



NOTICE TO PUBLIC

Effective March 16, 2020, Texas Governor Abbott suspended certain Open Meeting rules to allow telephonic or video conference meetings of government bodies that are accessible to the public to decrease large groups of people from assembling. The suspension temporarily removes the requirement that government officials and members of the public be physically present at a meeting location. One or more members of the Athens City Council may be present via telephone conference or video conference.

Notice is hereby given in accordance with order of the Office of the Governor issued March 16, 2020, the City Council of the City of Athens, Texas will meet in Regular Session on Monday, October 12, 2020 at 5:30 p.m. in the Derek D. Daniels Conference Room of the Athens Partnership Center, 201 West Corsicana St, Athens, Texas. This meeting is open to the public; however, seating will be limited to maintain social distancing.

A recording of the Facebook Live meeting will be made and will be available to the public in accordance with the Open Meetings Act upon written request.

- 1) Invocation
- 2) Pledge of Allegiance
- 3) Declaration of Conflict of Interest
- 4) Proclamation – World Polio Day
- 5) Public Communications
“Pursuant to Texas Government Code section 551.007, members of the public may speak on an agenda item during the public communication section of the meeting or at the time the agenda item is called for discussion by the Mayor. Speakers shall be given three (3) minutes to speak. A speaker needing a translator and/or interpreter may be given six (6) minutes to speak. Members of the public wishing to address the Council on non-agenda items may do so pursuant to the same time constraints as agenda items. The Council will not comment on items not on the agenda; however, the Council may refer the item to City Staff for research, resolution or referral of the matter to the Council as a future agenda item.”
- 6) Mayor, City Council and/or City Manager updates involving Community Events and issues of Public Safety

- 7) Consent Agenda
(All matters 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 requested by a member of the City Council. The item may subsequently be removed from the Consent Agenda to be considered separately.)
- a) Consider approving minutes of the September 28, 2020 Regular Session
 - b) Consider a Resolution designating an official newspaper for the City of Athens for Fiscal Year 2021
 - c) Consider a Resolution to approve and adopt the City of Athens Holiday Calendar for Fiscal Year 2021
 - d) Consider a Resolution rescheduling the Regular City Council meeting of December 28, 2020 to December 21, 2020
 - e) Consider a Resolution awarding bid to Duplichain Contractors, LLC for the Sewer Line Extension at Highway 175 and Loop 7 and authorizing the City Manager to enter into an agreement with Duplichain Contractors, LLC
 - f) Consider a Resolution awarding bid to Capps-Capco Construction, Inc. for the replacement of the North Wastewater Treatment Plant Trickling Filter Distributor and authorizing the City Manager to enter into an agreement with Capps-Capco Construction, Inc
 - g) Consider a Resolution authorizing the filing of a grant application with the East Texas Council of Governments for a Regional Solid Waste Grants Program Grant
- 8) Hear update on Cain Center Project – [E. Borstad and E. Berry]
- 9) Discuss proposed lane configuration of US 175 presented by Henderson County Area Office Engineer, Eric Fisher and other TxDOT maintained thoroughfares within the City of Athens
- 10) Consider final reading of an Ordinance authorizing the issuance of “City of Athens, Texas, Waterworks and Sewer System Revenue Bonds, Series 2020A”, pledging net revenues of the City’s Waterworks and Sewer System to the security of and the payment of the principal of and interest on said bonds; specifying the terms and conditions of such bonds; resolving other matters incident and related to the issuance, payment, security, sale and delivery of said bonds, including the approval and execution of a Paying Agent/Registrar Agreement and a Construction Escrow Agreement; and providing an effective date – [E. Borstad]
- 11) Discuss, consider and take action, as necessary, concerning a Resolution approving and authorizing the execution of a Principal Forgiveness Agreement between the Texas Water Development Board and the City of Athens, Texas – [E. Borstad]

