

**REGULAR MEETING OF THE CANTON CITY COUNCIL
6:00 P.M, MAY 18, 2021**

Canton City Hall
201 N. Buffalo, 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
 - A. PRESENTATION TO RECIPIENTS OF SANITATION SOLUTIONS SCHOLARSHIPS
 - B. PRESENTATION TO RECIPIENTS OF CITY OF CANTON FIRST MONDAY SCHOLARSHIP AND RAYFORD HUTCHERSON MEMORIAL SCHOLARSHIP

CITIZENS FORUM

7. CITIZENS FORUM – CITIZENS ARE INVITED TO SPEAK ON MATTERS RELATING TO CITY GOVERNMENT
8. ISSUE CERTIFICATES OF ELECTION, ADMINISTER STATEMENTS OF ELECTED OFFICER AND OATH OF OFFICE TO NEWLY ELECTED COUNCILMEMBERS

CONSENT AGENDA

9. CONSIDER APPROVAL OF FINANCIAL REPORTS FOR MARCH 2021
10. CONSIDER APPROVAL OF MINUTES FOR APRIL 20, 2021, CITY COUNCIL MEETING
11. CONSIDER APPOINTMENTS OF KIMBERLY KROHA, AMY GEORGE AND JAN ADAMSON TO THE PLANNING & ZONING COMMISSION
12. CONSIDER APPOINTMENTS OF TERRICA STOWELL, CANDICE BENSON, BETSEY MCCARTY AND LINDA BOSTON TO THE BOARD OF ADJUSTMENT
13. CONSIDER APPOINTMENTS TO THE CANTON ECONOMIC DEVELOPMENT BOARD
14. CONSIDER ADOPTION OF RESOLUTION NO. 2021-14 FINDING THAT ONCOR ELECTRIC DELIVERY COMPANY LLC'S APPLICATION FOR APPROVAL TO AMEND ITS DISTRIBUTION COST RECOVERY FACTOR TO INCREASE DISTRIBUTION

RATES WITHIN THE CITY SHOULD BE DENIED; AUTHORIZING PARTICIPATION WITH OCSC; AUTHORIZING THE HIRING OF LEGAL COUNSEL AND CONSULTING SERVICES; FINDING THAT THE CITY'S REASONABLE RATE CASE EXPENSES SHALL BE REIMBURSED BY THE COMPANY; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNCIL

15. CONSIDER ADOPTION OF RESOLUTION NO. 2021-16 ADOPTING THE CITY'S INVESTMENT POLICY

INDIVIDUAL CONSIDERATION

16. PUBLIC HEARING AND CONSIDER ADOPTION OF ORDINANCE NO. 2021-8 GRANTING A SPECIFIC USE PERMIT TO ABSOLUTE MOBILE RV FOR A RECREATIONAL VEHICLE SERVICE/SALES BUSINESS AT 18049 I-20 ON PROPERTY CURRENTLY OWNED BY DON PIERSON
17. CONSIDER GRANTING SOLICITOR PERMIT APPLICATION FROM MASTERCRAFT ENTERPRISES, INC. (DBA MASTERCRAFT ROOFING & CONSTRUCTION) FOR A DOOR-TO-DOOR SOLICITATION PERMIT WITHIN THE CITY OF CANTON
18. CONSIDER APPOINTMENT OF MAYOR PRO TEM
19. DISCUSS AND CONSIDER AMENDED FIRST MONDAY CONTRACT FOR CIVIC CENTER EVENTS
20. CITY MANAGEMENT REPORTS
 - A. FIRST MONDAY
 - B. MARKETING
 - C. OTHER ITEMS

EXECUTIVE SESSION

In accordance with the authority contained in the Texas Government Code, Chapter 551, including but not limited to, Sections 551.071, 551.072, 551.074 and 551.087. Council will convene in closed or executive session to discuss the following matters.

21. EXECUTIVE SESSION FOR DELIBERATIONS REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS (Section 551.087) REGARDING THE FOLLOWING:

Section 551.087 – to deliberate commercial or financial information the CEDC has received from a business prospect, and to deliberate the offer of a financial or other incentive for Project Bluegreen Development, Moe's Pizza, Inc. and other business prospects, including but not limited to, a mixed-use development project, a local business retention and expansion project, a local capital investment project, a downtown retail rent subsidy prospect, and recruitment of new commercial, industrial, retail, restaurant, hospitality, and family entertainment prospects.

