

REGULAR SESSION

FEBRUARY 27, 2012

The City Council of the City of Athens met in Regular Session on Monday, February 27, 2012, 5:30 p.m. in the Council Chambers of the City Hall Annex with the following members present, to-wit:

Randy Daniel, Mayor
Jerry Don Vaught
Elaine Jenkins
Carol Barton
Aubrey Jones

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, Mamie Stafford, Brian Malone, Tyler Hendrickson 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.

PUBLIC HEARING CONCERNING SITE PLAN AMENDMENT FOR LOT 1,
ATHENS CENTERS ECKERDS, OWNED BY EAST TEXAS ONE LP
(702 EAST TYLER ST.)

Gary Crecelius, Director of Planning & Development explained that CVS Pharmacy is amending their site plan to allow for the installation of a 31" x 94" electronic reader board sign to replace the existing manual reader board sign on the two (2) existing 25 ft. detached signs. He stated that fifteen (15) surrounding property owners were notified and no objections were received, with the Zoning Commission approving the site plan amendment on Tuesday, 2/21/12.

There was no discussion and the public hearing was closed.

CONSIDER FIRST READING OF AN ORDINANCE AMENDING SITE PLAN
FOR LOT 1, ATHENS CENTERS ECKERDS, OWNED BY EAST TEXAS
ONE LP (702 EAST TYLER ST.)

City Secretary Pam Watson read the Ordinance aloud. A motion was made by Councilmember Jenkins, seconded by Councilmember Jones to approve FIRST READING OF AN ORDINANCE AMENDING SITE PLAN FOR LOT 1, ATHENS CENTERS ECKERDS. The motion carried unanimously

PUBLIC HEARING CONCERNING SITE PLAN AMENDMENT AND
REZONING OF LOT 26C, B.C. WALTERS SURVEY FROM COMMERCIAL-
PLANNED DEVELOPMENT TO COMMERCIAL-PLANNED DEVELOPMENT
(SPECIFIC USE PROVISION), OWNED BY JOHN H. BROWN (6051 US HWY.
175 WEST)

Mr. Crecelius explained that this site plan is being amended and the property is being rezoned to allow for the sale of portable buildings. He stated that two (2) surrounding property owners were notified and no objections were received, with the Zoning Commission approving the site plan amendment and rezoning on 2/21/12.

After discussion, the public hearing was closed.

CONSIDER FIRST READING OF AN ORDINANCE AMENDING SITE PLAN AND REZONING LOT 26C, B.C. WALTERS SURVEY FROM COMMERCIAL-PLANNED DEVELOPMENT TO COMMERCIAL-PLANNED DEVELOPMENT (SPECIFIC USE PROVISION), OWNED BY JOHN H. BROWN (6051 US HWY. 175 WEST)

Ms. Watson read the Ordinance aloud. A motion was made by Councilmember Jones, seconded by Councilmember Vaught to approve FIRST READING OF AN ORDINANCE AMENDING SITE PLAN AND REZONING LOT 26C, B.C. WALTERS SURVEY FROM COMMERCIAL-PLANNED DEVELOPMENT TO COMMERCIAL-PLANNED DEVELOPMENT (SPECIFIC USE PROVISION), to allow for sale of portable buildings. The motion carried unanimously.

PUBLIC HEARING CONCERNING CREATION OF SITE PLAN AND REZONING OF LOT 26N, B.C. WALTERS SURVEY FROM COMMERCIAL TO COMMERCIAL (SPECIFIC USE PROVISION), OWNED BY TERESA LEVIN (1150 US HWY. 175 WEST)

Mr. Crecelius explained that this site plan is being created and the property is being rezoned to allow for portable building/cabin sales. He stated that six (6) surrounding property owners were notified and no objections were received, with the Zoning Commission approving the site plan and rezoning on 2/21/12.

After discussion, the public hearing was closed.

