

## REGULAR SESSION

MARCH 22, 2021

The City Council of the City of Athens met in Regular Session on Monday, March 22, 2021, 5:30 p.m. in the Derek D. Daniels Conference Room of the Athens Partnership Center, 201 West Corsicana St., Athens, Texas. This meeting was open to the public; however, seating was limited to maintain social distancing.

with the following members present to-wit:

Monte Montgomery, Mayor  
Toni Clay, Mayor Pro Tem  
Aaron Smith  
Robert Gross  
SyTanna Freeman

Elizabeth Borstad, City Manager  
Bonnie Hambrick, City Secretary

Staff Present: Audrey Sloan, Director of Development Services; John Densmore, Chief of Police; Derek Whiteley, Director of Information Technology; Katie Birk, Tourism and Cultural Resources Coordinator; Noemi Lopez, Administrative Clerk

others present: Dr. Ted Mettetal, Daniel and Bliss Nelson, Brooklynn Nelson, Sage Nelson, Luke Nelson, Micah Nelson, Colleen Nelson, Rich Flowers, Deborah Deas, Mike Gillert, Cadey and Paige Gillert, Jimmy Leatherwood, Damon and Candace Donnell, River Donnell, Sedona Donnell, Ruth Donnell, Jamie Running, Michael Hannigan, Kenneth McGee, Blake Daniels, Bill McMahon, Pastor Ernest Freeman.

constituting a quorum at which time the following proceedings were enacted, to-wit:

Micah Nelson gaveled the City Council to Order during the Regular Session.

### INVOCATION

The Invocation was given by Councilmember Smith.

### PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

### DECLARATION OF CONFLICT OF INTEREST

No action was taken.

### PUBLIC COMMUNICATIONS

Carol Morton, Keep Athens Beautiful Executive Director, thanked Councilwoman Clay for picking up trash on the road near the Athens Independent School District's Administration Building. She presented Councilwoman Clay with a t-shirt and a trash picker.

### PROCLAMATION – HOPE SPRINGS WATER DAY

Mayor Montgomery summarized events that occurred during the severe weather event and stated Hope Springs Water played a critical role during the Winter Storm by delivering water to nursing homes, the hospital, and countless individuals in need.

Mayor Montgomery further stated, the City and Hope Springs Water are working together on an agreement to ensure there is a sufficient supply of bottled water in the event of another large-scale water outage.

Blake Daniels commented that assisted living facilities are required to maintain a reserve of water and his facility went through water very quickly. He thanked Hope Springs Water for their service.

Councilwoman Clay stated she had contacted Bliss Nelson in the event Athens Independent School District needed water. She stated Mrs. Nelson had communicated to her if she knew of individuals that needed water at their residence, she would get it there.

Mrs. Nelson introduced members of the Hope Springs Water Board.

Mayor Montgomery read aloud a Proclamation proclaiming March 22, 2021 as Hope Spring Water Day. There was a round of applause.

MAYOR, CITY COUNCIL AND/OR CITY MANAGER UPDATES  
INVOLVING COMMUNITY EVENTS AND ISSUES OF PUBLIC SAFETY

Elizabeth Borstad, City Manager, announced the following events:

Henderson County Livestock Show

- March 22, 2021 – March 27, 2021

Southside Volunteer Fire Department's 1<sup>st</sup> Cornhole Tournament

- March 27th 10:00 a.m. – 6:00 p.m.

Hoppy Easter Pop Up Market A pop up market let's make local EGG-STRA Special

- April 3rd 10:00 a.m. - 2:00 p.m.

East Texas Arboretum

- April 10<sup>th</sup>; Plant Sale
- April 13<sup>th</sup> and 14<sup>th</sup> Painting Classes

Keep Athens Beautiful

- April 10<sup>th</sup> Spring Clean-up 8:00 a.m. – 12:00 p.m.
- May 1<sup>st</sup> 8:00 a.m. -11:30 a.m. Electronics and Tire recycling event

CONSENT AGENDA

- a) CONSIDER APPROVING MINUTES OF THE MARCH 8, 2021 REGULAR SESSION
- b) CONSIDER APPROVING MINUTES OF THE MARCH 15, 2021 WORK SESSION
- c) CONSIDER A RESOLUTION RECEIVING AND APPROVING HENDERSON COUNTY 9-1-1 COMMUNICATION DISTRICT'S ANNUAL BUDGET FOR FISCAL YEAR MAY 2021 THROUGH APRIL 2022
- d) CONSIDER A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF ATHENS AND ATXFM, INC. (DBA: ATHENS TEXAS FARMERS MARKET) FOR THE TEMPORARY USE OF THE CITY PARKING LOT TO CONDUCT A FARMER'S MARKET BEGINNING APRIL 3, 2021, AS REQUESTED BY D.J. WARREN
- e) FEBRUARY 2021 MONTHLY REVENUE AND EXPENSE REPORT

Mayor Montgomery stated that item c) Consider a Resolution receiving and approving Henderson County 9-1-1 Communication District's Annual Budget for Fiscal Year May 2021 through April 2022 is being removed from the Consent Agenda for further discussion.

