

REGULAR SESSION

JANUARY 24, 2011

The City Council of the City of Athens met in Regular Session on Monday, January 24, 2011, 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
Elaine Jenkins

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

others present: Glen Herriage, Gary Crecelius, Buddy Hill, John McQueary, David Hopkins, Darlene Forshage, Haven Cox, Bob Gould, Michael Bynum 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 CREATION OF SITE PLAN AND
REZONING OF LOT 39A, D. HARRISON SURVEY FROM COMMERCIAL TO
COMMERCIAL SPECIFIC USE PROVISION, OWNED BY H&H PROPERTY
(1901 S. PALESTINE ST.)

Gary Crecelius, Director of Planning & Development explained that a site plan is being created and this property is being rezoned to allow for mini-storage warehouses, RV & boat storage and a medical supply business. He stated that seven (7) surrounding property owners were notified, no responses were received and the Zoning Commission approved the rezone and site plan on 1/18/11. There was no discussion and the public hearing was closed.

CONSIDER FIRST READING OF AN ORDINANCE CREATING SITE PLAN
AND REZONING LOT 39A, D. HARRISON SURVEY FROM COMMERCIAL
TO COMMERCIAL SPECIFIC USE PROVISION, OWNED BY H&H PROPERTY
(1901 S. PALESTINE ST.)

City Secretary Pam Watson read the Ordinance aloud. Councilmember Vaught expressed his concerns with the visibility of this location. After discussion, a motion was made by Councilmember Vaught, seconded by Councilmember Jones to approve FIRST READING OF AN ORDINANCE CREATING SITE PLAN AND REZONING LOT 39A, D. HARRISON SURVEY FROM COMMERCIAL TO COMMERCIAL SPECIFIC USE PROVISION, subject to the requirement that there be a minimum six ft. (6') privacy fence with metal or vinyl slats placed around the perimeter of the outside storage area of the property, and additional barbed wire be placed across the top of the privacy fence, fence shall be properly maintained, and vines and weeds that surround the fence shall be cleaned up and maintained. The motion carried unanimously.

CONSIDER FIRST READING OF AN ORDINANCE TO PROTECT THE PUBLIC
HEALTH, SAFETY AND WELFARE OF THE CITIZENS OF ATHENS
REGARDING PUBLIC NUISANCES, REPEALING ORDINANCE A-1044

Ms. Watson read the Ordinance aloud. A motion was made by Councilmember Jones, seconded by Councilmember Barton to approve FIRST READING OF AN ORDINANCE TO PROTECT THE PUBLIC HEALTH, SAFETY AND WELFARE OF THE CITIZENS OF ATHENS REGARDING PUBLIC NUISANCES, REPEALING ORDINANCE A-1044. The motion carried unanimously.

CONSIDER A RESOLUTION SUPPORTING APPLICATION OF WOODCHASE SQUARE, LTD. TO TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS

City Administrator Pam Burton explained that Emanuel Glockzin is requesting this Resolution to support the expansion of his remaining 5-acre tract located on Barbara St., to allow for a 36-unit elderly apartment complex to be called Woodchase Square. She stated that Mr. Glockzin has informed her that he has no plans to purchase additional property for a road, however, he has volunteered to pay for an independent traffic study and feels that the elderly will have no impact on the traffic.

Police Chief Buddy Hill stated that this is a very well constructed road, however, the volume of traffic is the issue and a traffic study would be helpful.

After discussion, this item was tabled.

DISCUSS/CONSIDER AUTHORIZING FIRST RESPONDER AGREEMENT WITH EAST TEXAS MEDICAL CENTER EMERGENCY MEDICAL SERVICE (EMS)

Mayor Daniel expressed his feelings that this is a good program and it is well received in the Community. A motion was made by Councilmember Vaught, seconded by Councilmember Jones to authorize First Responder Agreement with East Texas Medical Center Emergency Medical Service (EMS). The motion carried unanimously.

DISCUSS/CONSIDER AUTHORIZING IMPROVEMENTS TO COLEMAN PARK, AS REQUESTED BY ATHENS TEENAGE BASEBALL ASSOCIATION

A motion was made by Councilmember Barton, seconded by Councilmember Jenkins to authorize improvements to dug-out at Coleman Park, Field #3, as requested by Athens Teenage Baseball Association. The motion carried unanimously.

DISCUSS/CONSIDER AUTHORIZING STREET IMPROVEMENTS FOR JOINT AND CRACK SEAL CONCRETE PAVEMENT, SPONSORED BY ATHENS ECONOMIC DEVELOPMENT CORPORATION

Ms. Burton explained that this project is being paid for by Athens Economic Development Corporation. A motion was made by Councilmember Barton, seconded by Councilmember Vaught to authorize Street Improvements for Joint and Crack Seal Concrete Pavement, sponsored by Athens Economic Development Corporation. The motion carried unanimously.

DISCUSS/CONSIDER APPROVING ATHENS ECONOMIC DEVELOPMENT CORPORATION'S CONTRACT WITH MARILYN YOUNG TO CONDUCT WAGE & BENEFIT SURVEY

A motion was made by Councilmember Jones, seconded by Councilmember Jenkins to approve A.E.D.C.'s Contract with Marilyn Young to conduct Wage & Benefit Survey. The motion carried unanimously.

DISCUSS/CONSIDER REQUEST FROM ATHENS ECONOMIC
DEVELOPMENT CORPORATION CONCERNING OLD FARMERS MARKET
PAVILION LOCATED ON NORTH PINKERTON ST.

A motion was made by Councilmember Barton, seconded by Councilmember Jones to authorize the Mayor to sign Lease Agreement with A.E.D.C. for Old Farmers Market Pavilion located on N. Pinkerton St. The motion carried unanimously.

DISCUSS/CONSIDER APPOINTMENT TO ATHENS HOUSING AUTHORITY

A motion was made by Councilmember Vaught, seconded by Councilmember Jones to appoint Kenneth Hall to serve on the Athens Housing Authority, to fill an unexpired term. The motion carried unanimously.

CONSENT AGENDA;

- A) CONSIDER APPROVING MINUTES OF THE JANUARY 5, 2011 SPECIAL SESSION AND JANUARY 10, 2011 REGULAR SESSION
- B) CONSIDER FINAL READING OF AN ORDINANCE AMENDING SITE PLAN FOR LOT 7C, ATHENS CENTER SUBDIVISION, OWNED BY KEVIN LILLY (1105 EAST TYLER ST.)

Ms. Watson read the Ordinance aloud. A motion was made by Councilmember Barton, 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 14TH DAY OF FEBRUARY, 2011.

Randy Daniel, Mayor

ATTEST:

Pam Watson, City Secretary