NOTICE OF PUBLIC HEARING AND PUBLIC MEETING
CITY OF GRAHAM CITY COUNCIL
APRIL 2, 2026 - 8:30 A.M.
COUNCIL CHAMBERS, 608 ELM STREET, GRAHAM, TEXAS

PURSUANT TO THE TEXAS OPEN MEETINGS ACT, NOTICE IS HEREBY GIVEN THAT THE CITY OF GRAHAM WILL HOLD A **PUBLIC HEARING**, ON **APRIL 2, 2026, AT 8:30 A.M.** (OR SHORTLY THEREAFTER) IN THE **COUNCIL CHAMBERS AT THE GRAHAM CITY HALL, 608 ELM STREET, GRAHAM, TEXAS,** AT WHICH HEARING, THE CITY OF GRAHAM WILL HEAR PUBLIC COMMENT ON THE FOLLOWING MATTER:

RESTRICTING THE USE OF MOTOR-ASSISTED SCOOTERS IN THE CITY OF GRAHAM

PURSUANT TO THE TEXAS OPEN MEETINGS ACT, NOTICE IS HEREBY GIVEN THAT A PUBLIC HEARING AND A REGULAR-CALLED MEETING OF THE CITY COUNCIL OF THE CITY OF GRAHAM, TEXAS WILL BE HELD ON **APRIL 2, 2026, AT 8:30 A.M., (OR SHORTLY THEREAFTER) IN THE COUNCIL CHAMBERS AT THE GRAHAM CITY HALL, 608 ELM STREET, GRAHAM, TEXAS,** AT WHICH MEETING, THE AGENDA ITEMS LISTED WILL BE CONSIDERED. ITEMS ON THE REGULAR CALLED MEETING AGENDA ARE SUBJECT TO ACTION. THE CITY COUNCIL RESERVES THE RIGHT TO MEET IN CLOSED/EXECUTIVE SESSION ON AN AGENDA ITEM SHOULD THE NEED ARISE AND, IF APPLICABLE, PURSUANT TO AUTHORIZATION BY TITLE 5, CHAPTER 551 OF THE TEXAS LOCAL GOVERNMENT CODE.

THE AGENDA FOR THE PUBLIC HEARING NOTICED ABOVE, AND THE AGENDA FOR THE REGULAR CALLED MEETING, FOLLOWS.

PUBLIC HEARING AGENDA:

RESTRICTING THE USE OF MOTOR-ASSISTED SCOOTERS IN THE CITY OF GRAHAM

1. **Call to Public Hearing to Order** **Time:** _____

2. **Opening Prayer and Pledges to U.S. and Texas Flags**

3. **Roll Call of Members Present**

4. **Purpose of Hearing.** The purpose of this Public Hearing is to receive public comments regarding the proposed restrictions on the use of motor-assisted scooters in the City of Graham.

5. **Notice Posted.** Notice of this Public Hearing was duly advertised in a newspaper of local circulation on **March 18, 2026**. In addition, said Notice was duly posted on the City's website and posted on the Notice Board at City Hall. Notice of this Public Hearing Agenda was posted at least three business days prior to the date and time of this Public Hearing, in accordance with the Texas Open Meetings Act.

6. **Presentation.** Presentation by the City Manager on Ordinance No. 1209 which proposes restrictions on the use of motor-assisted scooters in the City of Graham..

7. **Public Comments.** The public is invited to comment on the topic of this Public Hearing. Speakers are requested to limit their comments to no more than five minutes to allow time for multiple speakers. Councilmembers are not required to answer any questions posed during the comment period.

8. **Councilmember Comments.** Councilmembers are invited to provide comments on the topic of this Public Hearing.

9. **Adjourn Public Hearing** **Time:** _____

REGULAR MEETING AGENDA:

1. **Call to Order Time: _____**

2. **Notice of Posting:** Notice of this Regular Called Meeting of the City Council of the City of Graham Texas was duly posted at a place readily accessible to the public at least three business days prior to the date and time of this meeting, in accordance with the Texas Open Meetings Act.

