

**AGENDA  
CITY COMMISSION MEETING  
CITY COMMISSION CHAMBER - CITY HALL  
115 W. BROWN  
ENNIS, TEXAS 75119  
TUESDAY, SEPTEMBER 7, 2010  
7:00 P.M.**

- 1. Invocation**
- 2. Pledge of Allegiance**
- 3. Roll Call**
- 4. Approval of Minutes**
  - A. City Commission Workshop of August 16, 2010
  - B. City Commission Meeting of August 16, 2010
- 5. Bid Awards**
  - A. "E 10-05" HVAC Replacement Units for the Ennis Public Library (SECO-EECBG)
- 6. Citizens Requests for Public Hearings**
  - A. Doug Meier (2708 S. Kaufman)
- 7. Public Hearings**
  - A. Ordinance 10-09-01 adopting the City of Ennis, Texas Budget and appropriating resources for the Budget for the Fiscal Year beginning October 1, 2010.
  - B. Ordinance 10-09-02 establishing the Tax Rate for the City of Ennis, Texas for the Fiscal Year beginning October 1, 2010.
  - C. Ordinance 10-09-03 approving a negotiated resolution between the Atmos Cities Steering Committee ("ACSC" or "Steering Committee") and Atmos Energy Corp., Mid-Tex Division ("Atmos and Mid-Tex" or "Company") regarding the Company's Third Rate Review Mechanism ("RRM") Filing in all cities exercising original jurisdiction; declaring existing rates to be unreasonable; requiring the Company to reimburse cities' reasonable ratemaking expenses; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement and finding the rates to be set by the attached tariffs to be just and reasonable; approving Atmos Mid-Tex's proof of revenues; extending the RRM process for two cycles and adopting a new RRM Tariff; ratifying the Settlement Agreement, including cost recovery for a Steel Service Line Replacement Program; adopting a Savings Clause; determining that this Ordinance was passed in accordance with the requirements of the Texas Open Meetings Act; declaring an effective date; and requiring delivery of this Ordinance to the Company and Steering Committee's Legal Counsel.
  - D. Ordinance 10-08-04 authorizing the City's participation in the Texas Enterprise Zone Program pursuant to the Texas Enterprise Zone Act, Chapter 2303, Texas Local Government Code, authorizing tax incentives, designating a liaison, and nominating GS Roofing Company Inc., DBA CertainTeed Corporation to the Office of the Governor Economic Development and Tourism (EDT) through the Economic Development Bank (Bank) as an Enterprise Project (Project).
  - E. Ordinance 10-08-05 designating a certain area as Industrial Tax Abatement Zone No. 52 (GS Roofing Company Inc., DBA CertainTeed Corporation).

**8. First Reading of Ordinances**

- A. Ordinance 10-09-01 adopting the City of Ennis, Texas Budget and appropriating resources for the Budget for the Fiscal Year beginning October 1, 2010.
- B. Ordinance 10-09-02 establishing the Tax Rate for the City of Ennis, Texas for the Fiscal Year beginning October 1, 2010.
- C. Ordinance 10-09-03 approving a negotiated resolution between the Atmos Cities Steering Committee ("ACSC" or "Steering Committee") and Atmos Energy Corp., Mid-Tex Division ("Atmos and Mid-Tex" or "Company") regarding the Company's Third Rate Review Mechanism ("RRM") filing in all cities exercising original jurisdiction; declaring existing rates to be unreasonable; requiring the Company to reimburse cities' reasonable ratemaking expenses; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement and finding the rates to be set by the attached tariffs to be just and reasonable; approving Atmos Mid-Tex's proof of revenues; extending the RRM process for two cycles and adopting a new RRM Tariff; ratifying the Settlement Agreement, including cost recovery for a Steel Service Line Replacement Program; adopting a Savings Clause; determining that this Ordinance was passed in accordance with the requirements of the Texas Open Meetings Act; declaring an effective date; and requiring delivery of this Ordinance to the Company and Steering Committee's Legal Counsel.

**9. Second Reading of Ordinances**

- A. Ordinance 10-08-03 prohibiting the use, purchase, possession and sales of illegal smoking products containing a certain plant, plant products or derivatives, chemical compounds applied to plants, and plant products and their derivatives or other substances, and ingestion devices used in connection with the illegal smoking products; dispensing with a culpable mental state and providing a penalty; providing an affirmative defense for authorized medical use or use in landscaping and providing a severability clause, a savings clause, and providing for the publication hereof.
- B. Ordinance 10-08-04 authorizing the City's participation in the Texas Enterprise Zone Program pursuant to the Texas Enterprise Zone Act, Chapter 2303, Texas Local Government Code, authorizing tax incentives, designating a liaison, and nominating GS Roofing Company Inc., DBA CertainTeed Corporation to the Office of the Governor Economic Development and Tourism (EDT) through the Economic Development Bank (Bank) as an Enterprise Project (Project).
- C. Ordinance 10-08-05 designating a certain area as Industrial Tax Abatement Zone No. 52 (GS Roofing Company Inc., DBA CertainTeed Corporation).

**10. New Business**

- A. Resolution 10-08-06 authorizing and approving the FY 2010-2011 Budget for the Ennis Economic Development Corporation; and authorizing and approving "Proposed Projects" contained within the FY 2010-2011 Budget for the Ennis Economic Development Corporation pursuant to the Texas Local Government Code, Section 505.159 (Use of 4B Sales Tax Revenue).
- B. Consideration and action as may be appropriate regarding Charge-Off of Delinquent Utility, Ambulance and Tax Accounts for the purpose of collection by the Office of the City Attorney.
- C. Consideration and action as may be appropriate regarding approval of a Public Facilities Use Permit for the 2010 National Night Out (Ennis Police Department).

**11. Old Business**

- A. U.S. Army Corps of Engineers (USACE) Lake Bardwell Stimulus Project (American Recovery and Reinvestment Act of 2009 - ARRA)
- B. Consideration and action as may be appropriate regarding appointments to City of Ennis Boards and Commissions.

**12. Requests from City Commission and Round Table**

**13. Adjournment**

**I CERTIFY THE ABOVE NOTICE WAS POSTED AT CITY HALL IN ENNIS, TEXAS, PRIOR TO FRIDAY, SEPTEMBER 3, 2010 AT 5:00 P.M.**

**(Signed Original Document Posted at Ennis City Hall)**

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**SHIRLEY TRULL**  
City Secretary

