

REGULAR SESSION

MARCH 12, 2012

The City Council of the City of Athens met in Regular Session on Monday, March 12, 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 Watson, City Secretary  
Conor Bateman, City Attorney

others present: Glen Herriage, Gary Crecelius, John McQueary, David Hopkins, Haven Cox, Chris Weeks, Rich Flowers, Anne Perryman 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.

CONSIDER AN ORDER CANCELING THE MAY 12, 2012 CITY OF ATHENS  
GENERAL ELECTION

Mayor Daniel explained that the three (3) incumbents have filed with there being no opposition, therefore, this Order will cancel the May 12, 2012 City of Athens General Election.

A motion was made by Councilmember Vaught, seconded by Councilmember Barton to approve AN ORDER CANCELING THE MAY 12, 2012 CITY OF ATHENS GENERAL ELECTION. The motion carried unanimously.

DISCUSS/CONSIDER VARIANCE TO CURB AND GUTTER REQUIREMENT  
FOR PROPERTY LOCATED ON TRACT 257, T. PARMER SURVEY, AS  
REQUESTED BY KENNETH FARMER (210 N. MURCHISON ST.)

Mayor Daniel explained that this variance is being requested due to the property not being conducive to curb and gutter. A motion was made by Councilmember Barton, seconded by Councilmember Jones to approve a variance to the curb and gutter requirement for property located on Tract 257, T. Parmer Survey. The motion carried unanimously.

DISCUSS/CONSIDER AWARDING BID FOR CONSTRUCTION OF SANITARY  
WATER AND SEWER IMPROVEMENTS AT WOOD ST.

Chris Weeks with Velvin & Weeks Consulting Engineers stated that after references were checked, they are recommending that the bid for construction of sanitary water and sewer improvements at Wood St. be awarded to the low bidder, AAA Sanitation, at a cost of \$291,730.50. A motion was made by Councilmember Jones, seconded by Councilmember Jenkins to award the bid for construction of sanitary water and sewer improvements at Wood St. to AAA Sanitation at a cost of \$291,730.50, as recommended. The motion carried unanimously.

CONSENT AGENDA;

A) CONSIDER APPROVING MINUTES OF THE FEBRUARY 22, 2012 SPECIAL  
SESSION AND FEBRUARY 27, 2012 REGULAR SESSION

- B) CONSIDER FINAL READING OF AN ORDINANCE AMENDING SITE PLAN FOR LOT 1, ATHENS CENTERS ECKERDS, OWNED BY EAST TEXAS ONE LP (702 EAST TYLER ST.)
- C) CONSIDER FINAL 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)
- D) CONSIDER FINAL 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)
- E) CONSIDER AUTHORIZING SOLUTIANT GEOSCIENCES, INC. TO PERFORM ANNUAL POST-REMEDIAL MEASURES PERFORMANCE MONITORING AND REPORT IN ACCORDANCE WITH COMPREHENSIVE LANDFILL GAS REMEDIATION PLAN

City Secretary Pam Watson read the Ordinances aloud. A motion was made by Councilmember Vaught, seconded by Councilmember Jenkins 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 26<sup>TH</sup> DAY OF MARCH, 2012.

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Randy Daniel, Mayor

ATTEST:

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Pam Watson, City Secretary