22. EXECUTIVE SESSION FOR DELIBERATIONS REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS (Section 551.087) REGARDING THE FOLLOWING:

To deliberate the offer of a financial or other incentive for Kaufman Development and/or Mitchell Kaufman for the construction of a housing subdivision within the city limits

23. EXECUTIVE SESSION FOR CONSULTATION WITH ATTORNEY REGARDING EXISTING OR POTENTIAL LITIGATION (Section 551.071) REGARDING ONGOING LITIGATION INVOLVING CITY OF CANTON VS. JERRY L. HARRELL, CAUSE NO. 20-00121, PENDING IN THE 294TH JUDICIAL DISTRICT COURT OF VAN ZANDT COUNTY; AND DUSTIN REYNOLDS VS. MICHAEL KING ET AL, CAUSE NO. 4:20-CV-691, IN THE U.S. DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS
24. EXECUTIVE SESSION FOR CONSULTATION WITH ATTORNEY (Section 551.071)
25. EXECUTIVE SESSION FOR DELIBERATIONS REGARDING POTENTIAL PURCHASE OF REAL PROPERTY (Section 551.072)

RETURN TO OPEN SESSION

26. CONDUCT FIRST READING AND DISCUSSION OF RESOLUTION NO. 2021-17 APPROVING AND AUTHORIZING A CHAPTER 380 ECONOMIC DEVELOPMENT PROGRAM AGREEMENT AND PERFORMANCE AGREEMENT BY AND BETWEEN THE CITY OF CANTON, CANTON ECONOMIC DEVELOPMENT CORPORATION, AND HBIC, LLC REGARDING BLUEGREEN DEVELOPMENT PROJECT.
27. CONDUCT SECOND READING AND CONSIDER APPROVAL OF RESOLUTION NO. 2021-17 APPROVING AND AUTHORIZING A CHAPTER 380 ECONOMIC DEVELOPMENT PROGRAM AGREEMENT AND PERFORMANCE AGREEMENT BY AND BETWEEN THE CITY OF CANTON, CANTON ECONOMIC DEVELOPMENT CORPORATION, AND HBIC, LLC REGARDING BLUEGREEN DEVELOPMENT PROJECT.
28. CONSIDER APPROVAL OF DEVELOPMENT AGREEMENT BETWEEN CITY OF CANTON AND HBIC, LLC. ON APPROXIMATELY 20.006 ACRES OF LAND IN THE Q.C. NUGENT SURVEY, A-618, VAN ZANDT COUNTY, TEXAS, OWNED BY BETTY WILKERSON, EDWARD DEARING, DORIS BUTLER, AND THE ESTATE OF JOYCE CRABTREE
29. CONSIDER ADOPTION OF ORDINANCE NO. 2021-2 ANNEXING APPROXIMATELY 20.006 ACRES OF LAND IN THE Q.C. NUGENT SURVEY, A-618, VAN ZANDT COUNTY, TEXAS, OWNED BY BETTY WILKERSON, EDWARD DEARING, DORIS BUTLER, AND THE ESTATE OF JOYCE CRABTREE
30. PUBLIC HEARING AND CONSIDER ADOPTION OF ORDINANCE NO. 2021-3 GRANTING A ZONING CHANGE FROM RURAL AGRICULTURAL (RA) DISTRICT TO A PLANNED DEVELOPMENT (PD) DISTRICT ON THAT APPROXIMATELY 20.006 ACRE TRACT OF LAND IN THE Q.C. NUGENT SURVEY, A-618, LOCATED IN THE NORTHEAST CORNER OF THE INTERSECTION OF HWY 19 AND I-20, CURRENTLY UNDER CONSIDERATION FOR ANNEXATION INTO THE CITY OF CANTON, TEXAS,

CURRENTLY OWNED BY EDWARD DEARING, BETTY WILKERSON, DORIS BUTLER, AND THE ESTATE OF JOYCE CRABTREE

31. CONDUCT FIRST READING AND DISCUSSION RESOLUTION NO. 2021-15 APPROVING AND AUTHORIZING A PERFORMANCE AGREEMENT BETWEEN CANTON ECONOMIC DEVELOPMENT CORPORATION AND MOE'S PIZZA, INC.
32. CONDUCT SECOND READING AND CONSIDER ADOPTION OF RESOLUTION NO. 2021-15 APPROVING AND AUTHORIZING A PERFORMANCE AGREEMENT BETWEEN CANTON ECONOMIC DEVELOPMENT CORPORATION AND MOE'S PIZZA, INC.
33. ITEMS FOR FUTURE AGENDAS
34. ADJOURN

The Council may vote and/or act upon each of the items listed in this Agenda.

The City Council reserves the right to meet in Executive Session closed to the public at any time in the course of this meeting to discuss matters listed on the agenda, as authorized by the Texas Open Meetings Act, Texas Government Code, Chapter 551, including 551.071 (private consultation with the attorney for the City); 551.072 (discussing purchase, exchange, lease or value of real property); 551.074 (discussing personnel or to hear complaints against personnel); and 551.087 (discussing economic development negotiations). Any decision held on such matters will be taken or conducted in Open Session following the conclusion of the Executive Session.

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 Canton City Hall bulletin board, on May 12, 2021, at 4:30 p.m.

ATTEST:


Debra Johnson, City Secretary

Removed this the _____ day of May, 2021, at _____ .m.

Debra Johnson, City Secretary