



NOTICE TO PUBLIC

Notice is hereby given that the City Council of the City of Athens, Texas will meet in Regular Session on Monday, August 22, 2022, at 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) Mayor, City Council and/or City Manager updates involving Community Events and issues of Public Safety
- 6) Presentation awarding Trinity Valley Community College Scholarships
- 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 August 8, 2022, Regular Session
 - b) Consider a Resolution authorizing the Mayor to execute an Interlocal Agreement with Henderson County for election services and conducting Election Day voting for the City of Athens Special election held on November 8, 2022
 - c) Consider a Resolution approving the Election Judge List for November 8, 2022, City of Athens Special Election

- d) Consider a Resolution concerning a request from Jerry Spiva of Hallowed Grounds Haunt Park for a variance from the regulations in Section 22-31A of the Code of Ordinances concerning the maximum duration for a temporary use permit for the operation of a haunted house at 2705 W State Hwy 31 also known as Tracts 120 & 120A of C. M. Walters Survey, A-800
 - e) Consider a Resolution Awarding Bid Number IFB22-6501 to WBI Inc. for Portable Belt Press Rental and authorizing the City Manager to execute the agreement
 - f) Consider a Resolution Awarding Bid Number IFB22-6301 to Capps-Capco Construction Inc. for the Waterline Relocation Walnut and Birch Project and authorizing the City Manager to execute the agreement
- 8) Resolutions
- a) Discuss, consider, and take action, as necessary, concerning the approval of a Resolution authorizing the City Manager to establish an Economic Development Fund (Fund 15) by utilizing 1/8 cent of the Sales Tax Collections of the City – [E. Borstad]
 - b) Discuss, consider, and take action, as necessary, concerning the approval of a Resolution awarding Bid Number IFB22-9401 to FDC Construction for the Athens Industrial Park Drainage Project and authorizing the City Manager to execute the agreement – [E. Borstad]
 - c) Discuss, consider, and take action, as necessary, concerning the approval of a Resolution authorizing the City Manager to execute all documents related to the sale and conveyance of city-owned real properties located at Acres 0.402, AB 782 T PARMER SUR, MCDONALD ADDN BLK 1 LT 2, also known as 504 E. Tyler Street, Acres 0.267, AB 782 T PARMER SUR, LARGE LOTS BLK 10 LT 5, also known as 415 E. Corsicana Street and Acres 0.749, AB 782 T PARMER SUR, MCDONALD ADDN BLK 1, LTS 6A-6B, 7A-7B, F also known as 507 E. Corsicana Street – [E. Borstad]
 - d) Discuss, consider, and take action, as necessary, concerning the approval of a Resolution authorizing the Mayor to execute a Landscape Maintenance Agreement with the Texas Department of Transportation (TxDOT) for the 2022 Governor’s Community Achievement Award Project (GCAA) project – [T. Perry]
- 9) Consider final reading of an Ordinance concerning a request from Casey Cummings for approval of a zoning change from Agriculture to Planned Development with Multi-Family – 5 base zoning and a site plan for multi-family residential use for Tract 105, R. A. Clark Survey, A-171; also known as 404 Wood Street. Owner: Cummings Property Group LLC – [A. Sloan]
- 10) Public Hearing on proposed Fiscal Year 2023 Annual Operating Budget – [M. Quigg]

- 11) Discuss first reading of an Ordinance adopting the proposed Annual Operating Budget for Fiscal Year 2023 – [M. Quigg]
- 12) Discuss first reading of an Ordinance adopting the proposed Tax Rate for 2022 Valuations for Fiscal Year 2023 – [M. Quigg]
- 13) Mayor and City Council’s request for future agenda items
- 14) 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.