3. **Roll Call of Members Present**

4. **Proclamation Ceremony**

    a. Child Abuse Prevention Month (**April 2026**)

    b. Week of the Young Child (**April 12-16, 2026**)

    c. 'Go Blue Day' In Support of Child Abuse Prevention (**April 3, 2026**)

5. **Public Forum:** This forum is for citizens to comment on any City of Graham subject. No discussion can be had by the Council; however, items commented upon may be placed on a future agenda for discussion and possible action.

6. **OMITTED – Department Reports**

    a. City Manager Report

        i. Lake Graham Water Level
        ii. Key Dates and Upcoming Events
        iii. Boards Update
        iv. Warning Siren Testing
        v. Update on Police K-9 Apollo
        vi. Update on the Western City Limit Boundary
        vii. Project Status Report

7. **Consent Agenda. (Six Items)** All items listed on the Consent Agenda will be enacted on a single motion, second, and vote by the City Council, without additional consideration*:

    a. Approve the Minutes of the Regular Called Meeting held on **March 19, 2026;** and

    b. Approve a request from Isabel Smith for the closure of the southern half of the Square, during the hours of 8:00 a.m. to 11:00 a.m., on **Thursday, April 16, 2026**, in support of the '2026 Week of the Young Child Parade'; and

c. Approve a request from Young County Sheriff Travis Babcock for exclusive use of the parking area adjacent to the 'Old Ag Barn' in Firemen's Park, during the hours of 4:00 p.m. to 8:00 p.m., on **Saturday, April 18, 2026**, to allow for parking of vehicles in support of the 2026 Graham High School Junior-Senior prom; and

d. Approve a request from Tracy Teresas for the exclusive use of Firemen's Park on **Saturday, April 25, 2026**, during the hours of 7:00 a.m. to 3:00 p.m., in support of the 13th Annual 'Remembering Wyatt Dale Water Safety Awareness' event; and

e. Approve a request from the Graham Church of God for the closure of the 1400 block of Remington Street, during the hours of 9:00 a.m. to 4:00 p.m. on **Sunday, April 26, 2026**, in support of the 9th annual Fenders and Forks car and motorcycle show; and

f. Authorize the City Manager to advertise a Request for Bids in support of the 'Tennessee and Kentucky Streets Waterline Replacement' project.

**Note: Any Councilmember may request that an item be removed from the Consent Agenda for additional consideration. Items removed from the Consent Agenda shall be considered, in the order in which they were removed, immediately after consideration of the remaining items on the Consent Agenda.*

8. Consider and act to approve on THIRD AND FINAL READING, **Ordinance No. 1209**, an Ordinance amending Chapter 24 - 'Traffic', Article I – 'In General', Section 24-1 - 'Definitions' and Article II – 'Operation of Vehicles Generally', Section 24-13 – 'Use of roller skates, coasters, etc., on roadway' for the purpose of restricting the use of motor-assisted scooters by persons under the age of 16, requiring same to wear a helmet while operating a motor-assisted scooter, enacting restrictions on the operation of motor-assisted scooters along certain public roadways, providing for temporal restrictions in certain designated areas; and providing for certain enforcement actions; noting that such restrictions shall not apply to persons with disabilities who operate a motor-assisted scooter.

9. Consider and act to authorize the City Manager to renew the contract for Arena Concessions with 'M & S Concessions (Graham, Texas)', doing business as the "Dinner Bell', for a renewal period of one year, with such renewal to be effective October 1, 2026, based on a favorable recommendation from the Young County Arena Board of Directors.

10. Consider and act to approve on FIRST READING, **Resolution No. 244**, which accepts a grant, in the amount of $600, from the Texas A & M Fire Service under the Rural Volunteer Fire Department Assistance Program, in support of the cost to train a member of the Fire Department for certification as a 'Fire Inspector', noting there is no city match requirement under this grant, and directing the City Secretary/Director of Finance to deposit the grant proceeds in the Fire Department Grant Fund (Fund No. 32) to be held for disbursement in support of this program.

11. Consider and act to approve, on SECOND READING, **Ordinance No. 1212**, which declares that certain areas are adjacent to the City, declares that those certain areas have received longstanding treatment as part of the City for all purposes, that such declaration is made in accordance with Section 41.003 of the Texas Local Government Code, and such declaration creates an irrebuttable presumption that the certain areas are a part of the City for all purposes.

