# NOTICE OF PUBLIC MEETING
# CITY OF GRAHAM CITY COUNCIL
# APRIL 11, 2024 - 8:30 A.M.
# COUNCIL CHAMBERS, 608 ELM STREET, GRAHAM, TEXAS

PURSUANT TO THE TEXAS OPEN MEETINGS ACT, NOTICE IS HEREBY GIVEN THAT A REGULAR CALLED MEETING OF THE CITY COUNCIL OF THE CITY OF GRAHAM, TEXAS WILL BE HELD ON **APRIL 11, 2024, AT 8:30 A.M., IN THE COUNCIL CHAMBERS AT THE GRAHAM CITY HALL, 608 ELM STREET, GRAHAM, TEXAS,** AT WHICH MEETING, THE FOLLOWING AGENDA ITEMS WILL BE CONSIDERED. ITEMS ON THE 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.

**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 72 hours prior to the date and time of this meeting, in accordance with the Texas Open Meetings Act.

3. **Roll Call of Members Present**

4. **Opening Prayer**

5. **Proclamation Ceremonies**

   a. A Proclamation Declaring April 2024 as 'Child Abuse Prevention Month'

   b. A Proclamation Declaring April 7-13, 2024 as 'National Library Week'

   c. A Proclamation Declaring April 13-20 as the 'Week of the Young Child'™

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

7. **Reports**
   - Department Reports
   - City Manager Report
     - Lake Graham Water Level
     - Key Dates and Upcoming Events
     - City Hall Early Closure on April 22, 2024
     - Boards Update
     - Plug Power Payments Update
     - Project Status Report

8. **Consent Agenda.** All items listed on the Consent Agenda will be enacted on a single motion, second, and vote by the City Council, without additional consideration. 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.

   a. Approve the Minutes of the Regular Called meeting held on March 28, 2024.

   b. Approve a request from the Graham Church of God for the closure of Remington Street, from Colorado Street to Ohio Street, on Sunday, April 28, 2024, from 9:00 a.m. to 4:00 p.m., in support the annual 'Fenders and Forks' motorcycle and car show.

9. Consider and act to approve a request from Charlie Rogers to conduct turkey hunting on real property owned by the City in the vicinity of the Wastewater Treatment Plant.

10. Presentation of the City of Graham Audited Financial Statements, for the Fiscal Year ended September 30, 2023, by Valerie Halverson of MWH Group, a Professional Corporation (Wichita Falls, Texas).

11. Consider and act to approve and adopt, on **THIRD AND FINAL READING, Ordinance No. 1168,** amending Chapter 7 - 'Cemeteries', Article 2 - 'Markers, Monuments, and Curbing', Section 7-18 -'Requirements for Curbing', to provide for a prohibition on the emplacement of concrete curbing in Section J of Pioneer Cemetery.

12. Consider and act to approve, on **FIRST READING, Ordinance No. 1171,** amending Chapter 8 - 'City Lakes', Article 1 - 'In General', Section 8-27 -'Camping', to prohibit camping of any type in Kindley Park and to provide for amendment of camping regulations related to the disposal of trash.

13. Consider and act to approve, on **FIRST READING, Ordinance No. 1170,** amending Appendix 'A' - 'Zoning Ordinance', Part B, Article 1 - 'In General', Section 1 - 'Districts' and, Section 4.1 - 'Downtown Development District No.1', for the purpose of establishing a zoning classification for mixed-use Commercial/Residential zoning and further, zoning the entirety of Downtown Development District No. 1 as Commercial/Residential.

14. Consider and act to approve **Resolution No. 175** adopting the Declarations of Restrictive Covenants, Easements and Conditions for:

    a. Plat No. 6 (Lake Graham East Side – Lots 501R-529R); and

    b. Plat No. 6 (Northeast Lake Graham Subdivision Lots 530R-549R); and

    c. Plat No. 7 (Northeast Lake Graham Subdivision Lots 550R-594R); and

    d. Authorizing the City's Designated Agent to convey the aforesaid Declarations when conducting ownership transfer of tracts lying within the aforesaid plats of real property.

15. Consider and act to authorize the City Manager to negotiate and conclude a renewal of the Municipal Legal Services Agreement with Stephens and Myers (Graham, Texas), a Limited Liability Partnership, for legal administration of Lake Lots for the City of Graham.

16. Consider and act to authorize the City Manager to modify the policy for alcohol consumption on the Downtown Square.

17. Recess into Executive Session under the following provision of the Texas Local Government Code:

    **a. Sec. 551.071 – Consultations with Attorney**

    - Deliberations regarding contemplated litigation which may result from a claim against the City related to injuries sustained by a park patron; and

    **b. Sec. 551.072 – Deliberations about Real Property**

    - Deliberations regarding an offer from Shirley and David Stivers to purchase Lake Lot No. 190R; and

    - Deliberations regarding modification, renewal, or cancellation of a lease agreement on certain real property leased in support of the supply of ground water to the City; and

- Deliberations regarding lease rates for certain real property, owned by the City, located in the vicinity of Lake Graham.

**(Enter into Executive Session _____Time)**

**18.** Reconvene from Executive Session and take action, as required.

**(Exit from Executive Session _____Time)**

**19.** City Manager presentation of a proposed 'compressed work schedule' for certain City Departments.

**20.** Discussion regarding a request to create the position of 'Animal Control Officer/Assistant Code Enforcement Officer'.

**21.** City Manager presentation of the mid-Fiscal Year 2024 financial forecast.

**22.** City Manager presentation of updated options for Fiscal Year 2025 Cost of Living Adjustments.

**23.** Discussion regarding proposed future agenda items.

**24.** 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 5th day of April, 2024 at 4:35 p.m. and remained so posted continuously for at least 72 hours proceeding the scheduled time of meeting.

City of Graham

By: Carrie Kirchnick
for Marci Bueno, City Secretary

**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 the 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 _____ 2024 and satisfies the 72-hour posting requirement.