

REGULAR SESSION

JULY 23, 2012

The City Council of the City of Athens met in Regular Session on Monday, July 23, 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
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, Sherri Skeeters, Tyler Hendrickson, Jimmy Harris, Tony McLemore 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 Mayor Daniel.

DECLARATION OF CONFLICT OF INTEREST

No action was taken.

PUBLIC HEARING CONCERNING CREATION OF SITE PLAN FOR LOTS 2A, 3A & 4A, BLOCK 10, ATHENS ORIGINAL TOWN, OWNED BY FIRST PRESBYTERIAN CHURCH (300 & 302 EAST TYLER ST.)

Gary Crecelius, Director of Planning & Development, explained that this site plan is being created to allow for the installation of a six ft. (6') wrought iron fence with brick columns along the south side of East Tyler St. and the east side of Carroll St., to be placed one ft. (1') off of the property line. He stated that six (6) surrounding property owners were notified and no responses were received, with the Zoning Commission approving the site plan on 7/17/12.

Jimmy Harris, representative of First Presbyterian Church, explained that the fence is primarily for security and aesthetic purposes.

After discussion, the public hearing was closed.

CONSIDER FIRST READING OF AN ORDINANCE APPROVING SITE PLAN FOR LOTS 2A, 3A & 4A, BLOCK 10, ATHENS ORIGINAL TOWN, OWNED BY FIRST PRESBYTERIAN CHURCH (300 & 302 EAST TYLER ST.)

City Secretary Pam Watson read the Ordinance aloud. A motion was made by Councilmember Barton, seconded by Councilmember Vaught to approve FIRST READING OF AN ORDINANCE APPROVING SITE PLAN FOR LOTS 2A, 3A & 4A, BLOCK 10, ATHENS ORIGINAL TOWN. The motion carried unanimously.

PUBLIC HEARING CONCERNING CREATION OF SITE PLAN AND REZONING OF LOT 62, J.B. ATWOOD SURVEY FROM PLANNED DEVELOPMENT-2 AGRICULTURE TO PLANNED DEVELOPMENT-2 COMMERCIAL (SPECIFIC USE PROVISION), OWNED BY TONY MCLEMORE (1800 N.E. LOOP 7)

Mr. Crecelius explained that this property is being rezoned and a site plan is being created to allow for a convenience store, gas & diesel fueling, restaurant, mini-storage units, repair garage and truck/trailer parking. He stated that the first phase will include the convenience store, restaurant and fueling stations, the second phase will include the repair garage and the third phase will include the mini-storage units. He stated that Texas Department of Transportation has approved the location of the drives and also has contingencies in place for traffic, if a problem arises. He explained that the site plan includes a screening fence along the West and South boundary lines of the property. He stated that three (3) surrounding property owners were notified, with one (1) owner expressing concerns with drainage from trucks leaking onto adjoining properties. He stated that the Zoning Commission approved the rezone and site plan on 7/17/12.

Tony McLemore, owner of the property, stated that the adjoining property owner also expressed concerns with lighting and it will be addressed, along with any drainage issues, and they will comply with all City's Ordinances.

Councilmember Vaught recommended that the fence be a solid wood privacy fence, due to there being a house located on adjoining property.

After discussion, the public hearing was closed.

CONSIDER FIRST READING OF AN ORDINANCE APPROVING SITE PLAN AND REZONING OF LOT 62, J.B. ATWOOD SURVEY FROM PLANNED DEVELOPMENT-2 AGRICULTURE TO PLANNED DEVELOPMENT-2 COMMERCIAL (SPECIFIC USE PROVISION), OWNED BY TONY MCLEMORE (1800 N.E. LOOP 7)

Ms. Watson read the Ordinance aloud. A motion was made by Councilmember Vaught, seconded by Councilmember Barton to approve FIRST READING OF AN ORDINANCE APPROVING SITE PLAN AND REZONING OF LOT 62, J.B. ATWOOD SURVEY FROM PLANNED DEVELOPMENT-2 AGRICULTURE TO PLANNED DEVELOPMENT-2 COMMERCIAL (SPECIFIC USE PROVISION), with the requirement that an 8 ft. solid wood fence be placed along the West and South boundary lines. The motion carried unanimously.

DISCUSS/CONSIDER REPLAT OF LOTS 11 & 12, TIMBER LAKE ESTATES SUBDIVISION, LOCATED IN THE CITY OF ATHENS EXTRA-TERRITORIAL JURISDICTION, OWNED BY JOHN W. ROBERTS (6252 SHERWOOD DR.)

Mr. Crecelius explained that this will replat two (2) lots into one (1) lot, with the Zoning Commission approving the replat on 7/17/12. A motion was made by Councilmember Vaught, seconded by Councilmember Jones to approve the replat of Lots 11 & 12, Timber Lake Estates Subdivision. The motion carried unanimously.

DISCUSS/CONSIDER REPLAT OF LOT 6A, R.A. CLARK SURVEY, OWNED BY ATHENS ECONOMIC DEVELOPMENT CORPORATION (1391 FLAT CREEK RD.)

Mr. Crecelius explained that this will replat one (1) lots into three (3) lots, with the Zoning Commission approving the replat on 7/17/12. A motion was made by Councilmember Barton, seconded by Councilmember Jones to approve the replat of Lot 6A, R.A. Clark Survey. The motion carried unanimously.

CONSENT AGENDA;
A) CONSIDER APPROVING MINUTES OF THE JULY 9, 2012 REGULAR SESSION

- B) CONSIDER AUTHORIZING STAFF TO ADVERTISE FOR BIDS FOR BACKHOE FOR LINE MAINTENANCE DEPARTMENT
- C) RECEIVE BUDGET FOR EXPENDITURE OF FUNDS FORFEITED UNDER CHAPTER 59, CODE OF CRIMINAL PROCEDURE

A motion was made by Councilmember Jones, seconded by Councilmember Vaught 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 13TH DAY OF AUGUST, 2012.

Randy Daniel, Mayor

ATTEST:

Pam Watson, City Secretary