



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, August 10, 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.

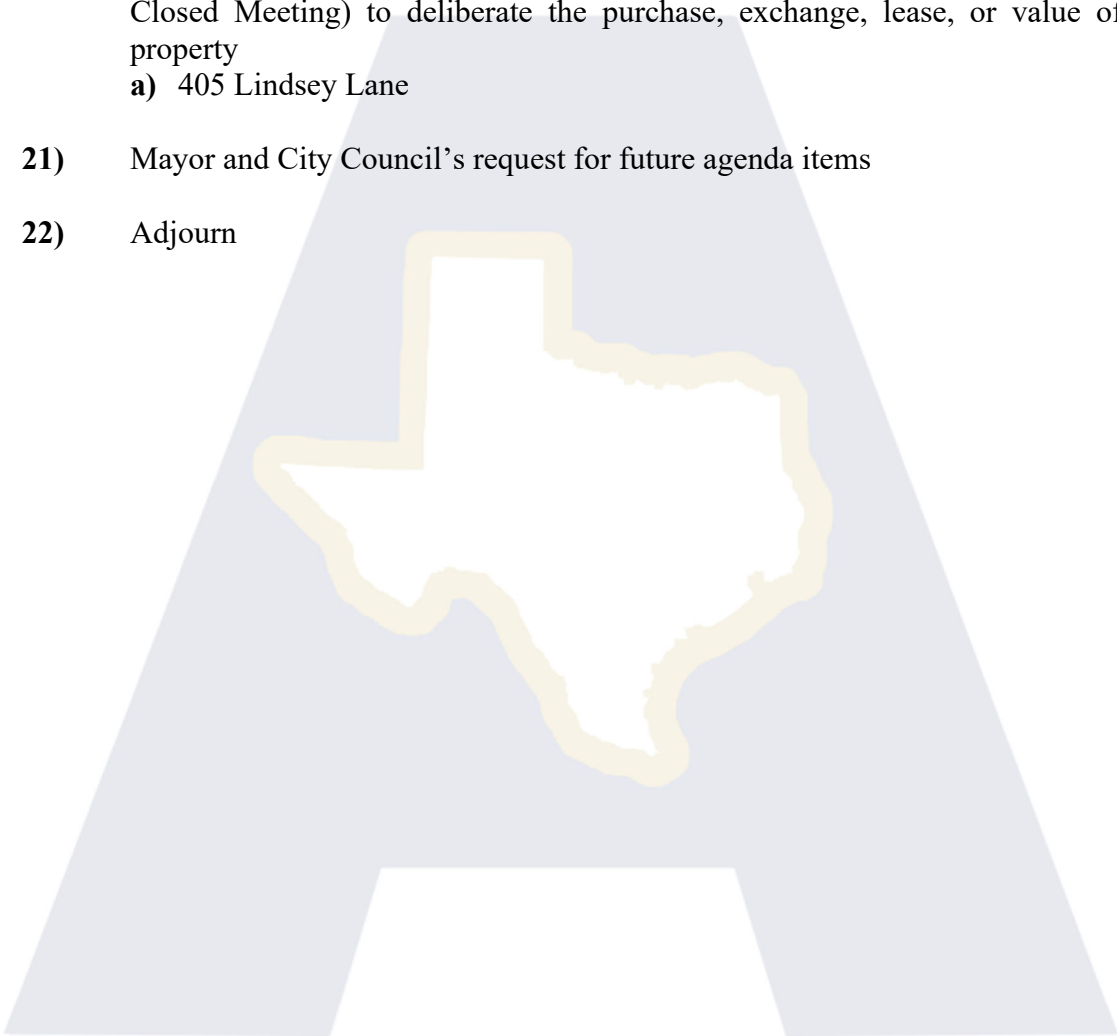
A recording of the Facebook Live meeting will be made and will be available to the public in accordance with the Open Meetings Act upon written request.

- 1) Invocation
- 2) Pledge of Allegiance
- 3) Declaration of Conflict of Interest
- 4) 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) Mayor, City Council and/or City Manager updates involving Community Events and issues of Public Safety

