

REGULAR SESSION

SEPTEMBER 23, 2019

The City Council of the City of Athens met in Regular Session on Monday, September 23, 2019, 5:30 p.m. in the Council Chambers of the City Hall Annex, 501 N. Pinkerton St. Athens, Texas, with the following members present, to-wit:

Monte Montgomery, Mayor
Robert Gross
Aaron Smith
Toni Clay

Elizabeth Borstad, City Manager
Bonnie Hambrick, City Secretary

Staff Present: Buddy Hill, Police Chief, Russell Marshall, Fire Chief, Tim Perry, Public Works Director, Jennifer Robertson, Director of Human Resources, Mandie Quigg, Finance Director, Katie Birk, Tourism and Cultural Resources Coordinator, Randy Williams, Utilities Director, Derek Whiteley, Director of Information Technology,

others present: Sytonia Freeman, Deborah Deas, Michelle Zenor, Michael Hannigan, Rich Flowers, Mark Carroll, Mike and Beverly Peek, Ed Gatlin. Rich Flowers, Garry Penn

with the following member absent; Councilmember McCain

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

INVOCATION

The Invocation was given by Councilmember Aaron Smith.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

DECLARATION OF CONFLICT OF INTEREST

Councilwoman Clay stated she would abstain from voting during agenda item number 11) concerning the appointment of a new member to the Cultural Resources Commission.

PROCLAMATION – UNCLE FLETCH HAMBURGER FESTIVAL DAY

Mayor Montgomery stated Athens is widely known for the “Hamburger”. He thanked Mr. Jeff Weinstein for taking the lead and organizing the festival.

Mr. Jeff Weinstein stated there are 76 vendor spaces and currently 70 spaces are filled, expecting 5,000 visitors between 10 a.m. and 2:00 p.m. during the festival. Mr. Weinstein stated the following activities will be held during the festival:

- Bobbing for Burgers
- Hamburger eating contest
- Mooing contest
- Champion cook-off

Mayor Montgomery read aloud a Proclamation proclaiming September 28, 2019, as Uncle Fletch Hamburger Festival Day in the City of Athens.

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

Councilwoman Clay stated the 4th Annual Hornet Hall of Fame was held on September 29, 2019 with Dr. Joe Mike Murphy (class of 1970), Randy Jones (class of 1975), and United States Air Force Sgt Timothy Johnson (class of 2003) being inducted.

CITIZENS COMMUNICATIONS:

There were no discussion.

CONSENT AGENDA

- a) CONSIDER APPROVING THE MINUTES OF THE SEPTEMBER 9, 2019 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 NOMINATING A CANDIDATE FOR HENDERSON COUNTY APPRAISAL DISTRICT BOARD OF DIRECTORS, PLACE 2**
- d) CONSIDER THE REAPPOINTMENT OF CLIFF BOMER, RANDY JONES, DANNY TIDMORE AND WILL TRAXSON TO THE ATHENS ECONOMIC DEVELOPMENT CORPORATION BOARD OF DIRECTORS**
- e) CONSIDER THE RELOCATION OF CITY COUNCIL MEETINGS FROM 501 N. PINKERTON TO THE ATHENS PARTNERSHIP CENTER, DEREK D. DANIELS CONFERENCE ROOM LOCATED AT 201 W. CORSICANA ST. ATHENS, TEXAS 75751**
- f) CONSIDER A RESOLUTION ADOPTING THE ANNUAL INVESTMENT POLICY**
- g) JULY 2019 MONTHLY REVENUE AND EXPENSE REPORT**
- h) AUGUST 2019 MONTHLY REVENUE AND EXPENSE REPORT**

A motion was made by Councilmember Gross, seconded by Councilmember Smith to approve the Consent. The motion carried unanimously.

HEAR UPDATE ON CAIN CENTER PROJECT

Elizabeth Borstad, City Manager, stated proposals for Construction Manager at Risk (CMAR) were opened on September 20, 2019 with three (3) proposals being received. She stated after the evaluations, the item will appear on a future City Council agenda for consideration.

DISCUSS 2017 CERTIFICATES OF OBLIGATION EXPENDITURES TO DATE AND UPDATE ON DEFEASANCE STATUS

Mandie Quigg, Finance Director presented a listing of the 2017 Certifications of Obligation Project Recap through September 30, 2019 and estimated funding for future projects. Ms. Quigg explained the estimated remaining funds are \$5,484,699 with an estimated defeasance amount of \$5,400,000.

Ms. Quigg also presented the 2017 Certificates of Obligation Debt Service Comparison of “no defeasance” and “with defeasance.”

