

SPECIAL SESSION

SEPTEMBER 17, 2014

The City Council of the City of Athens met in Special Session on Wednesday, September 17, 2014, 5:30 p.m. in the Council Chambers of the City Hall Annex with the following members present, to-wit:

Jerry D. Vaught, Mayor  
Monte Montgomery  
Tres Winn  
Joe Whatley  
Charles Elliott

Pam Burton, City Administrator  
Bonnie Hambrick, City Secretary  
Conor Bateman, City Attorney

others present: Glen Herriage, Gary Crecelius, Buddy Hill, John McQueary, Haven Cox, Sherri Skeeters, Dave Jensen, Tyler Hendrickson, Brian Malone, Rich Flowers, Michael Hannigan, Charlotte Morgan, and other interested citizens;

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

The invocation was given by Councilmember Montgomery.

DECLARATION OF CONFLICT OF INTEREST

No action was taken.

DISCUSS ITEMS FOR FUTURE AGENDAS

A) DISCUSS FINAL READING OF AN ORDINANCE ADOPTING BUDGET FOR FISCAL YEAR 2014-2015.

City Administrator, Pam Burton explained that a final reading of an Ordinance adopting the budget for fiscal year 2014-2015 will appear on the agenda Monday, September 22, 2014.

B) DISCUSS A RESOLUTION SETTING THE TAX RATE FOR FISCAL YEAR 2014-2015.

Ms. Burton explained that a Resolution setting the tax rate at .645140 for fiscal year 2014-2015 will appear on the agenda Monday.

C) DISCUSS REQUEST FROM MELODIE ALEXANDER TO CONDUCT A POINT-IN-TIME HOMELESS SURVEY.

Melodie Alexander, discussed the possibility of conducting a Point-In-Time Homeless Survey on January 22, 2015. This survey is conducted Nationwide on the same day. Ms. Alexander is seeking support of the City Council and the Chief of Police for security purposes.

Mayor Vaught asked if the survey would be conducted by a group of individuals; Ms. Alexander stated that there will be an organized group of individuals conducting the survey.

Mayor Vaught asked Chief Hill if he has an Officer that could support Ms. Alexander while conducting the survey. Chief Hill stated it would depend on logistics, however, if the Council approved support he would work with Ms. Alexander.

After discussion, it was determined the item will appear on the agenda Monday.

**D) DISCUSS AMENDMENT TO AGREEMENT FOR ANIMAL SHELTER SERVICES WITH HENDERSON COUNTY HUMANE SOCIETY.**

Ms. Burton explained that if funding to the Humane Society changes from the current budgeted amount; the contract will need amending to reflect the new amount. The amendment will need to occur before October 1, 2014. Amendment to Agreement for Animal Shelter Services will appear on the agenda Monday.

**E) DISCUSS PUBLIC HEARING CONCERNING REZONING OF TRACTS 18, 38, 55 & 64A, J.B. ATWOOD SURVEY FROM AGRICULTURE TO INDUSTRIAL, OWNED BY ATHENS ECONOMIC DEVELOPMENT CORPORATION (FM 1616).**

Gary Crecelius, Director of Planning and Development, explained this will rezone the property from Agriculture to Industrial, with the Zoning Commission approving the rezone on 9-16-14. The item will appear on the agenda Monday.

**F) DISCUSS REPLAT OF LOTS 638 & 639, OAKWOOD UNIT 1, LOCATED IN THE CITY OF ATHENS EXTRA-TERRITORIAL JURISDICTION, OWNED BY COLIN & LAUREN BARRETT (8373 CHARLYA DR.).**

Mr. Crecelius, explained this will replat two (2) lots into one (1) lot, with the Zoning Commission approving the replat on September 16, 2014. The item will appear on the agenda Monday.

**G) DISCUSS APPROVING HANGAR CONSTRUCTION APPLICATION FOR AREA 1, LOT 5 AT ATHENS MUNICIPAL AIRPORT, AS REQUESTED BY WAYNE ADDKISON.**

Mr. Crecelius, explained that Mr. Addkison is requesting approval for Hangar Construction application for Area 1, Lot 5 at Athens Municipal Airport. Mr. Crecelius explained the Airport Advisory Board has recommended approval.

After discussion, the item will appear on the agenda Monday.

