

**REGULAR MEETING OF THE CANTON CITY COUNCIL
6:00 P.M., SEPTEMBER 20, 2016**

Canton City Hall
290 E. Tyler, Canton, Texas 75103

AGENDA

1. CALL MEETING TO ORDER AND DECLARE A QUORUM PRESENT
2. INVOCATION
3. PLEDGE OF ALLEGIANCE
4. MAYOR'S WELCOME
5. DECLARATIONS REGARDING CONFLICTS OF INTEREST
6. PROCLAMATIONS AND ANNOUNCEMENTS

CITIZENS FORUM

7. CITIZENS FORUM – CITIZENS ARE INVITED TO SPEAK FOR THREE MINUTES ON MATTERS RELATING TO CITY GOVERNMENT THAT ARE NOT LISTED ON THE REGULAR AGENDA

CONSENT AGENDA

8. CONSIDER APPROVAL OF MINUTES OF THE AUGUST 2, 16, 23 AND 30, 2016 CITY COUNCIL MEETINGS
9. CONSIDER APPROVAL OF AUGUST 2016 FINANCIAL STATEMENTS

INDIVIDUAL CONSIDERATION

10. CONSIDER REQUEST FROM VAN ZANDT VETERANS MEMORIAL GROUP FOR SOLICITOR'S PERMITS TO COLLECT DONATIONS AT THE INTERSECTION OF BUFFALO AND DALLAS STREETS ON OCTOBER 15, 2016, FOR THE VETERANS MEMORIAL
11. CONSIDER DRAINAGE ISSUE AT 590 W. HWY 243
12. CONSIDER COMPLIANCE BY OWNERS OF CODE ENFORCEMENT ISSUES CONCERNING THE MOUNTAIN
13. PUBLIC HEARING AND CONSIDER ADOPTION OF ORDINANCE NO. 2016-20 FOR SPECIFIC USE PERMIT FOR THE OPERATION OF A BED & BREAKFAST AT BUFFALO GIRLS HOTEL; MTN 1, LOT B-1, OPERATED BY SUSAN MATASSA, ON PROPERTY LOCATED AT 542 E. DALLAS (KNOWN AS THE MOUNTAIN), IN CANTON, TEXAS, ZONED FIRST MONDAY BUSINESS DISTRICT (FMB-A1), AND CURRENTLY OWNED BY CORRY DAVIS MARKETING, INC.

