



CITY OF DECATUR, TEXAS

REGULAR - CITY COUNCIL MEETING VIA - VIDEOCONFERENCING

Decatur City Hall
201 E. Walnut, Decatur, TX
Monday, February 22, 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, February 22nd 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/579020141>

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/579020141>

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.

EXECUTIVE SESSION:

1. 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 and requests

2. 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.
3. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE FOLLOWING: (1) THE DEVELOPMENT AGREEMENT BETWEEN THE CITY AND KARL KLEMENT PROPERTIES, INC.; (2) THE REQUEST FROM KARL KLEMENT PROPERTIES TO AMEND THE DEVELOPMENT AGREEMENT AS REQUESTED; OR (3) THE REQUEST FROM KARL KLEMENT PROPERTIES TO TERMINATE THE DEVELOPMENT AGREEMENT AS REQUESTED.
4. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING THE FOLLOWING: (1) THE DEVELOPMENT AGREEMENT BETWEEN THE CITY AND CHRISTOPHER AND MICAH FERNIHOUGH; (2) THE REQUEST FROM THE FERNIHOUGHS TO AMEND THE DEVELOPMENT AGREEMENT AS REQUESTED; OR (3) THE REQUEST FROM THE FERNIHOUGHS TO TERMINATE THE DEVELOPMENT AGREEMENT AS REQUESTED.
5. CONSIDER AND TAKE APPROPRIATE ACTION REGARDING EMERGENCY ORDINANCE NO. 2021-02-02, AN EMERGENCY ORDINANCE DECLARING A LOCAL DISASTER FOR WINTER WEATHER EMERGENCY AND EXTENDING THE MAYOR'S DECLARATION OF LOCAL DISASTER FOR WINTER WEATHER EMERGENCY; PROVIDING FOR SUSPENSION OF CERTAIN ORDINANCE REQUIREMENTS IMPOSING INSPECTION AND PERMITTING FEES TO MITIGATE FINANCIAL IMPACT TO RESIDENTS; RATIFYING ACTIONS TAKEN IN ORDER TO MITIGATE NEGATIVE IMPACTS OF THE SEVERE WINTER WEATHER ON CITY EQUIPMENT AND RELATED MATTERS; AND PROVIDING A DATE FOR EXPIRATION OF THE ORDINANCE.
6. CONSIDER AND TAKE ACTION ON AN ENCROACHMENT AGREEMENT BETWEEN THE CITY OF DECATUR AND DECATUR INDEPENDENT SCHOOL DISTRICT (DISD), FOR SIGNS, FENCE AND GOAL POST LOCATED IN PUBLIC ACCESS, DRAINAGE AND UTILITY EASEMENTS LOCATED AT 1200 EAGLE DRIVE AND AUTHORIZE CITY MANAGER TO EXECUTE THE AGREEMENT.
7. HEAR A VIRTUAL PRESENTATION BY MIKE BUTLER REGARDING "BIRD" A STAND UP ELECTRIC VEHICLE; DISCUSSION OF SAME.
8. CONSIDER AND TAKE ACTION ON APPROVAL OF MINUTES OF COUNCIL MEETING HELD ON FEBRUARY 8, 2021.
9. 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.
10. 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, February 19, 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.