AGENDA
REGULAR CITY COUNCIL MEETING
NOVEMBER 16, 2021 - 6:00 pm

The City Council will hold a regular scheduled meeting at Commerce City Hall, 1119 Alamo Street, Commerce Texas at 6:00 pm on November 16, 2021.

1. Call to Order.

2. Invocation.

3. Pledge of Allegiance.

4. Consent Agenda
   a. Acceptance of Minutes:
      - Animal Shelter Advisory Board Meeting Minutes- March 9, 2018
      - Beautification Commission Meeting Minutes- August 26, 2021
      - Parks & Recreation Board Regular Meeting Minutes - September 8, 2021
      - Building Standards Commission Meeting Minutes - September 16, 2021
      - Commerce Economic Development Corporation Meeting Minutes- September 17, 2021
      - City Council Meeting Minutes- October 19, 2021
      - Parks & Recreation Advisory Board Special Meeting Minutes - October 20, 2021
      - Planning and Zoning Commission Meeting Minutes- November 4, 2021
   b. Consider and Take Action on:
      - A Resolution Approving a Neighborhood Empowerment Zone Agreement for the Property Located on 900 Cedar Street (Property ID #54665) with Michael White; Authorizing the City Manager to Execute all Necessary Documentation.
      - A Resolution Approving a Neighborhood Empowerment Zone Agreement for the Property Located on 902 Cedar Street (Property ID #54666) with Michael White; Authorizing the City Manager to Execute all Necessary Documentation.
      - Motion Authorizing Reappointment of Lisa Coffee to the Animal Shelter Advisory Board
      - Motion Authorizing Appointment of Wayne 'Doc' Pierce to the Commerce Housing Authority.
      - Motion Authorizing Appointment of Mike King to the Commerce Housing Authority Board.
      - Motion Authorizing Appointment of Kerryn Peccina to the Beautification Commission.

5. Presentation to City Council by members of the Public. (To be conducted as close to 6:05 p.m. as possible with a three-minute limit per person. Public Comments will cease at 6:20 p.m. This period is reserved for citizens to discuss items not on the listed agenda. The response to Public Comments will be limited to: 1) A statement of fact or policy; 2) Direction to take up the issue with a city staff member; 3) An offer to place the item on a future Council Agenda.

6. Presentation of Proclamation Honoring the Work of Dr. Richard Selvaggi and Celebrating his Retirement and years of Service to the Citizens of Commerce.
   - Wyman Williams, Mayor

7. Discussion and Possible Action on a Resolution Casting 161 Votes Allocated to the City of Commerce for Hunt County Appraisal District Board of Directors for the 2022-2023 term.
   - Howdy Lisenbee, City Manager

8. Discussion and Possible Action on a Resolution Authorizing the Award of Contract for the Construction of the Wastewater Treatment Plant Master Lift Station Pump Replacement Project and authorizing the City Manager to execute all necessary documentation.
   - Howdy Lisenbee, City Manager

9. Discussion and Possible Action on a Resolution Authorizing the Award of Contract for the Design of Street & Drainage Improvements within the City of Commerce and authorizing the City Manager to execute all necessary documentation.
   - Howdy Lisenbee, City Manager

10. ***Second Reading-*** Discussion and Possible Action on an Ordinance granting to Atmos Energy Corporation, its Successors and Assigns, a Franchise to Construct, Maintain, and Operate Pipelines and Equipment in the City of Commerce, Hunt County, Texas for the Transportation, Delivery, Sale and Distribution of Gas in, out of, and through said City for all Purposes; Providing for the Payment of a Fee or Charge for the use of Public Rights-of-Ways; and Providing that such fee shall be in lieu of other Fees and Charges, Excepting Ad Valorem Taxes and Repealing all Previous Gas Franchise Ordinances.

    -Beth Dattomo, Manager of Public Affairs with Atmos Energy Corporation

11. ***First Reading-*** Discussion and Possible Action on Amending Chapter 14 'Amusements and Entertainment', by Adding Chapter 5 'Game Rooms'; Providing a Penalty and Providing an Effective Date.
    - Chris Bassham, Director of Public Safety

12. ***First Reading-*** Public Hearing and Possible Action on an Ordinance Authorizing a Change in Zoning from I (Industrial District) to PD (Planned Development District) for Property ID: 21898, Legal Description: A0109 BOND W, TRACT 26, ACRES 16.659.

    - Howdy Lisenbee, City Manager

13. City Manager's Report; discussion of same.

    - Public Input Feedback
    - Finance Update
        - November Sales Tax, October Detailed Analysis
        - Property Tax October 2021
        - Budget in Brief Document
    - Calendar of Upcoming Events and Meetings
    - Personnel
    - Projects Update
        - FY 2022 CIP Plan
    - Intergovernmental Events & Issues

14. Recess into Executive Session:

    - §551.071 (1) and 551.071 (2): Consultation with 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 Consultation with Attorney regarding pending or contemplated litigation.

        - *Larry Calvin and Barbara Calvin v. City of Commerce, Texas and Gay L. Harrison, Cause No. 90362*
        - *Orvis Wain Reynolds v. the City of Commerce, Case No. CV- 01577-S*

    - §551.074: To deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee (City Manager).

15. Reconvene into Open session: In accordance with Texas Government Code, Chapter 551, the City Council will reconvene into Regular Session to consider any action, if any, on matters discussed in Executive Session.

16. Adjourn.

If during the course of the meeting, any discussion of any item on the agenda should be held in closed session, the Council will convene in such executive or closed session in accordance with the following: 1) VTCA Government Code 551.071 - Consultations with legal counsel concerning pending or threatened litigation or matters where counsel's duty to the City conflicts with the Open Meetings Act; 2) VTCA Government Code 551.072 -Deliberations regarding the purchase, sale, lease or exchange of real property; 3) VTCA Government Code 551.073 - Deliberations regarding prospective gifts or donations; 4) VTCA Government Code 551.074 -Deliberations regarding personnel of the City; and 5) VTCA Government Code 551-076 - Deliberations regarding the deployment of security devices or the implementation of security policy.

CERTIFICATE

I certify that the above notice of meeting was posted on the bulletin board at City Hall of the City of Commerce, Texas, 1119 Alamo Street, on or before the .

Molly Jacobsen, City Secretary

****Commerce City Hall is wheelchair accessible / Accessible parking spaces are available ****

Pursuant to Section 551.127, Texas Government Code, one or more Councilmembers or employees may attend this meeting remotely using videoconferencing technology.