12. Consider and act to approve the replat of a certain parcel bearing a physical address of **1100 Dresser Street and** legally described as Ben Hill Plot 17 2 - A-0144, City of Graham, Young County, Texas, pursuant to a request submitted by Ironsight Holdings, a Texas Limited Liability Company (Graham, Texas); noting that approval of said replat is recommended based on a favorable recommendation from the Planning and Zoning Commission.

13. Consider and act to approve an annexation request from H Bar H Holding Company, a Texas Limited Liability Company (Graham, Texas), related to the proposed 'consent' annexation of certain real property, consisting of 1.0157 acres, bearing Young Central Appraisal District Parcel ID 5773; with such tract further legally described as Tract 19A, 1338 B. Mosley, Young County, Texas, noting that the certain tract bears a physical address of **2120 State Highway 16 South**, Graham, Texas; noting that approval of said request is recommended based on a favorable recommendation from the Planning and Zoning Commission.

14. Consider and act to approve an annexation request from H Bar H Holding Company, a Texas Limited Liability Company (Graham, Texas), related to the proposed 'consent' annexation of a certain 0.3273 acre tract situated in the Benjamin Mosley Sr. Survey, Abstract No. 1338, Young County, Texas; noting that said tract is within a called 0.328 acre tract described in a Warranty Deed recorded with the Young County Clerk and bearing Instrument Number 19000562; and further noting that approval of said request is recommended based on a favorable recommendation from the Planning and Zoning Commission.

15. Consider and act to approve the replat of all of a certain parcel bearing a physical address of **2120 State Highway 16 South, Graham, Texas** and legally described as Tract 19A, 1338 B. Mosley, Young County, Texas, pursuant to a request submitted by H Bar H Holding Company, a Texas Limited Liability Company (Graham, Texas); and further, noting that any such replat action as may be approved is contingent upon the concurrent annexation into the City of Graham, of the certain parcel; noting that approval of said replat is recommended based on a favorable recommendation from the Planning and Zoning Commission.

16. Consider and act to assign a zoning status of "Planned Development District No. 3 (PDD 3)" to all of a certain parcel bearing a physical address of 2120 State Highway 16 South; and further:

    a. Approving the proposed development of a 'travel center with fuel services', as an allowable use within PDD 3; and

b. Approving such modifications as may be required within the parcel boundaries to effect development of a 'travel center with fuel services', provided such development conforms to such codes and building standards as may apply; and

c. Making such assignment contingent upon the concurrent annexation into the City of Graham, of the certain parcel, and

d. Noting such zoning as described herein was recommended for approval by the Planning and Zoning Commission.

17. Consider and act to disapprove a signage variance application submitted by Guy Slimp on behalf of Casey's Convenience Store and Gas Station, which requests a variance in signage height, for a sign to be emplaced at **2120 State Highway 16 South, Graham, Texas**, noting that such variance, as described herein, is recommended for rejection by the Planning and Zoning Commission.

18. Consider and act to approve on FIRST READING, **Ordinance No. 1213**, which provides for the annexation of certain territory consisting of 1.343 acres, with such territory located in the vicinity of **2120 State Highway 16 South**, Graham, Texas, noting that said territory lies within the City's Extra-Territorial Jurisdiction, and further noting that said annexation is made at the request of the owners, H Bar H Holding Company.

19. Consider and act to set a Public Hearing for **April 30, 2026**, at 8:30 a.m. (or shortly thereafter) at the City Council Chambers, 608 Elm Street, Graham, Texas for the purpose of receiving public comments on the proposed consent annexation of certain parcels described at Agenda Item Nos. 13 and 14.

20. Consider and act to approve on FIRST READING, **Ordinance No. 1214**, which provides for the assignment of a Zoning Classification of Planned Development District No. 3 (PDD 3) to certain tracts of real property located in the vicinity of **2120 State Highway 16 South**, Graham, Texas, described as two tracts consisting of 1.33943 acres of land and further described at Agenda Item Nos. 13 and 14.

21. Consider and act to set a Public Hearing for **April 30, 2026**, at 8:30 a.m. (or shortly thereafter) at the City Council Chambers, 608 Elm Street, Graham, Texas, for the purpose of receiving public comments on the zoning of certain tracts proposed for annexation into the City, noting that the certain tracts are proposed to be zoned as 'Planned Development District No. 3 (PDD 3)', and further noting said tracts are those described at Agenda Item Nos. 13 and 14.