- 6) 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 July 27, 2020 Regular Session
 - b) Consider a Resolution adopting Athens Economic Development Corporation's Budget for Fiscal Year 2021
 - c) Consider a Resolution authorizing the City Manager to enter into a Memorandum of Understanding between the City of Athens and the City of Longview, for the regional transfer of equipment
 - d) Consider a Resolution abandoning a utility easement, situated in Lot 6B and 7A of Block 1 of the P. Taylor Subdivision, A. M. Butler Survey, Abstract 94
 - e) June 2020 Monthly Revenue and Expense Report
 - f) Quarterly Investment Report ending June 30, 2020
- 7) Hear update on Cain Center Project – [E. Borstad and E. Berry]
- 8) Public Hearing concerning a request from Virginia Metcalf for approval of the zoning change from Planned Development – 2 (PD-2) to Agriculture (A) for 8.0 acres of the T. Parmer League, A-782, and being part of the called 45.325 acre tract conveyed to the Creek Estates, LLC by J. P. Morgan Chase Bank, N. A. as Trustee of the Dolores Mooers Trust FBO Valentina Heater, DMTKAHM, LLC, Skycliff, LLC, Claudia Kruber, Independent Co-Executor and Michele Sturtevant, Independent Co-Executor for the Estate of Maria Mooers, by Warranty Deed with Vendor's Lien dated August 8, 2019, and recorded under Instrument No. 2019-11368 of the Henderson County Official Records, also known as 2103 Patterson Road – [A. Sloan]
- 9) Discuss first reading of an Ordinance concerning a request from Virginia Metcalf for approval of the zoning change from Planned Development – 2 (PD-2) to Agriculture (A) for 8.0 acres of the T. Parmer League, A-782, and being part of the called 45.325 acre tract conveyed to the Creek Estates, LLC by J. P. Morgan Chase Bank, N. A. as Trustee of the Dolores Mooers Trust FBO Valentina Heater, DMTKAHM, LLC, Skycliff, LLC, Claudia Kruber, Independent Co-Executor and Michele Sturtevant, Independent Co-Executor for the Estate of Maria Mooers, by Warranty Deed with Vendor's Lien dated August 8, 2019, and recorded under Instrument No. 2019-11368 of the Henderson County Official Records, also known as 2103 Patterson Road

- 10) Public Hearing concerning a request from Winters Oil Partners for approval of the annexation of that area within the Extra-Territorial Jurisdiction for the City of Athens, consisting of 2.60 acres in the B. C. Walters League, Abstract 797 in Henderson County Texas, and further described as: All that certain lot, tract, or parcel of land situated in the B. C. Walters League, Abstract 797, Henderson County, Texas, and being a part of a the 29.21-acre Tract One conveyed to Winters Oil Partners LP and recorded in Document No. 2020-00003504 of the Deed Records of Henderson County, Texas – [A Sloan]
- 11) Discuss first reading of an Ordinance concerning a request from Winters Oil Partners for approval of the annexation of that area within the Extra-Territorial Jurisdiction for the City of Athens, consisting of 2.60 acres in the B. C. Walters League, Abstract 797 in Henderson County Texas, and further described as: All that certain lot, tract, or parcel of land situated in the B. C. Walters League, Abstract 797, Henderson County, Texas, and being a part of a the 29.21-acre Tract One conveyed to Winters Oil Partners LP and recorded in Document No. 2020-00003504 of the Deed Records of Henderson County, Texas
- 12) Public Hearing concerning a request from Winters Oil Partnership for approval of a site plan amendment for Lot 1 of the Wallace Addition of the B. C. Walters Survey A-797, also known as 6096 US Highway 175 West – [A Sloan]
- 13) Discuss first reading of an Ordinance concerning a request from Winters Oil Partnership for approval of a site plan amendment for Lot 1 of the Wallace Addition of the B. C. Walters Survey A-797, also known as 6096 US Highway 175 West
- 14) Public Hearing concerning a request from Heather Fossis for approval of the closure and abandonment of the First Street right-of-way running north and south between Block 13 and Block 14 of the Bishop Heights Addition, T. Parmer Survey A-782 and retaining a 25' feet wide water and sewer easement in the center – [A. Sloan]
- 15) Discuss first reading of an Ordinance concerning a request from Heather Fossis for approval of the closure and abandonment of the First Street right-of-way running north and south between Block 13 and Block 14 of the Bishop Heights Addition, T. Parmer Survey A-782 and retaining a 25' feet wide water and sewer easement in the center
- 16) Discuss first reading of an Ordinance concerning abolishing and dissolving the Cultural Resources Commission and repealing all ordinances in conflict – [E. Borstad]
- 17) Discuss first reading of an Ordinance adopting the Fiscal Year 2021 Operating Budget – [M. Quigg]

- 18) Discuss first reading of an Ordinance adopting the Tax Rate for 2020 Valuations for Fiscal Year 2021 - [M. Quigg]
- 19) Executive Session Pursuant to the Texas Government Code, Section 551.072 (Deliberation regarding real property; Closed Meeting) to deliberate the purchase, exchange, lease, or value of real property:
 - a) 405 Lindsey Lane
- 20) Consider action resulting from deliberations in Executive Session Pursuant to the Texas Government Code, Section 551.072 (Deliberation regarding real property; Closed Meeting) to deliberate the purchase, exchange, lease, or value of real property
 - a) 405 Lindsey Lane
- 21) Mayor and City Council's request for future agenda items
- 22) 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.