



CITY OF POTTSBORO - CITY COUNCIL
CITY HALL - COUNCIL CHAMBERS
528 HWY 120 E.
POTTSBORO, TEXAS 75076

SEPTEMBER 9, 2024
5:30 P.M.

REGULAR MEETING AGENDA

- I. Call to Order
- II. Roll Call
- III. Invocation
- IV. Pledge of Allegiance
- V. Proclamation: Constitution Week
- VI. City Manager Introduction
- VII. Citizen Comments
This item is available for citizens to speak for up to three (3) minutes on any subject of which the City of Pottsboro has authority. However, no discussion or action, by law, may be taken on the topic unless and until properly posted on a future agenda. City Council may direct the City Manager to resolve or request the matter to be placed on a future agenda. Completed speaker's request forms must be submitted to the City Secretary at the beginning of the Council meeting.
- VIII. Discussion Items
 - a. Discussion regarding mandatory TCOLE police policy changes in reference to hiring, background investigation, fit for duty and psychological evaluations. (Police Chief Shone Nix).
 - b. Christmas office closures.



IX. Consent Agenda

Consent agenda items are considered to be routine in nature and may be acted upon in one motion. Any item requiring additional discussion may be withdrawn from the Consent Agenda by the Mayor, Councilmember or City Manager, and acted upon separately.

- a. Consider and approve meeting minutes for the following:
 - i. July 30, 2024 Special City Council Meeting
 - ii. August 5, 2024 Regular City Council Meeting
 - iii. August 19, 2024 Special City Council Meeting
- b. Consider and approve Ordinance 1505: An Ordinance of the City Council of the City of Pottsboro, Texas, approving a negotiated settlement between the Atmos Cities Steering Committee (“ACSC”) and Atmos Energy Corp., Mid-Tex Division regarding the company’s 2024 rate review mechanism filing; declaring existing rates to be unreasonable; adopting tariffs that reflect rate adjustments consistent with the negotiated settlement; finding the rates to be set by the attached settlement tariffs to be just and reasonable and in the public interest; approving an attachment establishing a benchmark for pensions and retiree medical benefits; requiring the company to reimburse ACSC’S reasonable ratemaking expenses; determining that this ordinance was passed in accordance with the requirements of the Texas Open Meetings Act; adopting a savings clause; declaring an effective date; and requiring delivery of this ordinance to the company and the ACSC’S legal counsel.
- c. Consider and approve Resolution No. 1283: A Resolution of the City of Pottsboro, Texas designating authorized signatories for contractual documents and financial documents regarding the Texas General Land Office Community Development & Revitalization Resilient Communities Program Grant and Funds.
- d. Consider and approve City Manager to negotiate and/or execute the Agreement for Fire Protection Services with Grayson County for Fiscal Year 2025.



X. Regular Agenda Items

- a. Discussion and possible action to authorize the Pottsboro Community Development Alliance (4A) Board to conduct a 4B type project which is included in the Fiscal Year 2024-2025 Budget.
- b. PUBLIC HEARING to hear concerns for or against a request for variance to the rear yard setback requirements of an accessory building in an R1 zoned property located at 204 Herberta Street, Property ID #153703.
- c. Consider and act on a request for variance to the rear yard setback requirements of an accessory building in an R1 zoned property located at 204 Herberta Street, Property ID #153703 (Property Owner: Gerald and Charmaine Swanson).
- d. PUBLIC HEARING to hear concerns for or against a text amendment to Chapter 10A, Subdivision Regulations, Section 4, Assurance for Completion and Maintenance of Improvements, Sections 4.1, Required Improvements and Public Improvement Agreement, and Section 4.4, Maintenance of Improvements, to increase the maintenance bond period from 2 years to 5 years after acceptance of public improvement(s) by the City of Pottsboro.
- e. Consider and approve Ordinance No. 1501: An Ordinance amending the Code of Ordinances of the City of Pottsboro, Texas by amending Chapter 10A, Subdivision Regulations, Section 4, Assurance for Completion and Maintenance of Improvements, by amending Section 4.1, Required Improvements and Public Improvement Agreement; and by amending Section 4.4, Maintenance of Improvements; to increase the maintenance bond period from two years to five years after acceptance of public improvements by the City; providing for savings, repealing and severability clauses; providing for an effective date; and providing for the publication of the caption hereof.
- f. PUBLIC HEARING to hear concerns for or against the proposed Fiscal Year 2024-2025 Tax Rate.
- g. Consider and approve Ordinance No. 1503: An Ordinance levying ad valorem taxes for use and support of the municipal government of the City of Pottsboro, Texas for the 2024-2025 Fiscal Year; providing for apportioning each levy for specific purposes; and providing when taxes shall become due and when same shall become delinquent if not paid.
- h. PUBLIC HEARING to hear concerns for or against the proposed Fiscal Year 2024-2025 Budget.
- i. Consider and approve Ordinance No. 1502: An Ordinance making appropriations for the support of the City of Pottsboro for the Fiscal Year beginning October 1, 2024 and ending September 30, 2025; appropriating money to a sinking fund to pay interest and principal on the City's

indebtedness; and adopting the annual budget of the City of Pottsboro for the 2024-2025 Fiscal Year.

- j. Consider and approve Ordinance No. 1504: An Ordinance of the City Council of the City of Pottsboro, Texas amending the Budget for Fiscal Year 2023-2024.


XI. Future Agenda Items

XII. City Manager's Report

XIII. Adjourn

Certification

I, Melody Herndon, City Secretary of the City of Pottsboro, Texas, do hereby certify that the above agenda was posted at City Hall in a location readily accessible to the public at all times and on the City's website at www.cityofpottsboro.com on September 5, 2024 on or before 4:30 p.m. in accordance with Chapter 551, Texas Government Code.


Melody Herndon, City Secretary



If during the course of the meeting covered by this notice, the City Council should determine that a closed or executive meeting or session of the City Council or a consultation with the attorney for the City should be held, if required, then such closed or executive meeting or session or consultation with attorney as authorized by the Texas Open Meetings Act, Texas Government Code §551.001 et seq., will be held by the City Council at the date, hour and place given in this notice or as soon after the commencement of the meeting covered by this notice as the City Council may conveniently meet in such closed or executive meeting or session or consult with the attorney for the City concerning any and all subjects and for any and all purposes permitted by the Act, including, but not limited to, the following sanctions and purposes:

Texas Government Code Section:

- 551.071 - Private consultation with the attorney for the City.
- 551.072 - Deliberate the purchase, exchange, lease or value of real property.
- 551.073 - Deliberation regarding prospective gift.
- 551.074 - Deliberation regarding a public officer or employee.
- 551.087 - Deliberations regarding economic development negotiations.

NOTICE OF ASSISTANCE AT PUBLIC MEETINGS: The Pottsboro City Hall is wheelchair accessible. Persons with disabilities who plan to attend this meeting, and who may need auxiliary aids or service are requested to contact the City Secretary's Office at (903) 786-2281, Ext. #4 a minimum of two (2) business days prior to the meeting date so appropriate arrangements can be made.