

SPECIAL SESSION

MAY 8, 2013

The City Council of the City of Athens met in Special Session on Wednesday, May 8, 2013, 11:30 a.m. in the Council Chambers of the City Hall Annex with the following members present, to-wit:

Jerry D. Vaught, Mayor
Carol Barton
Elaine Jenkins
Aubrey Jones
Monte Montgomery

Pam Burton, City Administrator
Pam Watson, City Secretary
Conor Bateman, City Attorney

others present: Glen Herriage, Gary Crecelius, Buddy Hill, John McQueary, David Hopkins, Sherri Skeeters, Gene Keenon, Tyler Hendrickson, Marlin Smith, Neal Franklin, Pat Wallace, Brian Malone, Brent Muecke and other interested citizens;

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

The invocation was given by Councilmember Jenkins.

DECLARATION OF CONFLICT OF INTEREST

Mayor Vaught filed a Conflict of Interest concerning "Task Order with Velvin & Weeks Consulting Engineers to review construction drawings and specifications associated with proposed East Tyler St. Plaza Development".

DISCUSS/CONSIDER APPROVING TASK ORDER WITH VELVIN & WEEKS
CONSULTING ENGINEERS TO REVIEW CONSTRUCTION DRAWINGS AND
SPECIFICATIONS ASSOCIATED WITH PROPOSED EAST TYLER ST.
PLAZA DEVELOPMENT

Glen Herriage, Director of Utilities, explained that this Task Order will authorize Velvin & Weeks Consulting Engineers to review the drainage plans for the proposed East Tyler St. Plaza Development, at an estimated cost between \$1,300-\$2,100.

A motion was made by Councilmember Jones, seconded by Councilmember Montgomery to approve Task Order with Velvin & Weeks Consulting Engineers to review construction drawings and specifications associated with proposed East Tyler St. Plaza Development. The motion carried by the following vote: Ayes: Councilmembers Jones, Montgomery, Barton, Jenkins. Nays: None. Mayor Vaught abstained.

DISCUSS ITEMS FOR FUTURE AGENDAS;

A) DISCUSS ACCEPTING AUDIT REPORT FOR FISCAL YEAR ENDING
SEPTEMBER 30, 2012

Marlin Smith with Smith, Lambright & Associates presented the Audit Report for fiscal year ending 9/30/12, with the opinion that the financial records present fairly the respective financial position of the City. He stated that overall the City is in a very good financial position and this is a positive financial statement. The item will appear on the agenda Monday, May 13, 2013.

B) DISCUSS EXTENSION OF CONTRACT FOR SOLID WASTE COLLECTION
AND DISPOSAL WITH REPUBLIC WASTE SERVICES DBA ALLIED
WASTE SERVICES, INC.

City Administrator Pam Burton explained that Allied Waste Services is requesting another five (5) year extension of their Contract for Solid Waste Collection & Disposal, stating that they will not be requesting a rate increase this year. The item will appear on the agenda Monday.

- C) DISCUSS FINAL READING OF ORDINANCE GRANTING NON-EMERGENCY AMBULANCE TRANSPORTATION FRANCHISE TO IMPEL AMBULANCE SERVICE, AS REQUESTED BY ALICIA WATKINS AND SANFORD E. WATKINS, M.D.

Ms. Burton stated that final reading of an Ordinance granting a non-emergency ambulance transportation franchise to Impel Ambulance Service will appear on the agenda Monday.

- D) DISCUSS FINAL READING OF ORDINANCE REZONING LOT 73A, R.A. CLARK SURVEY FROM INDUSTRIAL TO (MF-2) TWO-FAMILY RESIDENTIAL (DUPLEX HOMES), OWNED BY DREW DOUGLAS, ETAL (103 INDUSTRIAL DR.)

Ms. Burton explained that final reading of an Ordinance rezoning Lot 73A, R.A. Clark Survey from Industrial to (MF-2) Two-Family Residential (Duplex Homes) will appear on the agenda Monday.

