



CITY COUNCIL MEETING
Decatur City Hall - 201 E. Walnut, Decatur, TX
August 12, 2024

AND VIA VIDEOCONFERENCE/TELECONFERENCE

Videoconferencing 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](https://www.zoom.us/join) (MEETING/WEBINAR ID: 817 5047 6447 PASSCODE: 823992) or watch live at: <https://decaturtx.new.swagit.com/views/212/>

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 BEGINNING OF THE MEETING**, when the Mayor calls for public comment, you will be recognized by 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 the speaker's name and address and must identify the agenda item number for which the speaker would like to speak. A card must be submitted to Asucena Delgado, City Secretary, so that the speaker may be recognized by the Mayor at the appropriate time. Speakers will each be allowed a three (3) minute 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 Council's consideration of individual items in accordance with City Council Rules of Procedure. The three (3) minute period will be extended to six (6) minutes if a translator is required for a non-English speaker to communicate the speaker's comments regarding the posted agenda item for which the request to speak was filed.

REGULAR MEETING 6:00 p.m.

CALL TO ORDER

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

PRESENTATIONS, RECOGNITION

1. DISCUSSION OF CITY OF DECATUR FISCAL YEAR 2024/25 PROPOSED BUDGET. Specific items for discussion: 1) Property Tax Rate 2) 2024/25 Proposed Budget 3) Other.
2. CONSIDER AND SCHEDULE PUBLIC HEARING ON THE BUDGET FOR FISCAL YEAR 2024/2025.
3. CONSIDER A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DECATUR, TEXAS, APPROVING THE 2024 CERTIFIED PROPERTY TAX VALUES FOR THE CITY OF DECATUR, TEXAS; DESIGNATING AN OFFICER TO SUBMIT THE NO NEW REVENUE AND VOTER APPROVAL RATES TO THE CITY COUNCIL, THE SAME OFFICER BEING AUTHORIZED TO ALSO CERTIFY THE RATES WITH THE COMPTROLLER PRIOR TO PRESENTATION TO COUNCIL; AUTHORIZING THE OFFICER TO SUBMIT THE CERTIFIED PROPERTY TAX RATES TO THE TAX ASSESSOR COLLECTOR; AND PROVIDING AN EFFECTIVE DATE. **RESOLUTION R2024-08-12.**
4. CONSIDER PROPOSING AN AD VALOREM TAX RATE FOR FISCAL YEAR 2024/2025, IF PROPOSED TAX RATE WILL EXCEED THE VOTER-APPROVAL TAX RATE OR THE NO-

NEW- REVENUE TAX RATE, TAKE A RECORD VOTE AND SCHEDULE PUBLIC HEARING.

Public hearing items:

5. HEAR PUBLIC COMMENTS AND CONSIDER TAKING ACTION REGARDING A REQUEST TO FINAL PLAT LOTS 1R-2R, BLOCK 203, JAMES TARLETON ADDITION, BEING A REPLAT OF BLOCK 203, JAMES TARLETON ADDITION TO THE CITY OF DECATUR, WISE COUNTY, TEXAS. PROPERTY IS LOCATED AT 905 NORTH TRINITY STREET. **(REPLAT APPLICATION 2024-03—ELEAZAR OVALLE-SANCHEZ) (THE PLANNING AND ZONING COMMISSION RECOMMEND APPROVAL, 6-0.) RP2024-03**
6. HEAR PUBLIC COMMENTS AND CONSIDER TAKING ACTION REGARDING A REQUEST TO FINAL PLAT LOTS 1R AND 2R, BLOCK 1, EAGLE DRIVE BAPTIST CHURCH ADDITION, BEING A REPLAT OF LOTS 1 AND 2, BLOCK 1, EAGLE DRIVE BAPTIST CHURCH ADDITION TO THE CITY OF DECATUR, WISE COUNTY, TEXAS. PROPERTIES ARE LOCATED AT 1301 EAGLE DRIVE AND 2001 DEER PARK ROAD. **(REPLAT APPLICATION 2024-04—NATE MARA, ON BEHALF OF PROPERTY OWNERS EAGLE DRIVE BAPTIST CHURCH AND NATHAN AND AMBER MARA) (THE PLANNING AND ZONING COMMISSION RECOMMEND APPROVAL, 6-0.) RP2024-04**

