

REGULAR SESSION

MAY 13, 2013

The City Council of the City of Athens met in Regular Session on Monday, May 13, 2013, 5:30 p.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, Buddy Hill, John McQueary, David Hopkins, Haven Cox, Sherri Skeeters, Brent Muecke, Brian Malone, Tyler Hendrickson, Gene Keenon, Alicia Watkins, Pat Wallace 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

No action was taken.

DISCUSS/CONSIDER 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.

City Administrator Pam Burton explained that staff has reviewed this application over the last 30 days and turned it over to the City Attorney, Conor Bateman, for due diligence and investigation of the status of the application.

Attorney Bateman informed the Council that he spoke with Texas Department of State Health Services and they have confirmed that Impel Ambulance Service's application is ongoing, with there being a minimum of 30-60 days for licensing, but probably 60 days. Attorney Bateman recommended that the Council table final reading of the Ordinance and place it on a future agenda when Impel Ambulance Service is closer to receiving their license.

After discussion, a motion was made by Councilmember Jones, seconded by Councilmember Barton to table the item, as recommended. The motion carried unanimously.

DISCUSS/CONSIDER CONTRACT EXTENSION FOR SOLID WASTE
COLLECTION AND DISPOSAL WITH ALLIED WASTE SYSTEMS, INC.

Ms. 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.

After discussion concerning the recycling program, a motion was made by Councilmember Jenkins, seconded by Councilmember Jones to authorize a Contract Extension for Solid Waste Collection and Disposal with Allied Waste Systems, Inc. The motion carried unanimously.

DISCUSS/CONSIDER APPROVING AMENDMENT TO ATHENS ECONOMIC DEVELOPMENT CORPORATION'S 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. A motion was made by Councilmember Montgomery, seconded by Councilmember Jenkins to approve an amendment to Athens Economic Development Corporation's budget for the Entrepreneur Grant Program, as presented. The motion carried unanimously.

CONSIDER A RESOLUTION APPROVING ATHENS ECONOMIC DEVELOPMENT CORPORATION'S ENTREPRENEUR GRANT TO ATHENS BOWLING CENTER AND APPROVING PERFORMANCE AGREEMENT

Mr. Malone explained that A.E.D.C. selected Athens Bowling Center as recipient of the \$30,000 Entrepreneur Grant Award, with this being a reimbursement grant.

A motion was made by Councilmember Jones, seconded by Councilmember Barton to approve A RESOLUTION APPROVING ATHENS ECONOMIC DEVELOPMENT CORPORATION'S ENTREPRENEUR GRANT TO ATHENS BOWLING CENTER and to approve Performance Agreement. The motion carried unanimously.

CONSIDER A RESOLUTION APPROVING ATHENS ECONOMIC DEVELOPMENT CORPORATION'S ENTREPRENEUR GRANT TO ICEHOUSE EVENT CENTER AND APPROVING PERFORMANCE AGREEMENT

Mr. Malone explained that A.E.D.C. selected The Ice House Event Center as recipient of the \$20,000 Entrepreneur Grant Award, with this being a reimbursement grant.

A motion was made by Councilmember Jones, seconded by Councilmember Jenkins to approve A RESOLUTION APPROVING ATHENS ECONOMIC DEVELOPMENT CORPORATION'S ENTREPRENEUR GRANT TO ICEHOUSE EVENT CENTER and to approve Performance Agreement. The motion carried unanimously.

CONSIDER A RESOLUTION APPROVING ATHENS ECONOMIC DEVELOPMENT CORPORATION'S ENTREPRENEUR GRANT TO THREE + ONE COLOR PERFECTION AND APPROVING PERFORMANCE AGREEMENT

Mr. Malone explained that A.E.D.C. selected Three + One Color Perfection as recipient of the \$10,000 Entrepreneur Grant Award, with this being a reimbursement grant.

A motion was made by Councilmember Jones, seconded by Councilmember Montgomery to approve A RESOLUTION APPROVING ATHENS ECONOMIC DEVELOPMENT CORPORATION'S ENTREPRENEUR GRANT TO THREE + ONE COLOR PERFECTION and to approve Performance Agreement. The motion carried unanimously.

CONSENT AGENDA;

- A) CONSIDER APPROVING MINUTES OF THE APRIL 17, 2013 SPECIAL SESSION AND APRIL 22, 2013 REGULAR SESSION
- B) CONSIDER 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.)

- C) CONSIDER ACCEPTING AUDIT REPORT FOR FISCAL YEAR ENDING SEPTEMBER 30, 2012
- D) CONSIDER 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.
- E) CONSIDER APPROVING TASK ORDER WITH VELVIN & WEEKS CONSULTING ENGINEERS TO UPDATE RISK MANAGEMENT PROGRAM DOCUMENTS FOR NORTH AND WEST WASTEWATER TREATMENT PLANTS
- F) CONSIDER AUTHORIZING EXTENSION OF LEASE AGREEMENT WITH KENO BROWN FOR AREA 3, LOT 8 AT ATHENS MUNICIPAL AIRPORT

City Secretary Pam Watson read the Ordinance aloud. A motion was made by Councilmember Jones, seconded by Councilmember Barton to approve the Consent Agenda. The motion carried unanimously.

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

1. Brent Muecke, expressed his concerns with water pressure changes resulting from the splash pad to be located at Kiwanis Park, feeling that water needs to be conserved.

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

Jerry D. Vaught, Mayor

ATTEST:

Pam Watson, City Secretary