

SPECIAL SESSION

NOVEMBER 20, 2013

The City Council of the City of Athens met in Special Session on Wednesday, November 20, 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
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, Haven Cox, Sherri Skeeters, Rich Flowers, Tyler Hendrickson and other interested citizens;

with the following member absent: Elaine Jenkins;

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.

FINANCIAL REPORT

David Hopkins, Director of Finance, presented the September financials.

DISCUSS/CONSIDER REQUEST TO DECORATE GINGER'S PARK DURING
HOLIDAY SEASON

City Administrator Pam Burton explained that the "Light Up Athens" Committee is requesting authorization to decorate Ginger's Park for the holiday season, beginning 11/23/13. A motion was made by Councilmember Jones, seconded by Councilmember Barton to authorize the "Light Up Athens" Committee to decorate Ginger's Park for the holiday season, beginning 11/23/13. The motion carried unanimously.

DISCUSS ITEMS FOR FUTURE AGENDAS;

A) DISCUSS REQUEST TO CLOSE PORTIONS OF W. TYLER ST. AND
N. PRAIRIEVILLE ST. ON DECEMBER 7, 2013, AS REQUESTED BY ATHENS
LIFE FELLOWSHIP

Ms. Burton explained that Athens Life Fellowship has submitted a letter requesting that portions of W. Tyler St. and N. Prairieville St. be closed on 12/07/13 to allow local area churches to host the downtown block party following the Athens Christmas Parade. The item will appear on the agenda Monday, November 25, 2013.

B) DISCUSS AUTHORIZING MAYOR TO EXECUTE 2013 FEDERAL
EQUITABLE SHARING AGREEMENT AND CERTIFICATION

Police Chief Buddy Hill explained that the Federal Equitable Sharing Agreement concerns seized funds resulting from Federal cases and must be completed annually, with there being no funds received nor spent this year. The item will appear on the agenda Monday.

C) DISCUSS CONDUCTING AND APPROVING CHAPTER 59 ASSET FORFEITURE AUDIT FOR POLICE DEPARTMENT FOR FISCAL YEAR 2012-2013

Police Chief Hill explained that this Audit must be conducted annually and filed with the Attorney General for State level seized and forfeited funds. The item will appear on the agenda Monday.

D) DISCUSS CREATION OF SITE PLAN AND REZONING OF LOT 159G, J.B. ATWOOD SURVEY FROM PLANNED DEVELOPMENT-2 AGRICULTURE TO PLANNED DEVELOPMENT-2 COMMERCIAL (SPECIFIC USE PROVISION), OWNED BY LEE BUSH (2940 HWY. 31 EAST)

Gary Crecelius, Director of Planning & Development, explained that the property owner is creating a site plan and rezoning this property to allow for the sale of portable buildings. He stated that surrounding property owners were notified and no responses were received, with the Zoning Commission approving the item on 11/19/13. The item will appear on the agenda Monday.

E) DISCUSS REPLAT OF LOTS 59, 60 & 61, BLOCK 1, P.A. TAYLOR SUBDIVISION, OWNED BY HARRY & TERRI BUDOW AND PETER & JAMIE RUNNING (5256 BAYSHORE DR.)

Mr. Crecelius explained that this will replat three (3) lots into two (2) lots, with the Zoning Commission approving the replat on 11/19/13. The item will appear on the agenda Monday.

SUPPLEMENTAL AGENDA ITEM:

1) DISCUSS AWARDED CONTRACT FOR WASTEWATER FACILITIES TO SERVE OLD KAUFMAN RD. AND MAGNOLIA RD. (TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT #712020) AND AUTHORIZING ADDITIONAL FUNDING FOR THE PROJECT

Glen Herriage, Director of Utilities, explained that five (5) bids were received for the Wastewater Facilities to serve Old Kaufman Rd. and Magnolia Rd. Project (Texas Community Development Block Grant #712020), recommending that the contract be awarded to low bidder, Duplichain Contractors, at a cost of \$481,254. He explained that there will be a funding shortfall in the amount of \$219,254, recommending that these funds be taken from the remaining 2004 Water & Wastewater Bonds. The item will appear on the agenda Monday.

DISCUSS ITEMS FOR FUTURE CONSENT AGENDA;

A) DISCUSS APPROVING MINUTES OF THE OCTOBER 23, 2013 SPECIAL SESSION AND OCTOBER 28, 2013 REGULAR SESSION

These items will appear on the Consent Agenda.

EXECUTIVE SESSION PURSUANT TO THE TEXAS GOVERNMENT CODE, SECTION 551.071 CONSULTATION WITH ATTORNEY; CONSULTATION REGARDING CONTEMPLATED LITIGATION

The City Council did not enter into Executive Session.

CONSIDER ACTION RESULTING FROM DELIBERATIONS IN EXECUTIVE SESSION REGARDING CONTEMPLATED LITIGATION

No action was taken.

ADJOURN

The meeting adjourned.

PASSED AND APPROVED THIS THE 13TH DAY OF JANUARY, 2014.

Jerry D. Vaught, Mayor

ATTEST:

Pam Watson, City Secretary