Non-Public hearing items:

7. CONSIDER AND TAKE APPROPRIATE ACTION ON A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DECATUR, TEXAS, AUTHORIZING THE CITY MANAGER TO ENTER INTO A MULTIPLE-USE AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION ALLOWING THE INSTALLATION AND OPERATION OF AUTOMATED LICENSE PLATE RECOGNITION CAMERAS IN TEXAS DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY; AND PROVIDING AN EFFECTIVE DATE. **RESOLUTION R2024-08-11**
8. CONSIDER AND TAKE APPROPRIATE ACTION ON A RESOLUTION COMMEMORATING THE LAYING OF THE CORNERSTONE BY THE DECATUR MASONIC LODGE NO. 447 FOR THE DECATUR POLICE DEPARTMENT. **RESOLUTION R2024-08-13**
9. CONSIDER AND TAKE APPROPRIATE ACTION ON AN ORDINANCE REGARDING JURY PAY FOR THE DECATUR MUNICIPAL COURT OF RECORD. **ORDINANCE 2024-08-21**
10. CONSIDER AND TAKE APPROPRIATE ACTION ON AN ORDINANCE TO THE DECATUR CODE OF ORDINANCES REGARDING THE ZONING ORDINANCE RELATED TO CARPORTS, GARAGE ENCLOSURES, AND AWNINGS AND THE LICENSES AND BUSINESS REGULATIONS CHAPTER RELATED TO MOBILE FOOD UNITS. **(STAFF-INITIATED CASE NO. SI-2024-02) (PLANNING AND ZONING COMMISSION UNANIMOUSLY RECOMMENDED APPROVAL OF THE ORDINANCE PROVISIONS REGARDING CARPORTS, AWNINGS, AND MOBILE FOOD UNITS AND RECOMMENDED APPROVAL OF THE ORDINANCE PROVISIONS REGARDING GARAGE ENCLOSURES WITH A VOTE OF 3-2.) ORDINANCE NO. 2024-08-22**
11. CONSIDER AND TAKE APPROPRIATE ACTION ON A RESOLUTION OF THE CITY OF DECATUR, TEXAS ACCEPTING A PETITION FOR AND CALLING A PUBLIC HEARING ON THE ADVISABILITY OF THE PUBLIC IMPROVEMENTS AND CREATION OF MEADOW CREEK PUBLIC IMPROVEMENT DISTRICT PURSUANT TO CHAPTER 372 OF THE TEXAS LOCAL GOVERNMENT CODE; AUTHORIZING THE MAILING AND PUBLICATION OF NOTICE OF PUBLIC HEARING RELATED THERETO; AND RESOLVING OTHER MATTERS IN CONNECTION THEREWITH. **RESOLUTION R2024-08-14**
12. CONSIDER AND TAKE APPROPRIATE ACTION TO TERMINATE THE AGREEMENT BETWEEN THE CITY OF DECATUR AND HHW SOLUTIONS, FOR THE COLLECTION, HAULING,

RECYCLING, AND DISPOSAL OF HOUSEHOLD WASTE AND PROVIDING AN EFFECTIVE DATE.