CONSIDER FIRST READING OF AN ORDINANCE CREATING SITE PLAN AND REZONING LOT 26N, B.C. WALTERS SURVEY FROM COMMERCIAL TO COMMERCIAL (SPECIFIC USE PROVISION), OWNED BY TERESA LEVIN (1150 US HWY. 175 WEST)

Ms. Watson read the Ordinance aloud. A motion was made by Councilmember Vaught, seconded by Councilmember Barton to approve FIRST READING OF AN ORDINANCE CREATING SITE PLAN AND REZONING LOT 26N, B.C. WALTERS SURVEY FROM COMMERCIAL TO COMMERCIAL (SPECIFIC USE PROVISION), to allow for portable building/cabin sales. The motion carried unanimously.

DISCUSS/CONSIDER REPLAT OF LOTS 4 & 5B, BLOCK 3, HAWN ADDITION, OWNED BY MAMIE STAFFORD (709 MULBERRY DR.)

Mr. Crecelius explained that this will replat two (2) lots into one (1) lot to allow for construction of a single-family residence, with the Zoning Commission approving the replat on 2/21/12. A motion was made by Councilmember Jones, seconded by Councilmember Barton to approve the replat of Lots 4 & 5B, Block 3, Hawn Addition. The motion carried unanimously.

CONSIDER A RESOLUTION AUTHORIZING SPHINX DEVELOPMENT CORPORATION TO APPLY TO TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS (TDHCA) FOR HOME FUNDS FOR "ROBBINS VILLAS" APPLICATION; AND ADOPTING THE "ROBBINS AND FULLER COMMUNITY REVITALIZATION PLAN"

A motion was made by Councilmember Vaught, seconded by Councilmember Jenkins to approve A RESOLUTION AUTHORIZING SPHINX DEVELOPMENT CORPORATION TO APPLY TO TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS (TDHCA) FOR HOME FUNDS FOR "ROBBINS VILLAS" APPLICATION; AND ADOPTING THE "ROBBINS AND FULLER COMMUNITY REVITALIZATION PLAN". The motion carried unanimously.

CONSIDER A RESOLUTION AUTHORIZING ATHENS NH HOUSING, LP TO APPLY TO TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS (TDHCA) FOR HOME FUNDS FOR REHABILITATION OF NEW HAVEN APARTMENTS

A motion was made by Councilmember Barton, seconded by Councilmember Vaught to approve A RESOLUTION AUTHORIZING ATHENS NH HOUSING, LP TO APPLY TO TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS (TDHCA) FOR HOME FUNDS FOR REHABILITATION OF NEW HAVEN APARTMENTS. The motion carried unanimously.

CONSIDER A RESOLUTION ADOPTING THE NEW HAVEN REVITALIZATION PLAN

A motion was made by Councilmember Jenkins, seconded by Councilmember Jones to approve A RESOLUTION ADOPTING THE NEW HAVEN REVITALIZATION PLAN. The motion carried unanimously.

CONSIDER A RESOLUTION ESTABLISHING POLICY CONCERNING THE RELEASE OF LIENS

A motion was made by Councilmember Barton, seconded by Councilmember Vaught to approve A RESOLUTION ESTABLISHING POLICY CONCERNING THE RELEASE OF LIENS. The motion carried unanimously.

CONSENT AGENDA;

- A) CONSIDER APPROVING MINUTES OF THE FEBRUARY 8, 2012 SPECIAL SESSION AND FEBRUARY 13, 2012 REGULAR SESSION
- B) CONSIDER AUTHORIZING CONTRACT WITH ALPHA-LEE ENTERPRISES, INC. FOR JULY 4, 2012 FIREWORKS DISPLAY
- C) RECEIVE 2011 RACIAL PROFILING REPORT

A motion was made by Councilmember Barton, seconded by Councilmember Jones to approve the Consent Agenda. The motion carried unanimously.

OPPORTUNITY FOR CITIZENS TO EXPRESS ITEMS OF CONCERN

There was no discussion and the meeting was adjourned.

PASSED AND APPROVED THIS THE 12TH DAY OF MARCH, 2012.

Randy Daniel, Mayor

ATTEST:

Pam Watson, City Secretary