



## 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 25, 2022, 5:30 p.m. in the Civic Hall, Room 216 of the Cain Center 915 S. Palestine Street, Athens, Texas to consider the following:

- 1) Invocation
- 2) Pledge of Allegiance
- 3) Declaration of Conflict of Interest
- 4) 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.”*
- 5) Recognition and Life Saving Awards
- 6) Proclamation – Cinco De Mayo
- 7) Proclamation – Recognizing 91<sup>st</sup> Annual Athens Old Fiddlers Reunion
- 8) Mayor, City Council and/or City Manager updates involving Community Events and issues of Public Safety
- 9) 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 April 8, 2022, Joint Work Session
  - b) Consider approving minutes of the April 11, 2022, Regular Session
  - c) March 2022 Monthly Revenue and Expense Report
  - d) Quarterly Investment Report Ending March 31, 2022

- 10) Resolutions
  - a) Discuss, consider, and take action, as necessary, concerning the approval of a Resolution authorizing the City Manager to enter into a Listing Agreement with McAtee Realty, Inc. for the sale of City-owned real property located at 504 E. Tyler Street, 415 E. Corsicana Street and 507 E. Corsicana Street – [E. Borstad]
  - b) Discuss, consider, and take action, as necessary, concerning the approval of a Resolution authorizing the City Manager to enter into a Lease Agreement with Southern Union Market LLC, DBA Smoky B Barbecue as the Facilities Manager of The Texan – [E. Borstad]
  - c) Discuss, consider, and take action, as necessary, concerning the approval of a Resolution authorizing the City Manager to execute a Professional Services Agreement (PSA) with Plummer Associates, Inc. to prepare construction plans and specifications for the construction of a new lift station, Flat Creek Lift Station – [R. Williams]
- 11) Consider final reading of an Ordinance concerning a request from LaShonda Allen for approval of a zoning change from Single-Family – 5 to Multi-Family – 4 for Lot 16, Block 48 of Athens Original Town, T. Parmer Survey, Abstract 782; located at 514 Chase St. – [E. Borstad]
- 12) Consider final reading of an Ordinance concerning a request from Caffrey Favrot for approval of a zoning change from Single-Family – 5 to Commercial for Lots 1 & 2, Block 1 of the T. C. Browning Addition, R. A. Clark Survey, Abstract 171; located at 101 Mary Beth Ln. Owner: Wesley Parnell – [E. Borstad]
- 13) Consider final reading of an Ordinance concerning a request from Aaron Taylor for approval of a Specific Use Permit for tattoo studio use located in the Central Business District for Lot 3A, Block 9 of Athens Original Town, T. Parmer Survey, Abstract 782; located at 114 N. Palestine St. Owner: Paul Benson – [E. Borstad]
- 14) Executive Session Pursuant to the Texas Government Code, Section 551.087 (Deliberation Regarding Economic Development Negotiations; Closed Meeting)
  - a) Flat Creek Apartments - Chapter 380 Economic Development Agreement
- 15) 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)
  - a) Flat Creek Apartments - Chapter 380 Economic Development Agreement
- 16) Mayor and City Council’s request for future agenda items
- 17) 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.