

SPECIAL SESSION

MARCH 19, 2014

The City Council of the City of Athens met in Special Session on Wednesday, March 19, 2014, 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  
Monte Montgomery  
Aubrey Jones

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

others present: Glen Herriage, Gary Crecelius, Buddy Hill, David Hopkins, Haven Cox, Sherri Skeeters, Rick Larkin, Rich Flowers 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 Jones.

DECLARATION OF CONFLICT OF INTEREST

No action was taken.

DISCUSS/CONSIDER REPLAT OF LOT 1, NORTHVIEW ADDITION & PART OF TRACT 6, SOUTH PLATTE SUBDIVISION, OWNED BY RICKIE LARKIN & YOLANDA LARKIN (3860 C.R. 4806)

Gary Crecelius, Director of Planning & Development, explained that this will replat one (1) lot into four (4) lots, with the Zoning Commission approving the replat on 3/18/14. The item will appear on the agenda Monday, 3/24/14.

DISCUSS ITEMS FOR FUTURE AGENDAS;

- A) DISCUSS CLOSING A PORTION OF N. PRAIRIEVILLE ST. ON SATURDAY, MAY 17 FROM 10AM TO 2PM FOR 100 YEAR ANNIVERSARY CELEBRATION OF COURTHOUSE, AS REQUESTED BY HENDERSON COUNTY

City Administrator Pam Burton explained that Henderson County Judge Richard Sanders is requesting to close a portion of N. Prairieville St. between Corsicana St. and Tyler St. on May 17 from 10AM to 2PM to allow for a 100 year celebration of the Henderson County Courthouse. The item will appear on the agenda Monday.

- B) DISCUSS ABANDONMENT OF ALLEYWAY LOCATED BETWEEN LOTS 1C, 2C AND 3C, BLOCK 14, BISHOP HEIGHTS ADDITION AND LOTS 16A, 17A AND 18A, BLOCK 14, BISHOP HEIGHTS ADDITION, AS REQUESTED BY IMELDA REYNA

Mr. Crecelius stated that a request to abandon an undeveloped alleyway located between Lots 1C, 2C & 3C and Lots 16A, 17A & 18A, Block 14, Bishop Heights Addition has been received by the owner of these lots. He explained that the deed shows the metes and bounds to include the alleyway, with a structure being built on the property in 2009 and the alleyway being utilized as part of the yard. He stated that the property is being sold and the new owners are attempting to acquire a Title

Policy, which will require the abandonment of the alleyway. He stated that there are no utilities in the area and the item will appear on the agenda Monday.

C) DISCUSS APPOINTMENT OF ELECTION JUDGE AND ALTERNATE  
ELECTION JUDGE FOR MAY 10, 2014 GENERAL ELECTION AND SPECIAL  
ELECTION

Ms. Burton explained that the Henderson County Elections Administrator has recommended the appointment of Don Geddie as Election Judge and Dorothy Mason as Alternate Election Judge for the May 10, 2014 General Election and Special Election, due to their experience and training. The item will appear on the agenda Monday.

D) DISCUSS APPOINTMENT TO ZONING COMMISSION

Ms. Burton reminded the Council that a vacancy remains on the Zoning Commission.

DISCUSS ITEMS FOR FUTURE CONSENT AGENDA;  
A) DISCUSS APPROVING MINUTES OF THE MARCH 5, 2014 SPECIAL SESSION  
AND MARCH 10, 2014 REGULAR SESSION

These items will appear on the Consent Agenda.

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

There was no discussion.

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 into 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  
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COURT OF APPEALS, TYLER, TEXAS

No action was taken.

ADJOURN

The meeting was adjourned.

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PASSED AND APPROVED THIS THE 14<sup>TH</sup> DAY OF APRIL, 2014.

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Jerry D. Vaught, Mayor

ATTEST:

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Pam Watson, City Secretary