13. CONSIDER AND TAKE APPROPRIATE ACTION ON A PARK PROJECT REQUEST FROM THE DECATUR ECONOMIC DEVELOPMENT CORPORATION FOR FUNDING IN THE AMOUNT OF \$100,000 TO BE APPLIED TO THE PROJECT COST FOR THE RENOVATION OF THE BALLFIELD AT HARMON PARK AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE NECESSARY DOCUMENTS.
14. RECEIVE ANNUAL UPDATE OF THE SERVICE ASSESSMENT PLAN (SAP) FOR VISTA PARK PUBLIC IMPROVEMENT DISTRICT NO. 1.
15. CONSIDER AND TAKE APPROPRIATE ACTION TO APPROVE A CERTIFICATE OF APPOINTMENT OF COMMISSIONERS AND DESIGNATE JEFF SICKING AS CHAIRMAN OF THE HOUSING AUTHORITY BOARD AND APPROVAL OF RESOLUTION NO R2024-08-14 "FINDING AND DECLARING THAT THERE EXISTS A NEED FOR THE HOUSING AUTHORITY OF THE CITY OF DECATUR, TEXAS, TO FUNCTION" REAPPOINTING DWIGHT REEVES, JEFF SICKING, AND CHRISTIE RHINE, JERRY WATSON, AND BARBARA FOSTER TO THE DECATUR HOUSING AUTHORITY BOARD FOR A TERM TO EXPIRE JUNE 1, 2025.
16. **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 MEETINGS HELD JULY 8, 2024, JULY 22, 2024, AND JULY 30, 2024.
 - b. CONSIDER AND TAKE ACTION ON APPROVAL OF BILLS AND INVOICES FOR JULY 2024.
 - c. CONSIDER AND TAKE ACTION ON A REQUEST TO APPROVE CLOSING THE 100 BLOCK OF MAIN STREET FROM STATE TO TRINITY STREET AND THE 100 BLOCK OF TRINITY STREET FROM WALNUT TO MAIN STREET ON SEPTEMBER 14, 2024, FROM 6:00 A.M. TO 2:00 P.M. FOR THE EIGHTER BIKE RALLY PROCEEDS TO BENEFIT RAQUEL'S WINGS.
 - d. CONSIDER AND TAKE APPROPRIATE ACTION TO APPOINT JAY FEATHERSTON TO FILL THE VACANT BUILDING STANDARDS COMMISSION SEAT, IF APPOINTED, HIS TERM WILL EXPIRE OCTOBER 2025.
17. 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 rather than to individual members, and no action will be taken by the Council.
18. **EXECUTIVE SESSION** - IN ACCORDANCE WITH TEXAS GOVERNMENT CODE, SECTION 551.001, ET SEQ., CITY COUNCIL WILL RECESS INTO EXECUTIVE SESSION (CLOSED MEETING) TO DISCUSS THE FOLLOWING:
 - a. **ECONOMIC DEVELOPMENT, REAL PROPERTY, AND LEGAL ADVICE. §§ 551.087, 551.072, AND 551.071:** DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS, DELIBERATION REGARDING REAL PROPERTY, AND TO SEEK LEGAL ADVICE ON A MATTER IN WHICH THE DUTY OF THE ATTORNEY TO THE CITY UNDER THE TEXAS RULES OF PROFESSIONAL CONDUCT OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH CHAPTER 551 RELATED TO CERTAIN DEVELOPMENT OF LAND WITHIN THE TERRITORIAL LIMITS OF THE CITY OF DECATUR, TEXAS INCLUDING CHAPTERS 43, 211, 212, 372, AND 375 OF THE TEXAS LOCAL GOVERNMENT CODE, CHAPTER 311 OF THE TEXAS TAX CODE, AND

CHAPTERS 49 AND 54 OF THE TEXAS WATER CODE.

- b. **PERSONNEL MATTERS. § 551.074:** TO DELIBERATE THE APPOINTMENT, EMPLOYMENT, EVALUATION, REASSIGNMENT, DUTIES, DISCIPLINE, OR DISMISSAL OF A PUBLIC OFFICER OR EMPLOYEE: CITY MANAGER, CITY ATTORNEY, AND PRESIDING MUNICIPAL JUDGE.

19. 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 Thursday, August 8, 2024, at 5:00 p.m., pursuant to the Texas Government Code, Chapter 551.

Asucena Delgado

Asucena Delgado, TRMC, 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.**