22. Consider and act to authorize the City Manager to negotiate and conclude a contract, in an amount not to exceed $10,000.00 (Ten Thousand dollars and no cents), with Willdan Financial Services (Plano, Texas), for the purpose of preparing a supplementary rate study analysis in support of the issuance of debt for the Wastewater Treatment Plant Rehabilitation project, preparing an analysis of outside the City water rates, and preparing an analysis of revenue variance in the Water Fund.

23. Consider and act to authorize the City Manager to create the 'Reclaimed Water Storage Facility' capital project, for the purpose of design and construction of reclaimed water storage facilities in the vicinity of Sewer Plant Road and Farm-to-Market Road 209.

24. Consider and act to approve on FIRST READING, **Resolution No. 245**, which authorizes the City Manager to submit a grant application, in an amount not to exceed $5,000,000.00 (Five Million dollars and no cents), under the Texas Water Development Board's '2026 Infrastructure and Water Supply Grant'; noting that said grant requires no city matching funds; and further, naming City Manager Eric Garretty as the City's Authorized Official for all matters thereunto pertaining.

25. Consider and act to authorize the City Manager to negotiate and conclude a professional services agreement with Kimley Horn Engineers (Weatherford, Texas), in an amount not to exceed $100,000.00 (One-Hundred Thousand dollars and no cents) pursuant to development of a grant application, and pre-design specifications, in support of the 'Reclaimed Water Storage Facility' capital project.

26. Consider and act to amend the Fiscal Year 2025-2026 Street Paving Plan; and further, amend the Fiscal Year 2026-2027 Street Paving Plan.

27. Discussion regarding proposed future agenda items.

EXECUTIVE SESSION TIME CERTAIN FOR 10:00 A.M.

28. Recess into Executive Session under the following provisions of the Texas Government Code:

Sec. 551.087 – Deliberations Regarding Economic Development

- Deliberate an economic development Letter of Intent submitted by Headwaters Site Development, a Texas Limited Liability Company; and

Sec. 552.071 – Consultation with the City's Attorney

- Consult with the City's Attorney regarding the factual background, legal issues, and lawful options related to a request from Plug Power Limestone, LLC, to terminate all existing Agreements between same and the City; and

- Consult with the City's Attorney regarding the factual background, legal issues, and lawful options related to a lawsuit regarding the previous termination of a lease contract pertaining to certain real property adjacent to the shores of Lake Eddleman; and

Sec. 551.072 – Deliberations Regarding Real Property

- Deliberate a proposed commercial lease agreement related to real property located in and around the shores of Lake Eddleman; and

- Deliberate the status of certain pending real estate contracts related to real property in and around the shores of Lake Graham.

(Enter into Executive Session _____Time)

29. Reconvene from Executive Session and take such action as may be required.

(Exit from Executive Session _____Time)

30. Adjournment. **Time: _____**

Eric Garretty, City Manager

NOTICE

The City Council of City of Graham, Texas reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations Regarding Real Property), 551.073 (Deliberations Regarding Prospective Gift), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.087 – (Deliberations Regarding Economic Development). Before any closed session is convened, the Presiding Officer will publicly identify the section or sections of the act authorizing the closed session. All final votes, actions, or decisions will be taken in open session.

I, the Undersigned Authority, do hereby certify that the above notice of Meeting of the Governing Body of the City of Graham, Texas is a true and correct copy of said notice posted at the City of Graham, Texas, and a place convenient and readily accessible to the general public at all times.

Witness my hand and seal of the City of Graham this 27th day of March, **2026**, at 10:00a.m. and remained so posted continuously for at least three business days preceding the scheduled time of meeting.

City of Graham

By: Cassie Short
for Marci Bueno, City Secretary

CITY OF GRAHAM, TEXAS

ACCESSIBILITY NOTICE

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodation and interpretive services must be made 48 hours prior to the meeting. Contact City Hall at (940) 549-3324.

I hereby certify that the above shown notice was removed from the posting location at the Graham City Hall, 612 Elm Street, Graham, Texas 76450, at _____ a.m./p.m. on the _____ day of _____ **2026**, and satisfies the three business days posting requirement.

By: _____
Marci Bueno, City Secretary