- E) DISCUSS APPROVING AMENDMENT TO ATHENS ECONOMIC DEVELOPMENT CORPORATION BUDGET FOR ENTREPRENEUR GRANT PROGRAM

Brian Malone, President & CEO of Athens Economic Development Corporation, explained that A.E.D.C. had three (3) applicants for the Entrepreneur Grant Program with the Board feeling that all three (3) warranted funding, therefore they approved a \$30,000 budget adjustment to increase the Program from \$30,000 to \$60,000 to allow for funding of all three (3) applicants. The item will appear on the agenda Monday.

- F) DISCUSS APPROVING ENTREPRENEUR GRANTS FOR ATHENS BOWLING CENTER, ICEHOUSE EVENT CENTER AND THREE + ONE

Mr. Malone explained that A.E.D.C. selected Athens Bowling Center as recipient of the \$30,000 Entrepreneur Grant Award, The Ice House Event Center as recipient of the \$20,000 Entrepreneur Grant Award, and Three + One Color Perfection as recipient of the \$10,000 Entrepreneur Grant Award, with all being reimbursement grants. These items will appear on the agenda Monday.

- G) DISCUSS AUTHORIZING EXTENSION OF LEASE AGREEMENT WITH KENO BROWN FOR AREA 3, LOT 8 AT ATHENS MUNICIPAL AIRPORT

Gary Crecelius, Director of Planning & Development, explained that Keno Brown owns the hangar on Area 3, Lot 8 at Athens Municipal Airport and is requesting to lease this property for another five (5) year period. The item will appear on the agenda Monday.

- H) DISCUSS AUTHORIZING CONSENT FOR ACCESS TO PROPERTY FOR INSTALLATION OF ONE (1) MONITOR WELL ON CITY RIGHT-OF-WAY, AT CORNER OF COLEMAN ST. AND E. CORSICANA ST., AS REQUESTED BY X⁸ ENVIRONMENTAL, INC.

Kathy Bell with X⁸ Environmental, Inc. explained that Texas Commission on Environmental Quality is requesting authorization to place another monitoring well on City right-of-way located at the corner of Coleman St. and E. Corsicana St. She explained that there was a gas station in this area years ago and the last monitor well showed higher concentrations than expected, therefore, another well is needed to determine how far out the plume extends. After discussion, it was determined that the item will appear on the agenda Monday.

I) DISCUSS APPROVING TASK ORDER WITH VELVIN & WEEKS
CONSULTING ENGINEERS TO UPDATE RISK MANAGEMENT
PROGRAM DOCUMENTS FOR NORTH AND WEST WASTEWATER
TREATMENT PLANTS

Mr. Herriage explained that the Environmental Protection Agency requires that Risk Management Program Documents be updated every three (3) years and this Task Order will authorize Velvin & Weeks Consulting Engineers to update the documents at the cost of \$600 per site. The item will appear on the agenda Monday.

DISCUSS ITEMS FOR FUTURE CONSENT AGENDA;
A) DISCUSS APPROVING MINUTES OF THE APRIL 17, 2013 SPECIAL
SESSION AND APRIL 22, 2013 REGULAR SESSION

These items will appear on the Consent Agenda.

OPPORTUNITY FOR CITIZENS TO EXPRESS ITEMS OF CONCERN
RELATING TO THE CITY OF ATHENS

1. Brent Muecke read aloud a "Mail Call Letter" from the Athens Review concerning water usage at the splash pad to be located in Kiwanis Park. He expressed his concerns with excessive water usage.

2. Neal Franklin, General Manager for East Texas Medical Center Emergency Medical Service, expressed his concerns with an Ordinance being granted to Impel Ambulance Service for a non-emergency ambulance transportation franchise. He stated that ETMC-EMS has provided emergency and non-emergency EMS service to this area for many years, explaining that they also serve 9-1-1 and take all citizens to the hospital, if needed, whether they pay or not. He explained that non-emergency calls are scheduled and most always pay, with these calls being used to balance out the difference. He stated that they currently operate under their Contract with Henderson County without any subsidy from either entity, however, they may be in a potential place to require a subsidy if their guaranteed non-emergency paid calls are taken away.

The meeting was adjourned.

PASSED AND APPROVED THIS THE 10TH DAY OF JUNE, 2013.

Jerry D. Vaught, Mayor

ATTEST:

Pam Watson, City Secretary