



CITY OF DECATUR, TEXAS

AGENDA

CITY COUNCIL WORKSHOP MEETING VIA – VIDEOCONFERENCING AND IN PERSON AT

Decatur City Hall
201 E. Walnut, Decatur, TX
Monday, January 25, 2021
REGULAR MEETING
6:00 p.m.

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

*General Agenda Comments – **ALL ATTENDEES WILL BE SCREENED AT THE DOOR AND ASKED TO WEAR MASKS – SOCIAL DISTANCING MEASURES WILL BE OBSERVED***

The videoconferencing option of this meeting is a trial being used to allow Council members, staff and public participants to join the meeting in person or by videoconferencing or you may email your comments to be read at the meeting to: dcockrell@decaturtx.org before 3:00 p.m. on Monday, January 25th give your name, address phone number and agenda item number, limiting comments to 3 minutes.

If you have questions you can call 940-393-0204 before noon on the date of the meeting.

Join the meeting via Videoconferencing at the following link from your computer, tablet or smartphone:
<https://global.gotomeeting.com/join/717806677>

If you join the meeting via Videoconferencing and want to address the Council on an agenda item, you will need to have your camera on and hold up your hand when the Mayor calls for public comment and you will be recognized by the Mayor to address the Council and will be allowed 3 minutes to complete your comments.

*New to GoToMeeting? Get the app now and be ready when your first meeting starts:
<https://global.gotomeeting.com/install/717806677>

Anyone wishing to speak on a posted agenda item must complete a speaker card with his/her name and address and must identify the agenda item number for which he/she would like to speak. A card must be submitted to Diane Cockrell, City Secretary, so that the speaker may be recognized by the Chair at the appropriate time. Speakers will each be allowed a total of three (3) minute time period to provide comments regarding the posted agenda item for which the request to speak was submitted and may speak during this item or during the Commission's consideration of individual items in accordance with City Council Rules of Procedure. The three (3) minute time period will be extended to six (6) minutes if a translator is required for a non-English speaker to communicate his/her comments regarding the posted agenda item for which the request to speak was filed.

1. HEAR PROPERTY OWNER PRESENTATION AND HOLD A DISCUSSION REGARDING DEVELOPMENT AGREEMENTS ENTERED INTO IN LIEU OF ANNEXATION PURSUANT TO SECTION 212.172 OF THE TEXAS LOCAL GOVERNMENT CODE.

EXECUTIVE SESSION:

2. EXECUTIVE SESSION – In accordance with Texas Government Code, Section 551.001, et seq., the City Council will recess into Executive Session (closed meeting) to discuss the following:
 - a) § 551.071 (1) and (2): Consultation with Attorney. To consul with the City’s Attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act and for Council to seek the advice of its attorney about pending or contemplated litigation: Annexation statute and development agreements, Fernihough and Klement petitions
3. RECONVENE INTO OPEN SESSION - In accordance with Texas Government Code, Chapter 551 the City Council will reconvene into Regular Session to consider action, if any, on matters discussed in Executive Session.

PLANNING AND ZONING REPORT:

4. CONSIDER TAKING ACTION ON SECOND READING OF AN ORDINANCE AMENDING APPENDIX “B” “ZONING,” OF THE CODE OF ORDINANCES, CONTAINING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY (“ZONING ORDINANCE”) INCLUDING AMENDMENTS TO THE DEFINITIONS SECTION, CHANGES TO APPLICABLE SECTIONS GOVERNING THE SALE OF ALCOHOLIC BEVERAGES AT GOLF COURSES AND COUNTRY CLUBS LOCATED IN RESIDENTIAL DISTRICTS TO ALLOW SUCH USE PROVIDED THAT A SPECIFIC USE PERMIT IS APPROVED, CHANGES TO APPLICABLE ZONING ORDINANCE SECTIONS REGULATING SIDE YARD SETBACKS IN THE SINGLE FAMILY 1 (SF-1) AND SINGLE FAMILY 2 (SF-2) ZONING DISTRICTS, AND REGULATING FENCES IN RESIDENTIAL AREAS TO ALLOW FENCES UNDER A SPECIFIED HEIGHT TO BE LOCATED IN FRONT YARDS; PROVIDING FOR THE INCORPORATION OF PREMISES; PROVIDING AMENDMENTS; PROVIDING A SAVINGS AND REPEALER CLAUSE; PROVIDING SEVERABILITY; PROVIDING A PENALTY FOR VIOLATIONS OF THIS ORDINANCE UPON CONVICTION IN AN AMOUNT OF NOT LESS THAN ONE DOLLAR (\$1.00) NOR MORE THAN TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE, AND A SEPARATE OFFENSE SHALL BE DEEMED COMMITTED UPON EACH DAY DURING OR ON WHICH A VIOLATION OCCURS OR CONTINUES; AND PROVIDING AN EFFECTIVE DATE. **(APPLICATION SI2020-02 – CITY OF DECATUR STAFF INITIATED) (THE PLANNING AND ZONING COMMISSION RECOMMEND APPROVAL, 4-0, VICE-CHAIRMAN CRESWELL ABSENT.)**

REGULAR SESSION:

5. RECEIVE STAFF PRESENTATION AND HOLD DISCUSSION REGARDING PROCEDURES TO ESTABLISH NEW CITY WATER SERVICE.
6. **CONSENT AGENDA** – All consent agenda items listed are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.
 - A. CONSIDER AND TAKE ACTION ON APPROVAL OF MINUTES OF COUNCIL MEETING HELD ON DECEMBER 14, 2020.
 - B. CONSIDER AND TAKE ACTION ON APPROVAL OF MINUTES OF COUNCIL MEETING HELD ON DECEMBER 21, 2020.
 - C. CONSIDER AND TAKE ACTION ON APPROVAL OF MINUTES OF COUNCIL MEETING HELD ON JANUARY 11, 2021.
7. ACCEPTANCE OF QUARTERLY INVESTMENT REPORT.

8. COUNCIL TO HEAR PUBLIC INPUT (please complete a Speaker Registration Form before speaking) each speaker will be limited to 3 minutes, the Open Meeting Act does not allow for discussion in response to the comments, comments should be directed to the Council as a whole rather than to individual members, and no action will be taken by the Council.
9. COUNCIL MEMBER REQUESTS FOR FUTURE AGENDA ITEMS.

ADJOURNMENT

I hereby certify that the above agenda was posted on the official bulletin board at City Hall, 201 E. Walnut, Decatur Texas, on Friday, January 22, 2021, by 5:00 p.m., pursuant to the Texas Government Code, Chapter 551.

Diane Cockrell, TRMC, CMC
City Secretary

*NOTE: The City Council reserves the right to meet in Executive Session closed to the public at any time in the course of this meeting to discuss matters listed on the agenda, as authorized by the Texas Open Meetings Act, Texas Government Code, Chapter 551, including §551.071 (private consultation with the attorney for the City); §551.072 (purchase, exchange, lease or value of real property); §551.074 (personnel or to hear complaints against personnel); §551.076 (deployment, or specific occasions for implementation of security personnel or devices); and §551.087 (economic development negotiations). Any decision held on such matters will be taken or conducted in Open Session following the conclusion of the Executive Session.