



CITY OF DECATUR, TEXAS

REGULAR - CITY COUNCIL MEETING
Decatur City Hall - 201 E. Walnut, Decatur, TX
Monday, OCTOBER 11, 2021

WORKSHOP 5:30 p.m.
REGULAR MEETING 6:00 p.m.
AND VIA VIDEOCONFERENCE/TELECONFERENCE

This videoconferencing meeting is being used to allow the public and staff to join the meeting. This meeting will be held using videoconferencing/teleconferencing technology with public viewing access via WWW.ZOOM.US/JOIN watch live at: <https://decaturtx.new.swagit.com/views/212/> MEETING/WEBINAR ID: 882 4164 2850
PASSCODE: 563791

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

*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 **SEND A CHAT MESSAGE THAT YOU HAVE A COMMENT AT THE BEGINNING OF THE MEETING**, when the Mayor calls for public comment, you will be recognized by the Mayor to address the Council and will be allowed 3 minutes to complete your comments.*

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.

WORKSHOP MEETING 5:30 p.m.

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

1. DISCUSSION REGARDING FINAL LIST OF BOND PROJECTS, TIMING, METHOD OF FINANCING, AND RELATED MATTERS.

REGULAR MEETING 6:00 p.m.

PLANNING AND ZONING REPORT:

1. **V2021-11** HEAR STAFF COMMENTS, CONSIDER AND TAKE ACTION REGARDING A REQUEST FOR A VARIANCE FROM CHAPTER 2, SECTION 201, "STREET IMPROVEMENTS (CURB/GUTTER)," OF THE CITY OF DECATUR'S DESIGN STANDARDS ON APPROXIMATELY 1,334.0 LINEAR FEET OF PROPERTY LOCATED ALONG BENNETT ROAD, WHERE ADJACENT TO THE SOUTHERN BOUNDARY OF PROPOSED LOT 1, BLOCK 1, DECATUR WASTE MANAGEMENT ADDITION, AND MORE COMMONLY REFERRED TO AS 300 BENNETT ROAD, DECATUR, TEXAS. A COMPLETE LEGAL DESCRIPTION OF THE SUBJECT PROPERTY IS FOUND ON THE PLAT EXHIBIT LOCATED IN THE STAFF REPORT. **(APPLICATION V2021-11—MR. GREG HALL, ON BEHALF OF CITY OF DECATUR) (THE PLANNING AND ZONING COMMISSION RECOMMEND DENIAL, 3-2, VICE-CHAIRMAN CRESWELL AND COMMISSIONER LANIER OPPOSED.)**
2. **V2021-12** HEAR STAFF COMMENTS, CONSIDER AND TAKE ACTION REGARDING A REQUEST FOR A VARIANCE FROM CHAPTER 1, SECTION 106, "SIDEWALKS," OF THE CITY OF DECATUR'S DESIGN STANDARDS ON APPROXIMATELY 1,334.0 LINEAR FEET OF PROPERTY LOCATED ALONG BENNETT ROAD, WHERE ADJACENT TO THE SOUTHERN BOUNDARY OF PROPOSED LOT 1, BLOCK 1, DECATUR WASTE MANAGEMENT ADDITION, AND MORE COMMONLY REFERRED TO AS 300 BENNETT ROAD, DECATUR, TEXAS. A COMPLETE LEGAL DESCRIPTION OF THE SUBJECT PROPERTY IS FOUND ON THE PLAT EXHIBIT LOCATED IN THE STAFF REPORT. **(APPLICATION V2021-12—MR. GREG HALL, ON BEHALF OF CITY OF DECATUR) (THE PLANNING AND ZONING COMMISSION RECOMMEND APPROVAL, 5-0.)**
3. HEAR STAFF REPORT, CONSIDER AND TAKE ACTION ON A REQUEST FOR A VARIANCE FROM THE CITY OF DECATUR SIGN ORDINANCE, SECTION 15-7(A)(15) POLE SIGNS AND SECTION 15-7(A)(16) JOINT USE SIGNS. SPECIFICALLY, APPLICANT IS REQUESTING A JOINT USE POLE SIGN THAT EXCEEDS THE CITY'S TOTAL MAXIMUM ALLOWABLE SIGN AREA. BASED ON INFORMATION PROVIDED BY THE APPLICANT, THE REGULATIONS ALLOW A MAXIMUM ALLOWABLE SIGN AREA OF 172.6 SQ. FT. THE APPLICANT IS SEEKING A JOINT USE POLE SIGN THAT IS 310 SQ. FT. WHICH IS IN EXCESS OF THE MAXIMUM ALLOWABLE SIGN AREA. THE SUBJECT PROPERTY IS LOCATED AT 1401 S. US HIGHWAY 81-287, DECATUR, TEXAS. (VARIANCE APPLICATION 2021-13—DOUG JORGENSEN, ON BEHALF OF OMSTAR, LLC)
4. **CONSENT AGENDA** – ALL CONSENT AGENDA ITEMS LISTED ARE CONSIDERED TO BE ROUTINE BY THE CITY COUNCIL AND WILL BE RECOMMENDED IN 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. **(THE PLANNING AND ZONING COMMISSION RECOMMEND APPROVAL, 5-0.)**
 - A. **PP2021-06** CONSIDER AND TAKE ACTION REGARDING A REQUEST TO PRELIMINARY PLAT LOT 1, BLOCK 1, DECATUR WASTE MANAGEMENT ADDITION, TO THE CITY OF DECATUR, WISE COUNTY, TEXAS BEING AN APPROXIMATE 21.26-ACRE TRACT OF LAND IN THE S. PERRIN SURVEY, ABSTRACT NO. 684 AND THE A.G. HARRIS SURVEY, ABSTRACT NO. 375, CITY OF DECATUR, WISE COUNTY, TEXAS. A COMPLETE LEGAL DESCRIPTION OF THE PROPERTY IS FOUND ON THE PLAT EXHIBIT LOCATED IN THE STAFF REPORT. **(APPLICATION PP2021-06—MR. GREG HALL, ON BEHALF OF CITY OF DECATUR)**
 - B. **FP2021-06** CONSIDER AND TAKE ACTION REGARDING A REQUEST TO FINAL PLAT LOT 1, BLOCK 1, DECATUR WASTE MANAGEMENT ADDITION, TO THE