**H) DISCUSS EXECUTING AGREEMENT WITH TEXAS DEPARTMENT OF TRANSPORTATION FOR 2015 ROUTINE AIRPORT MAINTENANCE PROGRAM (RAMP) GRANT.**

Gary Crecelius, Director of Planning and Development, explained that this is a 50/50 matching grant with Texas Department of Transportation for maintenance, equipment repair, and tree mitigation at Athens Municipal Airport. The item will appear on the agenda Monday.

**I) DISCUSS AUTHORIZING STAFF TO ADVERTISE FOR PROPOSALS FOR PROFESSIONAL SERVICES FROM ARCHITECTURAL/ENGINEERING FIRMS FOR CONSTRUCTION OF RESTROOM AND CONCESSION FACILITY.**

Mr. Crecelius, explained the need to advertise for proposals for professional services from architectural/engineering firms for construction of restroom and concession facility at Coleman Park soccer field. The item will appear on the agenda Monday.

J) DISCUSS APPOINTMENTS TO ATHENS HOUSING AUTHORITY.

Ms. Burton explained that the terms of Lois Wright and Daryl Graham are expiring on the Athens Housing Authority Board, with Daryl Graham desiring reappointment, and Mrs. Wright being ineligible for reappointment. Athens Housing Authority Board recommended the appointment of Randy Daniel for a two (2) year term. The item will appear on the agenda Monday.

K) DISCUSS APPOINTMENTS TO ATHENS ECONOMIC DEVELOPMENT CORPORATION.

Ms. Burton explained that Athens Economic Development Corporation Board is recommending the reappointment of Kelly Smith, and Carmen Hunt. In addition, the A.E.D.C. has recommended the appointment of Jeaneane Lilly to replace David Holdredge who is not eligible for reappointment due to term limits. The item will appear on the agenda Monday.

DISCUSS ITEMS FOR FUTURE 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 COUNCIL MEMBER, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND WILL BE CONSIDERED SEPARATELY.)

A) DISCUSS APPROVING MINUTES

This item will appear on the Consent Agenda.

Opportunity for citizens to express items of concern relating to the City of Athens. (Each citizen appearing during this item will be allowed a maximum of three (3) minutes to present their concern, however, members of the City Council are prohibited from entering into deliberation.)

1) Kate Larkin, 3041 Van Zandt County Road, Black Beauty Ranch, questioned if the City had a contingency plan in the event the Henderson County Humane Society closes.

EXECUTIVE SESSION PURSUANT TO THE TEXAS GOVERNMENT CODE, SECTION 551.071 CONSULTATION WITH ATTORNEY; CONSULTATION REGARDING PENDING LITIGATION IN CAUSE NO. 2013A-1145, ATHENS MUNICIPAL WATER AUTHORITY V. CITY OF ATHENS IN THE 173<sup>RD</sup> JUDICIAL DISTRICT COURT, HENDERSON COUNTY, TEXAS; AND CASE NO. 12-14-00017, THE CITY OF ATHENS, TEXAS, A MUNICIPAL CORPORATION OF THE COUNTY OF HENDERSON, TEXAS V. ATHENS MUNICIPAL WATER AUTHORITY, A MUNICIPAL UTILITY DISTRICT AND POLITICAL SUBDIVISION OF THE STATE OF TEXAS, IN THE TWELFTH COURT OF APPEALS, TYLER, TEXAS.

The City Council did not enter Executive Session.

CONSIDER ACTION RESULTING FROM DELIBERATIONS IN EXECUTIVE SESSION REGARDING PENDING LITIGATION IN CAUSE NO. 2013A-1145, ATHENS MUNICIPAL WATER AUTHORITY V. CITY OF ATHENS IN THE 173<sup>RD</sup> JUDICIAL DISTRICT COURT, HENDERSON COUNTY, TEXAS; AND CASE NO. 12-14-00017, THE CITY OF ATHENS, TEXAS, A MUNICIPAL CORPORATION OF THE COUNTY OF HENDERSON, TEXAS V. ATHENS MUNICIPAL WATER AUTHORITY, A MUNICIPAL UTILITY DISTRICT AND POLITICAL SUBDIVISION OF THE STATE OF TEXAS, IN THE TWELFTH COURT OF APPEALS, TYLER, TEXAS.

No action was taken.

ADJOURN.

The meeting adjourned.

PASSED AND APPROVED THIS THE 13<sup>TH</sup> DAY OF October, 2014.

---

Jerry D. Vaught, Mayor

ATTEST:

---

Bonnie Hambrick, City Secretary