



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, September 14, 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) Proclamation – Constitution Week
- 5) 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.”
- 6) Mayor, City Council and/or City Manager updates involving Community Events and issues of Public Safety

- 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 24, 2020 Regular Session
 - b) Consider a Resolution authorizing the City Manager to execute Routine Airport Maintenance Program (RAMP) Grant between the City of Athens and the Texas Department of Transportation
 - c) Consider a Resolution adopting a public notice, appointing an ADA Coordinator and establishing a grievance procedure in compliance with Title II of the Americans with Disabilities ACT (ADA)
 - d) Consider the appointment of Beverly Peek to the Planning and Zoning Commission
 - e) Consider a Resolution documenting the Annual Review and approving the Investment Policy and designating Investment Officers
 - f) Consider a Resolution establishing a TexPool Bank Account for the Utility Capital Projects Fund
 - g) July 2020 Monthly Revenue and Expense Report
- 8) Hear update on Cain Center Project – [E. Borstad and E. Berry]
- 9) Discuss Fisher School Memorial and Legacy Wall – [E. Borstad]
- 10) Discuss, consider and take action, as necessary, concerning the approval of revisions to the City of Athens Covid-19 Small Business Support and Recovery Grant application and guidelines – [E. Borstad and J. Ahlers]
- 11) Public hearing concerning a request from Frank & Emmanuel Zea for approval of a Specific Use Permit for a manufactured home in a Single-Family – 5 (SF-5) zoning district for Lot 3A, Block 89 of Athens Original Town, T. Parmer Survey, A-782, also known as 204 South Gauntt Street – [A. Sloan]
- 12) Discuss first reading of an Ordinance concerning a request from Frank & Emmanuel Zea for approval of a Specific Use Permit for a manufactured home in a Single-Family – 5 (SF-5) zoning district for Lot 3A, Block 89 of Athens Original Town, T. Parmer Survey, A-782, also known as 204 South Gauntt Street
- 13) Public hearing concerning a request from Windsor Iron and Metal and Athens Real Estate Investment for approval of a zoning change from Commercial (C) to Industrial (I) and a Specific Use Permit for salvage, reclamation, and recycling of materials for Lots 1 & 2 of the Windsor Subdivision, B. C. Walters Survey, A-797 and Tract 126 of the B. C. Walters Survey, A-797, also known as 951 & 1100 US Highway 175 West – [A. Sloan]

- 14) Discuss first reading of an Ordinance concerning a request from Windsor Iron and Metal and Athens Real Estate Investment for approval of a zoning change from Commercial (C) to Industrial (I) and a Specific Use Permit for salvage, reclamation, and recycling of materials for Lots 1 & 2 of the Windsor Subdivision, B. C. Walters Survey, A-797 and Tract 126 of the B. C. Walters Survey, A-797, also known as 951 & 1100 US Highway 175 West
- 15) Public hearing concerning a request from Wayne Tompkins for approval of the replat of Lots 369, 370, 371, 390, 391, 392, 393 & 394 of the Oakwood Subdivision, Unit I, David Cherry Survey, A-135 creating Lot 393R, also known as 7730 Angelina Drive. This property is located in the City's extraterritorial jurisdiction (ETJ) – [A. Sloan]
- 16) Discuss, consider and take action, as necessary, concerning a request from Wayne Tompkins for approval of the replat of Lots 369, 370, 371, 390, 391, 392, 393 & 394 of the Oakwood Subdivision, Unit I, David Cherry Survey, A-135 creating Lot 393R, also known as 7730 Angelina Drive. This property is located in the City's extraterritorial jurisdiction (ETJ) – [A. Sloan]
- 17) Public hearing concerning a request from Winters Oil Partners for approval of the replat of Lot 1 of the Wallace Addition, B. C. Walters Survey, A-797 creating Lot 1R, also known as 6096 US Highway 175 West – [A. Sloan]
- 18) Discuss, consider and take action, as necessary, concerning a request from Winters Oil Partners for approval of the replat of Lot 1 of the Wallace Addition, B. C. Walters Survey, A-797 creating Lot 1R, also known as 6096 US Highway 175 West – [A. Sloan]
- 19) Discuss, consider and take action, as necessary, concerning the request from Athens Economic Development Corporation for approval of the final plat of Lots 1 through 4 of the Industrial Park Addition, Unit II, J. B. Atwood Survey, A-19, also known as Property ID R1782 located on FM 1616 – [A. Sloan]
- 20) Discuss first reading of an Ordinance amending the budget for Fiscal Year ending September 30, 2020 – [M. Quigg]
- 21) Discuss first reading of an Ordinance establishing and adopting Chapter 23 Fees and Cost of Services for the City of Athens Code of Ordinances - [M. Quigg]
- 22) Mayor and City Council's request for future agenda items
- 23) 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.