

**NOTICE OF PUBLIC MEETING  
CITY OF GRAHAM CITY COUNCIL  
DECEMBER 7, 2023 - 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 **DECEMBER 7, 2023, 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. 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.
  
- 6. Reports**
  - Department Reports
  - City Manager Report
    - o Lake Graham Water Level
    - o Key Dates and Upcoming Events
    - o Boards Update
    - o Update on Incident Recovery at the Water Treatment Plant
    - o Hotel Occupancy Tax Report
    - o Project Status Report

7. **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 November 9, 2023; and
  - b. Approve the Minutes of the Special Called meeting held on November 16, 2023; and
  - c. Authorize the City Secretary to post Notice of Deadline to File Application for Place on the Ballot for the May 4, 2024, General Election; and
  - d. Authorize the City Manager to order the closure of non-essential City facilities at 2:00 p.m., on Friday, December 22, 2023, in support of early release of employees for the Christmas holiday.
8. Consider and act to approve **Resolution No. 168** which authorizes the acceptance of donation of a certain Steinway Piano, valued at \$184,632, for the Graham Memorial Auditorium; and further noting that said donation is subject to certain terms and conditions as specified by the donor.
9. Presentation of the Sales Tax Report detailing sales tax revenue collected during September 2023.
10. Consider and act to authorize the City Manager to create the 'Water Treatment Plant Communications Infrastructure' project; and further, authorize the appropriation of \$43,150, from available fund balance in the Water Fund, for the funding of same.
11. Consider and act to approve **Resolution No. 167** which authorizes the creation of the Airport Layout Plan development project; and further, names City Manager Eric Garretty as the City's Designated Agent for said project.
12. Consider and act to approve a request from the Visit Graham Board of Directors to expand the number of Directors from six to seven.
13. Consider and act to approve a request from the Visit Graham Board of Directors to appoint Tommy Dies as a Director to said Board, for a term two-year, effective December 8, 2023.

14. Consider and act to ratify, amend, or overturn, a decision by the Library of Graham Advisory Board to retain and reshelve a certain book by Dr. Allison K. Rodgers (Author), Neon Squid (Author), and Annika Le Large (Illustrator), with ISBN No. 978-1684492848.
15. Consider and act to approve, on **FIRST READING, Ordinance No. 1161**, amending Appendix A, Article 2, Section 4.1 - 'Downtown Development District No. 1' of the Code of Ordinances (as amended), for the purpose of prohibiting the solicitation of: signatures, monetary donations, in-kind services, or goods, as part of an effort to promote the legalization of illegal substances, and/or endorse the use of illegal substances, in Downtown Development District No. 1; and further, noting that illegal substances are identified and defined in Chapter 481 of the Texas Health and Safety Code (also known as the Texas Controlled Substances Act).
16. Consider an act to approve and adopt **Ordinance No. 1162**, repealing Chapter 2 - 'Administration', Article 9 - 'Arena Board', of the Code of Ordinances, as amended, to resolve a conflict between the Code of Ordinances and a lease agreement currently in force; and further, waiving the requirement for three readings of this Ordinance.
17. Consider an act to approve on **FIRST READING, Ordinance No. 1163** amending Section 25-1-'Fees for water connections and meter installations, Section 25-13-'Water service charges-generally'; and Section 25-15 'Service fees and deposits for utility services', of the Code of Ordinances, as amended, for the purpose of increasing water tapping fees, resolving various conflicts between Sections, providing greater clarity regarding fees and charges for utility services.
18. City Manager presentation on the process for the handling of reimbursable funds, received by the City, in support of the Reclaimed Waterline capital project.
19. Discussion regarding proposed future agenda items.
20. Recess into Executive Session under the following provisions of the Texas Local Government Code:

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

- Deliberations regarding potential encroachment issues related to Lake Lots 1R-5R; and
- Deliberations regarding an offer from Chad and Jamie Land to purchase Lake Lot #559R; and

**(Enter into Executive Session \_\_\_\_\_ Time)**

21. Reconvene from Executive Session and take action, as required.

(Exit from Executive Session \_\_\_\_\_ Time)

22. 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 1st day of December, 2023 at 1:47pm and remained so posted continuously for at least 72 hours proceeding the scheduled time of meeting.



City of Graham

By: Marci Bueno  
Marci Bueno, City Secretary