- 12) Public hearing concerning a request from Mariela Martinez for approval of a specific use permit for a manufactured home for Lot 2, Block 1 of the West Hylands Addition, T. Parmer Survey, A-782, also known as 804 West College Street – [A. Sloan]
- 13) Discuss first reading of an Ordinance concerning a request from Mariela Martinez for approval of a specific use permit for a manufactured home for Lot 2, Block 1 of the West Hylands Addition, T. Parmer Survey, A-782, also known as 804 West College Street
- 14) Public hearing concerning a request from Erika Ramirez for approval of a zoning change from Agriculture (A) to Commercial (C) for Lot A of the Payne Subdivision, B. C. Walters Survey, A-797, also known as 801 North Prairieville Street – [A. Sloan]
- 15) Discuss first reading of an Ordinance concerning a request from Erika Ramirez for approval of a zoning change from Agriculture (A) to Commercial (C) for Lot A of the Payne Subdivision, B. C. Walters Survey, A-797, also known as 801 North Prairieville Street
- 16) Public hearing concerning a request from George Dickson for approval of a zoning change from Commercial (C) to Single-Family – 5 (SF-5) for Lots 1 through 3 of Block 23 of Large Lots, T. Parmer Survey, A-782, also known as 301 West Larkin Street – [A. Sloan]
- 17) Discuss first reading of an Ordinance concerning a request from George Dickson for approval of a zoning change from Commercial (C) to Single-Family – 5 (SF-5) for Lots 1 through 3 of Block 23 of Large Lots, T. Parmer Survey, A-782, also known as 301 West Larkin Street
- 18) Public hearing concerning a request from Lewis Bluitt for approval of the replat of Lot 478 & Lot 479 of the Oakwood Addition, Unit 1, D. Cherry Survey, A-135 creating Lot 478-A, located on Pedernales and also known as Property ID R65443 & R65444. This property is located in the City’s extraterritorial jurisdiction – [A. Sloan]
- 19) Discuss, consider and take action, as necessary, concerning a request from Lewis Bluitt for approval of the replat of Lot 478 & Lot 479 of the Oakwood Addition, Unit 1, D. Cherry Survey, A-135 creating Lot 478-A, located on Pedernales and also known as Property ID R65443 & R65444. This property is located in the City’s extraterritorial jurisdiction – [A. Sloan]
- 20) Discuss first reading of an Ordinance disannexing a 7.848-acre tract of the David Cherry Survey, Abstract 135 located within the corporate limits of the City of Athens, as requested by Athens Municipal Water Authority – [A. Sloan]

- 21) Discuss first reading of an Ordinance disannexing a 16.505-acre tract of the David Cherry Survey, Abstract 135 located within the corporate limits of the City of Athens, as requested by Athens Municipal Water Authority – [A. Sloan]
- 22) Mayor and City Council’s request for future agenda items
- 23) Adjourn



Executive Session (Closed Meeting): Pursuant to the Open Meetings Act, Chapter 551, Texas Government Code, Sections 551.071, 551.072, 551.073, 551.074, 551.076, 551.087, 418.183(f), and 418.106(d) & (e). Refer to posted list attached hereto and incorporated herein.

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 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 or charges against personnel or officials.

“PURSUANT TO SECTION 30.06, PENAL CODE (TRESPASS BY LICENSE HOLDER WITH A CONCEALED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS PROPERTY WITH A CONCEALED HANDGUN.”

“DE CONFORMIDAD CON LA SECCIÓN 30.06, CÓDIGO PENAL (ESTAR EN ESTA PROPIEDAD POR TITULAR DE LA LICENCIA CON UNA PISTOLA OCULTA), UNA PERSONA CON LICENCIA BAJO EL SUBCAPÍTULO H, CAPÍTULO 411, CÓDIGO DE GOBIERNO (LEY DE LICENCIAS ARMA DE FUEGO), NO PUEDE ENTRAR EN ESTA PROPIEDAD CON UNA PISTOLA OCULTA.”

"PURSUANT TO SECTION 30.07, PENAL CODE (TRESPASS BY LICENSE HOLDER WITH AN OPENLY CARRIED HANDGUN), A PERSON LICENSED UNDER SUBCHAPTER H, CHAPTER 411, GOVERNMENT CODE (HANDGUN LICENSING LAW), MAY NOT ENTER THIS PROPERTY WITH A HANDGUN THAT IS CARRIED OPENLY"

“DE CONFORMIDAD CON LA SECCIÓN 30.07, CÓDIGO PENAL (ESTAR EN ESTA PROPIEDAD POR TITULAR DE LA LICENCIA CON UNA PISTOLA EN PLENO VISTA), UNA PERSONA CON LICENCIA BAJO EL SUBCAPÍTULO H, CAPÍTULO 411, CÓDIGO DE GOBIERNO (LEY DE LICENCIAS ARMA DE FUEGO), NO PUEDE ENTRAR EN ESTA PROPIEDAD CON UNA PISTOLA EN PLENO VISTA”

This facility is wheelchair accessible and accessible parking spaces are available. Requests for additional accommodations or interpretive services must be made 48 hours prior to any meeting. Please contact the City Secretary's Office at (903) 675-5131 or by FAX (903) 675-7562 for further information.