CITY OF DECATUR, WISE COUNTY, TEXAS BEING AN APPROXIMATE 21.26-ACRE TRACT OF LAND IN THE S. PERRIN SURVEY, ABSTRACT NO. 684 AND THE A.G. HARRIS SURVEY, ABSTRACT NO. 375, CITY OF DECATUR, WISE COUNTY, TEXAS. A COMPLETE LEGAL DESCRIPTION OF THE PROPERTY IS FOUND ON THE PLAT EXHIBIT LOCATED IN THE STAFF REPORT. **(APPLICATION FP2021-06—MR. GREG HALL, ON BEHALF OF CITY OF DECATUR)**

****END PLANNING AND ZONING REPORT - CONSENT AGENDA VOTE WILL INCLUDE THE FOLLOWING REGULAR COUNCIL CONSENT ITEMS:**

- C. CONSIDER APPROVAL OF MINUTES OF COUNCIL MEETING HELD SEPTEMBER 27, 2021.
- D. CONSIDER APPROVAL OF BILLS AND INVOICES FOR SEPTEMBER 2021.
- 5. DISCUSS AND TAKE ACTION REGARDING A FINAL LIST OF BOND PROJECTS, TIMING, PROCEDURES, METHOD OF FINANCING AND RELATED MATTERS; PROVIDE NECESSARY DIRECTION TO STAFF.
- 6. CONSIDER AND TAKE ACTION ON AN INTERLOCAL AGREEMENT BETWEEN WISE COUNTY AND THE CITY OF DECATUR FOR FIRE PROTECTION AND FIRST RESPONDER SERVICES FOR FISCAL YEAR 2021-2022 AND AUTHORIZE THE MAYOR TO EXECUTE THE AGREEMENT.
- 7. CONSIDER NOMINATIONS FOR WISE COUNTY APPRAISAL DISTRICT BOARD OF DIRECTORS FOR A TWO YEAR TERM BEGINNING JANUARY 1, 2022.
- 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. **EXECUTIVE SESSION** – IN ACCORDANCE WITH TEXAS GOVERNMENT CODE, SECTION 551.001, ET SEQ., THE CITY COUNCIL WILL RECESS INTO EXECUTIVE SESSION TO DISCUSS THE FOLLOWING:

§ 551.074: Personnel Matters. Deliberation regarding the appointment, evaluation, reassignment, duties, discipline or dismissal of public officer or employee: Evaluation of City Manager

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.

- 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, October 8, 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.

****PURSUANT TO SECTION 551.127, TEXAS GOVERNMENT CODE, ONE OR MORE COUNCILMEMBERS OR EMPLOYEES MAY ATTEND THIS MEETING REMOTELY USING VIDEOCONFERENCING TECHNOLOGY.**