14. PUBLIC HEARING AND CONSIDER ADOPTION OF ORDINANCE NO. 2016-21 FOR SPECIFIC USE PERMIT FOR THE OPERATION OF A BED & BREAKFAST AT BUFFALO GIRLS HOTEL; MTN 1, LOT B-2, OPERATED BY SUSAN MATASSA, ON PROPERTY LOCATED AT 542 E. DALLAS (KNOWN AS THE MOUNTAIN), IN CANTON, TEXAS, ZONED FIRST MONDAY BUSINESS DISTRICT 6(FMB-A1), AND CURRENTLY OWNED BY CORRY DAVIS MARKETING, INC.
15. PUBLIC HEARING AND CONSIDER ADOPTION OF ORDINANCE NO. 2016-22 FOR SPECIFIC USE PERMIT FOR THE OPERATION OF A BED & BREAKFAST AT SILVER SPUR INN; MTN 2, LOT M34, ON YUKON VALLEY TRAIL OWNED BY LAWRENCE AND LINDA SIMPSON AND OPERATED BY DEBBIE AND RONNIE SHARP, ON PROPERTY LOCATED AT 542 E. DALLAS (KNOWN AS THE MOUNTAIN), IN CANTON, TEXAS, ZONED FIRST MONDAY BUSINESS DISTRICT (FMB-A1), AND CURRENTLY OWNED BY CORRY DAVIS MARKETING, INC.
16. PUBLIC HEARING AND CONSIDER ADOPTION OF ORDINANCE NO. 2016-23 FOR SPECIFIC USE PERMIT FOR THE OPERATION OF A BED & BREAKFAST AT SILVER SPUR INN; MTN 1, LOT L03, ON PALOMINO PASS OPERATED BY DEBBIE SHARP, ON PROPERTY LOCATED AT 542 E. DALLAS (KNOWN AS THE MOUNTAIN), IN CANTON, TEXAS, ZONED FIRST MONDAY BUSINESS DISTRICT (FMB-A1), AND CURRENTLY OWNED BY CORRY DAVIS MARKETING, INC.
17. PUBLIC HEARING AND CONSIDER ADOPTION OF ORDINANCE NO. 2016-24 FOR SPECIFIC USE PERMIT FOR THE OPERATION OF A BED & BREAKFAST AT SILVER SPUR INN; MTN 2, LOT M16, ON YUKON VALLEY TRAIL OPERATED BY DEBBIE SHARP, ON PROPERTY LOCATED AT 542 E. DALLAS (KNOWN AS THE MOUNTAIN), IN CANTON, TEXAS, ZONED FIRST MONDAY BUSINESS DISTRICT (FMB-A1), AND CURRENTLY OWNED BY CORRY DAVIS MARKETING, INC.
18. PUBLIC HEARING AND CONSIDER ADOPTION OF ORDINANCE NO. 2016-25 FOR SPECIFIC USE PERMIT FOR THE OPERATION OF A BED & BREAKFAST AT SILVER SPUR INN; MTN 1, LOT X01.5, ON HORSESHOE BEND OPERATED BY DEBBIE SHARP, ON PROPERTY LOCATED AT 542 E. DALLAS (KNOWN AS THE MOUNTAIN), IN CANTON, TEXAS, ZONED FIRST MONDAY BUSINESS DISTRICT (FMB-A1), AND CURRENTLY OWNED BY CORRY DAVIS MARKETING, INC.
19. PUBLIC HEARING AND CONSIDER ADOPTION OF ORDINANCE NO. 2016-26 FOR SPECIFIC USE PERMIT FOR THE OPERATION OF A BED & BREAKFAST AT SILVER SPUR INN; MTN 1, LOT J-10, ON HORSESHOE BEND OPERATED BY DEBBIE SHARP, ON PROPERTY LOCATED AT 542 E. DALLAS (KNOWN AS THE MOUNTAIN), IN CANTON, TEXAS, ZONED FIRST MONDAY BUSINESS DISTRICT (FMB-A1), AND CURRENTLY OWNED BY CORRY DAVIS MARKETING, INC.
20. PUBLIC HEARING AND CONSIDER ADOPTION OF ORDINANCE NO. 2016-27 FOR SPECIFIC USE PERMIT FOR THE OPERATION OF A BED & BREAKFAST AT SILVER SPUR INN; MTN 1, LOT Y3, ON ROSE GARDEN LANE OPERATED BY DEBBIE SHARP, ON PROPERTY LOCATED AT 542 E. DALLAS (KNOWN AS THE MOUNTAIN), IN CANTON, TEXAS, ZONED FIRST MONDAY BUSINESS DISTRICT (FMB-A1), AND CURRENTLY OWNED BY CORRY DAVIS MARKETING, INC.

21. PUBLIC HEARING AND CONSIDER ADOPTION OF ORDINANCE NO. 2016-28 FOR SPECIFIC USE PERMIT FOR THE OPERATION OF A BED & BREAKFAST AT SILVER SPUR INN; MTN 1, LOT F15, ON WAGON TRACKS TRAIL OPERATED BY DEBBIE SHARP, ON PROPERTY LOCATED AT 542 E. DALLAS (KNOWN AS THE MOUNTAIN), IN CANTON, TEXAS, ZONED FIRST MONDAY BUSINESS DISTRICT (FMB-A1), AND CURRENTLY OWNED BY CORRY DAVIS MARKETING, INC.
22. PUBLIC HEARING AND CONSIDER ADOPTION OF ORDINANCE NO. 2016-29 FOR SPECIFIC USE PERMIT FOR THE OPERATION OF A BED & BREAKFAST AT SILVER SPUR INN; MTN 1, LOT L08, ON PALOMINO PASS OPERATED BY DEBBIE SHARP, ON PROPERTY LOCATED AT 542 E. DALLAS (KNOWN AS THE MOUNTAIN), IN CANTON, TEXAS, ZONED FIRST MONDAY BUSINESS DISTRICT (FMB-A1), AND CURRENTLY OWNED BY CORRY DAVIS MARKETING, INC.
23. PUBLIC HEARING AND CONSIDER ADOPTION OF ORDINANCE NO. 2016-30 FOR SPECIFIC USE PERMIT FOR THE OPERATION OF A BED & BREAKFAST AT SILVER SPUR INN; MTN 1, LOT R16, ON HORSESHOE BEND OPERATED BY DEBBIE SHARP, ON PROPERTY LOCATED AT 542 E. DALLAS (KNOWN AS THE MOUNTAIN), IN CANTON, TEXAS, ZONED FIRST MONDAY BUSINESS DISTRICT (FMB-A1), AND CURRENTLY OWNED BY CORRY DAVIS MARKETING, INC.
24. PUBLIC HEARING AND CONSIDER ADOPTION OF ORDINANCE NO. 2016-31 FOR SPECIFIC USE PERMIT FOR THE OPERATION OF A BED & BREAKFAST AT CIRCLE THE WAGONS MINISTRIES B&B; MTN 1, LOT B07, ON THE BOARDWALK OFF RED RIVER ROAD OPERATED BY LAWRENCE AND LINDA SIMPSON, ON PROPERTY LOCATED AT 542 E. DALLAS (KNOWN AS THE MOUNTAIN), IN CANTON, TEXAS, ZONED FIRST MONDAY BUSINESS DISTRICT (FMB-A1), AND CURRENTLY OWNED BY CORRY DAVIS MARKETING, INC.
25. CONSIDER ADOPTION OF ORDINANCE NO. 2016-13 CHANGING THE USES AND ATTRIBUTES OF THE FIRST MONDAY BUSINESS ZONING CLASSIFICATION IN 1985 ZONING ORDINANCE
26. CITY MANAGEMENT REPORTS
 - A. FIRST MONDAY
 - B. FINANCIAL REPORT
 - C. NEW BUILDING FOR POLICE DEPARTMENT
 - D. PARKS
 - E. CODE ENFORCEMENT MATTERS
 - F. HOLLON ANNEXATION
 - G. OTHER ITEMS
27. CONSIDER DESIGN, CONSTRUCTION AND FINANCING OF PROJECTS INCLUDING, BUT NOT LIMITED TO, STREETS AND UTILITIES, IMPROVEMENTS TO FIRST MONDAY GROUNDS, AND NEW CITY HALL
28. CONSIDER CONTINUATION OF HILLCREST CEMETERY COMMITTEE

