the City members of ATM are requesting a suspension in the proposed increase to allow for further discussions.

Councilmember Perkins moved, Councilmember Herrin seconded for the adoption of Resolution 12-07: **RESOLUTION BY THE CITY OF GREENVILLE, TEXAS ("CITY") SUSPENDING THE EFFECTIVE DATE FOR NINETY DAYS IN CONNECTION WITH THE RATE INCREASE FILING OF ATMOS ENERGY CORPORATION ON OR ABOUT JANUARY 31, 2012; REQUIRING THE REIMBURSEMENT OF MUNICIPAL RATE CASE EXPENSES; AUTHORIZING PARTICIPATION IN RELATED RATE PROCEEDINGS; AUTHORIZING THE RETENTION OF SPECIAL COUNSEL; FINDING THAT THE MEETING COMPLIES WITH THE OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.** Motion carried by unanimous vote of the City Council.

2. Consideration and action on the adoption of a resolution supporting the Residences of Greenville for the development of 78 multi-family (senior) residential affordable housing units located at the 2100 block of Traders Road, comprised of 25 one-bedroom and 53 two-bedroom apartments and approval of the revitalization plan for the property (*John Adel, Assistant City Manager*)

The Residences of Greenville is a proposed multi-family development for seniors (age 55 and over) is located on a 14 acre tract along the north side of Traders Road, between Dent Road and Wesley Street. The project has been properly zoned and has received preliminary plat approval.

JES Holdings, LLC has applied with the Texas Department of Housing and Community Affairs to receive approval for this project to participate in the Housing Tax Credit program. Participation in this program requires that reduced rent must be offered to tenants who must meet certain income restrictions in order to receive the tax credits. This is typically a 15-year tax credit program. This property will be subject to Ad Valorem taxes.

Councilmember Herrin moved to adopt the Revitalization/Development Plan, Councilmember Franklin seconded for the adoption of the Revitalization/Development Plan. Motion carried by unanimous vote of the City Council.

3. Consideration and action on a resolution appealing to the Texas Department of Transportation's proposed design for the Intersection of Kari Lane and Highway 34 to include a Left-Turn Signal (*Steven Alexander, City Manager*)

A meeting was held with Texas Department of Transportation officials, City Staff, and business owners and it was requested that a left turn out of Kari Lane be added to the project. City Manager Steve Alexander noted that TxDOT was generally agreeable to this request, but reiterated that the project was designed to increase mobility in this area.

Councilmember Perkins moved, Councilmember Herrin seconded for the adoption of Resolution 12-08: **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GREENVILLE, TEXAS, APPEALING TO THE TEXAS DEPARTMENT OF TRANSPORTATION'S PROPOSED DESIGN FOR THE INTERSECTION OF KARI LANE AND HIGHWAY 34 TO INCLUDE A LEFT-TURN SIGNAL; AND PROVIDING AN EFFECTIVE DATE.** Motion carried by unanimous vote of the City Council.

**VII. BOARD AND COMMISSION MINUTES/CITY STAFF OR COUNCIL REPORTS**

Airport Advisory Board Minutes January 18, 2011  
Greenville Board of Development January 23, 2012  
Greenville Financials January 2012  
GBOD Financials

**VIII. EXECUTIVE SESSION**

The Mayor announced the time as 7:35 p.m. and stated the Council Section 551.071 (1) - L-3 Communications vs. City of Greenville Lawsuit; Housing Preservation Ordinance; Section 551.087 (1) – Economic Development/Crossroads Mall and Section 551.072 – Exchange Building.

**IX.** Take any action on any item discussed in Executive Session as needed.

Upon reconvening in Open Session at 9:30 p.m., the Councilmember Herrin moved to adopt Ordinance No. 12-013: **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GREENVILLE, TEXAS, AUTHORIZING ENTRY INTO AN ECONOMIC DEVELOPMENT AGREEMENT BETWEEN THE CITY OF GREENVILLE AND CROSSROADS GREENVILLE PROPERTIES, LTD; AND PROVIDING AN EFFECTIVE DATE** Councilmember Del Bosque-Hobdy seconded. Motion carried by unanimous vote of the City Council.

**X. ADJOURN**

The meeting was adjourned at 9:31 p.m., by unanimous consent of the City Council.