A motion was made by Councilmember Gross, seconded by Councilwoman Clay to approve items:

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The motion carried unanimously.

- c) CONSIDER A RESOLUTION RECEIVING AND APPROVING HENDERSON COUNTY 9-1-1 COMMUNICATION DISTRICT'S ANNUAL BUDGET FOR FISCAL YEAR MAY 2021 THROUGH APRIL 2022

Mark Brown, Henderson County 9-1-1 Executive Director, presented Henderson County 9-1-1 Communication District's Annual Budget for Fiscal Year May 2021 through April 2022. Mr. Brown stated revenues have declined over the last ten (10) years.

Discussion occurred during the presentation of the budget.

A motion was made by Councilwoman Freeman, seconded by Councilmember Gross, to approve a Resolution receiving and approving Henderson County 9-1-1 Communication District's Annual Budget for Fiscal Year May 2021 through April 2022. The motion carried unanimously.

CONSIDER FINAL READING OF AN ORDINANCE CONCERNING A REQUEST FROM TRITON ATHENS I, LLC FOR APPROVAL OF A SITE PLAN AMENDMENT FOR LOTS 1-5, BLOCK 1 OF THE TRITON ATHENS SUBDIVISION, R.A. CLARK SURVEY A-171, ALSO KNOWN AS 1006, 1010 AND 1012 EAST TYLER STREET

Audrey Sloan, Director of Development Services, explained the developer has submitted an updated site plan since the last meeting. She stated the restroom area has been redesigned to move the sinks from the outside to inside each of the individual restrooms.

Bonnie Hambrick, City Secretary, read the caption of the Ordinance aloud.

A motion was made by Councilmember Smith, seconded by Councilmember Gross to approve an Ordinance concerning a request from Triton Athens I, LLC. for approval of a site plan amendment for Lots 1-5, Block 1 of the Triton Athens Subdivision, R.A. Clark Survey A-171, also known as 1006, 1010 and 1012 East Tyler Street.

After roll call vote, the motion passed with the following record vote:

Monte Montgomery, Mayor	Nay
Toni Clay, Mayor Pro Tem	Aye
Aaron Smith, Councilmember	Aye
SyTanna Freeman, Councilmember	Aye
Robert Gross, Councilmember	Aye

Voted in favor of the motion	4
Voted against the motion	1
Motion carried	4-1

#### DISCUSS ANNEXED AREAS WOODED CREEK AND FM 2495 AND SERVICE PLAN

Ms. Borstad presented the item and explained that the resident at Wooded Creek expressed concern with the lack of fire protection. She stated the property was annexed in 1989 and the service plan expires after ten (10) years. and does not have water or sewer.

She explained the item is for Council to discuss extending water lines and providing fire protection. She presented maps and the service plan of both locations Wooded Creek and FM 2495.

After discussing the locations, direction was given to staff to obtain information regarding the cost to provide services and place the item on a future agenda.

#### DISCUSS, CONSIDER, AND TAKE ACTION, AS NECESSARY, CONCERNING THE APPROVAL OF A RESOLUTION AWARDING REQUEST FOR PROPOSAL (RFP) TO PRESIDIO FOR THE CAIN CENTER WI-FI AND CABLING AND AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT

Derek Whiteley, Director of Information Technology, presented the item and explained two responses to the RFP for the Cain Center Wi-Fi and Cabling were received and opened on December 8, 2020, with the proposal from Granite Telecommunications, LLC being incomplete.

He stated Staff recommends the approval of Resolution awarding Request for Proposal (RFP) to Presidio for the Cain Center Wi-Fi and Cabling.

After discussion, a motion was made by Councilmember Smith, seconded by Councilwoman Clay to approve a Resolution awarding Request for Proposal (RFP) to Presidio for the Cain Center Wi-Fi and Cabling and authorizing the City Manager to enter into an agreement. The motion carried unanimously.

#### MAYOR AND CITY COUNCIL'S REQUEST FOR FUTURE AGENDA ITEMS

Ms. Hambrick read the following future agenda items:

- Councilwoman Freeman requested an item to discuss the guard rail at FM 2494 and Bunny Rabbit.
- Councilmember Gross requested an item to discuss parking on N. Wofford
- Ordinance regulating rental properties the meeting of the subcommittee has been scheduled
- Councilmember Gross expressed concern with traffic safety at Hwy 59 and Belmont
- Councilwoman Clay expressed concern with traffic at Crestway and Highway 31

ADJOURN

The meeting was adjourned at 6:27 p.m.

PASSED AND APPROVED THIS THE 12<sup>th</sup> DAY OF APRIL 2021

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Monte Montgomery, Mayor

ATTEST:

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Bonnie Hambrick, City Secretary