29. CONSIDER ADOPTION OF RESOLUTION NO. 2016-15 APPROVING CEDC SALE AND CONVEYANCE OF AN APPROXIMATELY 0.54 ACRE TRACT OF LAND LOCATED WITHIN THE DAVID TOWNS SURVEY, ABST. NO. 845, CITY OF CANTON
30. CONSIDER AMENDMENTS TO ANIMAL CONTROL ORDINANCE
31. DISCUSS PENALTIES FOR ABANDONMENT OF ANIMALS WITHIN CITY LIMITS
32. CONSIDER REPLACEMENT OR REPAIR TO EXISTING TENNIS COURTS AT OLD KAUFMAN PARK

EXECUTIVE SESSION

In accordance with the authority contained in Sections 551.071 of the Open Meetings Law, Chapter 551, Govt. Code, Vernon's Texas Codes Annotated, Council will convene in closed or executive session to discuss the following matters.

33. EXECUTIVE SESSION FOR CONSULTATION WITH ATTORNEY REGARDING EXISTING OR POTENTIAL LITIGATION (Section 551.071)
 - a. *Johnson v. City of Canton*, Cause No. 6:15CV1140, Eastern District of Texas
 - b. *Stephens vs. City of Canton*, Cause No. 14-288; 294th District Court, Van Zandt County
 - c. *Henry Lewis v. Jane Cox, Joe Groves and the City of Canton*; Cause No. 16-00043, 294th District Court, Van Zandt County
34. EXECUTIVE SESSION PURSUANT TO SECTION 551.071 OF THE TEXAS GOVERNMENT CODE TO RECEIVE LEGAL ADVICE FROM THE CITY ATTORNEY CONCERNING PROPERTY GENERALLY LOCATED IN THE Q.C. NUGENT SURVEY, ABSTRACT NO. 618 AND D. TOWNS SURVEY, ABSTRACT NO. 845 AND GENERALLY LOCATED AT 542 E. DALLAS, CANTON, TEXAS, AND COMMONLY REFERRED TO AS OLD MILL MARKETPLACE AND "THE MOUNTAIN"

RETURN TO OPEN SESSION

35. RECONVENE TO OPEN SESSION AND CONSIDER ACTION, IF ANY, ON ITEMS DISCUSSED IN EXECUTIVE SESSION
36. ITEMS FOR FUTURE AGENDAS
37. ADJOURN

The Council may vote and/or act upon each of the items listed in this Agenda. The Council may retire into executive session concerning any of the items listed on this Agenda, whenever it is considered necessary and legally justified under the Open Meetings Act.

The City of Canton City Hall is wheelchair accessible. Persons with disabilities who plan to attend this meeting and who may need assistance should contact the City Secretary 48 hours prior to this meeting at (903) 567-1841 so that appropriate arrangements may be made.

I, Debra Johnson, do hereby certify this Notice was posted at the glass front entry of Canton City Office Complex (City Secretary's Office), on September _____, 2016, at _____ p.m.

ATTEST:

Debra Johnson, City Secretary

Removed this the _____ day of September, 2016, at _____ .m.

Debra Johnson, City Secretary