



NOTICE TO PUBLIC

Notice is hereby given that the City Council of the City of Athens, Texas will meet in Regular Session on Monday, February 26, 2018, 5:30 p.m. in the Derek D. Daniels Conference Room of the Athens Partnership Center, 201 W. Corsicana St., Athens, Texas to consider the following:

- 1) Invocation
- 2) Pledge of Allegiance
- 3) Declaration of Conflict of Interest
- 4) Mayor, City Council and/or City Manager updates involving Community Events and issues of Public Safety
- 5) Recognition of City Employee for Certification accomplishment
- 6) Discuss, consider and take action, as necessary, confirming the appointment of Mandie Quigg as Finance Director for the City of Athens – [Efficiency – E. Borstad]
- 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 the minutes of the February 12, 2018 Regular Session
- b) Consider final reading of an Ordinance concerning a request from Jose Ariciaga for a 2.34 acre zone change from Single Family-7 (SF-7), Multi-Family-2 (MF-2) and Multi-Family -4 (MF-4) to Multi-Family-5 (MF-5) to allow for single and multi-family units at 205 Frizzell Street
- c) Consider final reading of an Ordinance disannexing property within the city limits (0.260 acres), as requested by Stan Taylor on behalf of James and Carolyn Ray, F.M. Trimble, A-766
- d) January 2018 Monthly Revenue Expense Report
- e) Consider a Resolution Changing Signatory for Bank Depository
- f) Consider a Resolution amending authorized Representatives for TexPool Participant Services (Investment Pool)

**Heritage | Quality of Life | Community Pride | Economy |
Planning and Growth | Natural Environment | Efficiency**

- g)** Consider a Resolution Order canceling the May 5, 2018 City of Athens General Election

8) Citizens Communications:

(Each citizen appearing during this item will be allowed a maximum of three (3) minutes to present their concern. However, complaints or charges against an officer or employee of the City should be reserved for closed meeting under § 551.074, Texas Government Code. Members of the City Council are prohibited from entering into deliberation.)

- 9)** Discussion of Inflatable Sign Devices – [Requested by Mayor Montgomery]
- 10)** Discuss hours for construction work – [Requested by Mayor Montgomery]
- 11)** Discuss, consider and take action, as necessary, authorizing Athens Economic Development Corporation's Business Assistance Grant with Athens Trailer & Truck Sales, LLC in the amount of \$5,000 for signage, with the stipulation that it meets the city's permitting requirements – [L. Denton]
- 12)** Discuss, consider and take action, as necessary, authorizing the appointment of Mark Carroll as an alternate member to the Zoning Board of Adjustments – [Efficiency – B. Hambrick]
- 13)** Discuss, consider and take action as necessary, related to awarding low bid in the amount of \$242,654.00 to Capps-Capco Construction Inc. for the West Wastewater Treatment Plant Influent Line Project – [Quality of Life – R. Adams]
- 14)** Discuss, consider and take action, as necessary, related to
- a)** The grant and acceptance of a utility easement
 - b)** The abandonment of an unused portion of an easement subject to the acceptance of the Wastewater Treatment Plant Influent Line Project [Planning and Growth – B. Holly]
- 15)** Discuss, consider and take action, as necessary, to receive the 2017 Racial Profiling Report – [Efficiency – B. Hill]
- 16)** Discuss, consider and take action, as necessary, authorizing the City Manager to enter into an agreement between Lone Star Hazardous Material Response Unit and City of Athens for Hazmat Response, Cleanup and Removal of hazardous materials – [Quality of Life and Efficiency – J. McQueary]
- 17)** Executive Session Pursuant to the Texas Government Code; Section 551.071 (Consultation with Attorney; Closed Meeting) (Consultation with Attorney concerning contemplated and/or pending litigation) concerning the following matters:
- a)** Texan Theater intellectual property claim

- b) Claim involving construction/design issues with the Texan Theater
- 18) Consider and take action, as necessary, resulting from deliberation in Executive Session Pursuant to the Texas Government Code; Section 551.071 (Consultation with Attorney; Closed Meeting) (Consultation with Attorney concerning contemplated and/or pending litigation) concerning the following matters:
 - a) Texan Theater intellectual property claim
 - b) Claim involving construction/design issues with the Texan Theater
- 19) Mayor and City Council's request for future agenda items
- 20) 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.