Ms. Quigg introduced Joey Dirker, a Vice President with Hilltop Securities, to answer questions regarding the defeasance process. Mr. Dirker explained the defeased portion of the Certificates of Obligation will be deposited to an escrow account on October 1st and at that time will no longer be an outstanding obligation of the City. Mr. Dirker further explained the defeasance process.

DISCUSS, CONSIDER AND TAKE ACTION, AS NECESSARY,
CONCERNING THE APPROVAL OF A RESOLUTION PROVIDING FOR
THE REDEMPTION OF CERTAIN OUTSTANDING "CITY OF ATHENS,
TEXAS COMBINATION TAX AND REVENUE CERTIFICATES OF
OBLIGATION, SERIES 2017," APPROVING AND AUTHORIZING THE
EXECUTION OF AN ESCROW AGREEMENT FOR THE DEPOSIT OF
FUNDS IN AN AMOUNT SUFFICIENT TO DEFEASE SUCH
OBLIGATIONS; AND RESOLVING OTHER MATTERS INCIDENT AND
RELATED THERETO

A motion was made by Councilwoman Clay, seconded by Councilmember Gross to approve a Resolution providing for the redemption of certain outstanding "City of Athens, Texas Combination Tax and Revenue Certificates of Obligation, Series 2017," approving and authorizing the execution of an Escrow Agreement for the deposit of funds in an amount sufficient to defease such obligations; and resolving other matters incident and related thereto. The motion carried unanimously.

DISCUSS, CONSIDER AND TAKE ACTION, AS NECESSARY,
CONCERNING THE APPOINTMENT OF A NEW MEMBER TO THE
CULTURAL RESOURCES COMMISSION

Bonnie Hambrick, City Secretary, explained due to the resignation of Virginia Reeder, there is a vacancy on the Cultural Resources Commission and two (2) applications were received for Council's consideration.

After discussion, a motion was made by Mayor Montgomery, seconded by Councilmember Smith to appoint Beverly Peek to the Cultural Resources Commission.

The motion carried by the following vote: Ayes: Mayor Montgomery, Councilmembers Smith and Gross, Nays: None, Abstain: Councilwoman Clay.

DISCUSS FIRST READING OF AN ORDINANCE DISANNEXING
PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF
ATHENS 2.797 ACRES, D. CHERRY SURVEY, ABSTRACT 135 (ALSO
KNOWN AS 3201 SABINE STREET), AS REQUESTED BY ATHENS
MUNICIPAL WATER AUTHORITY

Ms. Borstad presented the item. She stated the item is to disannex property that is currently located in the city limits and owned by Athens Municipal Water Authority (AMWA).

Mayor Montgomery welcomed Ed Gatlin as the new Director of Athens Municipal Water Authority.

Mr. Gatlin explained the property was declared surplus. He stated depending on the City Council's action, the property may be sold as there are interested parties. He stated AWMA's intention is to sale the property and use the proceeds to fund projects that AWMA is doing with City.

Ms. Hambrick read the caption of the Ordinance aloud.

DISCUSS FIRST READING OF AN ORDINANCE DISANNEXING
PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY OF
ATHENS 6.991 ACRES, D. CHERRY SURVEY, ABSTRACT 135 (PART OF
A LARGER 739.263 ACRE TRACT) AS REQUESTED BY ATHENS
MUNICIPAL WATER AUTHORITY

Mr. Gatlin presented the item. He stated the property is west of the damn and accessibility to the property is limited and the property is land locked.

Ms. Hambrick read the caption of the Ordinance aloud.

DISCUSS, CONSIDER AND TAKE ACTION, AS NECESSARY,
CONCERNING THE APPROVAL OF A RESOLUTION AUTHORIZING THE
CITY MANAGER TO UTILIZE THE PRICING INCLUDED IN THE
CONTRACT BETWEEN HENDERSON COUNTY AND HARRIS
CORPORATION FOR THE PURCHASE OF RADIO COMMUNICATION
EQUIPMENT

Ms. Borstad explained Henderson County has entered into a contract with Harris Communications for the purchase and installation of a county-wide communications system. The contract allows for entities within the County to utilize the pricing established in the Henderson County contract.

A motion was made by Councilmember Smith, seconded by Councilwoman Clay to approve a Resolution authorizing the City Manager to utilize the pricing included in the contract between Henderson County and Harris Corporation for the purchase of Radio Communication Equipment. The motion carried unanimously.

Mayor and City Council's request for future agenda items

Ms. Borstad stated the following items will appear on a future agenda:

- Update traffic signal at FM 1616
- Update on Code Enforcement and recommendations

Mayor Montgomery requested an update on the Cain Center.

ADJOURN

The meeting adjourned at 6:10 p.m.

PASSED AND APPROVED THIS THE 14th DAY OF OCTOBER, 2019.

Monte Montgomery, Mayor

ATTEST:

Bonnie Hambrick, City Secretary