



## NOTICE TO PUBLIC

Notice is hereby given that the City Council of the City of Athens, Texas will meet in Regular Session on Monday, April 22, 2019, 5:30 p.m. at The Texan, 209 East Tyler Street, Athens, Texas, to consider the following:

- 1) Invocation
- 2) Pledge of Allegiance
- 3) Declaration of Conflict of Interest
- 4) Proclamation – Motorcycle Awareness Month
- 5) Proclamation – Rodeo Week
- 6) Mayor, City Council and/or City Manager updates involving Community Events and issues of Public Safety
- 7) Citizens Communications: *(Each citizen appearing during this item will be allowed a maximum of three (3) minutes to present their concern. Members of the City Council are prohibited from entering into deliberation.)*
- 8) Discuss, consider and take action, as necessary, confirming the appointment of Derek Whitley as Director of Information Technology for the City of Athens – [E. Borstad]
- 9) Discuss Cain Center Steering Committee’s presentation regarding the Civic and Aquatic Center Renovation (Cain Center Project) – [Mayor Montgomery]
- 10) 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 April 8, 2019 Regular Session
- b) Consider approving the minutes of April 12, 2019 Work Session
- c) Consider a Resolution appointing Hilltop Securities as Financial Advisor to provide assistance in connection with the City’s obligations to be purchased by the Texas Water Development Board and other matters related thereto

- d) Consider a Resolution appointing Norton Rose Fulbright US LLP, as Bond Counsel in connection with the City's obligations to be purchased by the Texas Water Development Board and other matters related thereto
  - e) Consider amending Resolution R-22-19 authorizing the Fire Chief to submit an application for funding through the Office of the Governor's Homeland Security Grant Division (HSGD), for grant funding through the State Homeland Security Program (SHSP), as managed by the East Texas Council of Governments
  - f) January 2019 Financials
  - g) February 2019 Financials
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- 11) Consider final reading of an Ordinance concerning a request from the City of Athens for approval of a zoning change from Multi-Family – 5 (MF-5) to Planned Development with Multi-Family – 2 base zoning (PD/MF-2) for Tract 254 of the T. Parmer Survey, Abstract 782, also known as 405 Lindsey Lane – [A. Sloan]
  - 12) Consider final reading of an Ordinance concerning a request from Scott Fullingim for approval of a zoning change from Office (O) to Two-Family Residential (MF-2) for Lot 1, Block 29A of the Park Highlands Addition, also known as 500 Richardson Street – [A. Sloan]
  - 13) Consider final reading of an Ordinance concerning a request from Josh Millsap of Stantec Consulting Services for approval of a site plan and specific use permit for an automatic car wash (unattended) in a Planned Development 1 – Retail zoning district (PD-1/R) for Lots 4 and 15, Block B of the Matthews Addition of the T. Parmer Survey, Abstract 782, also known as 714 East Tyler Street – [A. Sloan]
  - 14) Discuss first reading of an Ordinance to repeal in its entirety and re-establish Chapter 5 of the Code of Ordinances entitled Buildings and Structures to adopt the 2015 Editions of the International Building, Residential, Mechanical, Plumbing, Fuel Gas, Swimming Pool and Spa, and Energy Conservation Codes; to adopt the 2014 Edition of the National Electrical Code; to adopt regulations for the moving and wrecking of buildings; to adopt regulations for flood damage and prevention; to adopt regulations for vacant, substandard and uninhabitable buildings; and to adopt regulations for the construction of fences – [A. Sloan]
  - 15) Discuss first reading of an Ordinance to amend Chapter 7, Article II, Sections 7-20, 7-21, 7-22 and 7-23 of the City Code of Ordinances to adopt the 2015 Edition of the International Fire Code and recommended amendments; and to repeal in its entirety Chapter 7, Article III entitled Volunteer Reserve Firemen – [A. Sloan]
  - 16) Discuss, consider and take action, as necessary, concerning the approval of a Resolution authorizing The Texan Business Plan – [K. Birk]
  - 17) Discuss, consider and take action, as necessary, concerning the approval of a Resolution authorizing the City Manager to approve City sponsored events for the 2019 Fiscal Year at The Texan: A Landmark Venue – [K. Birk]

- 18) Discuss, consider and take action, as necessary, concerning the approval of a Resolution authorizing the recommendations for the use of Hotel Occupancy Tax Funds for the City of Athens Advertising Campaign for the remainder of the 2019 Fiscal Year – [K. Birk]
- 19) Discuss, consider and take action, as necessary, concerning the approval of a Resolution authorizing the City Manager to include the placement of the Athens Independent School District “Hornet” Logo onto the Loop 7 Water Tower as part of the Water Tower Rehabilitation Project – [R. Williams]
- 20) Discuss the executive employment agreement between Athens Economic Development Corporation Board of Directors and Lisa Denton, Executive Director
- 21) Discuss first reading of a Resolution supporting Athens Economic Development Corporation’s Business Assistance Grant to Jeannie Klepper and Fred Head in an amount up to \$12,500.00 – [L. Denton]
- 22) Executive Session Pursuant to the Texas Government Code, Section 551.087 (Deliberation Regarding Economic Development Negotiations; Closed Meeting) Deliberations regarding negotiations with the following prospects:
  - a) Prospect # 1687
  - b) Prospect # 1784
- 23) Consider and take action, as necessary, resulting from deliberations in Executive Session Pursuant to the Texas Government Code, Section 551.087 (Deliberation Regarding Economic Development Negotiations Closed Meeting) Deliberations regarding negotiations with the following prospects:
  - a) Prospect # 1687
  - b) Prospect # 1784
- 24) Mayor and City Council’s request for future agenda items
- 25) 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.