



# REGULAR CITY COUNCIL MEETING MONDAY, MAY 6, 2019 at 6:30 P.M.

KRUM CITY HALL – 146 W. McCART STREET

**Ronald G. Harris, Jr., Mayor**  
**Austin Petersen, Councilmember - Pl. 1**  
**Melynda Rivers, Councilmember - Pl. 3**  
**Trey Sargent, Assistant City Attorney**

**Rhonda Harrison, Mayor Pro Tem - Pl. 2**  
**Toby L. Lawrence, Councilmember – Pl. 4**  
**Mike Strand, Councilmember - Pl. 5**  
**Andrea Dzioba, City Secretary**

## MINUTES

### A. CALL TO ORDER

Mayor Pro Tem Rhonda Harrison called the meeting to order at 6:32 p.m.

### B. QUORUM PRESENT

Those present were Mayor Pro Tem Rhonda Harrison, Councilmembers Toby L. Lawrence, Melynda Rivers, Austin Petersen, and Mike Strand. Mayor Ronald G. Harris, Jr. was absent. Also present were Fire Chief Ken Swindle; Fire Captain Adam North; Police Chief Terry Hargis; Public Works Director Devon Kennedy; Development Services Director Tom Elgin; Library Director Donna Pierce; Assistant City Attorney Trey Sargent; and City Secretary Andrea Dzioba.

### C. INVOCATION/PLEDGE OF ALLEGIANCE

Mayor Pro Tem Harrison led the pledges to the United States Flag and the Texas Flag.

The invocation was given by Councilmember Toby Lawrence.

### D. CITIZEN'S AGENDA:

In accordance with the Open Meetings Act, Council is prohibited from acting on or discussing (other than factual responses to specific questions) any items brought before them at this time. Per City of Krum Ordinance #0034-09-2006 each and every citizen who wishes to address the council shall be afforded three (3) minutes.

Mr. Lee King, 499 N. Third, addressed the City Council about water flooding sidewalk on Third Street along FM 1173.

Mr. John Moore, 155 W. Overly Drive, Apt. 1506, Lake Dallas, Texas 75065, addressed the City Council about voluntary employee benefits – LegalShield and IDShield.

### E. PRESENTATION / DISCUSSION

#### 1. Presentation – Children's Advocacy Center of Denton County – Troy Hamm

Mr. Troy Hamm made a presentation regarding the Children's Advocacy Center of Denton County and thanked the City of Krum for its continued support.

#### 2. Proclamation – "Motorcycle Safety and Awareness Month"

No one was on-hand to receive the proclamation related to "Motorcycle Safety and Awareness Month."

#### 3. Proclamation – "Children's Mental Health Awareness Day"

Mayor Pro Tem Rhonda Harrison read the proclamation and presented it to Ms. Alisa Quimby, Program Coordinator of United Way of Denton.

**4. Proclamations – Eagle Scouts**

Mayor Pro Tem Rhonda Harrison read the proclamations and presented them to Jonathan Drew Russell and Zachary Ryan Russell.

**5. Proclamation – “Police Week”**

Mayor Pro Tem Rhonda Harrison read the proclamation and presented it to Police Chief Terry Hargis.

**6. Proclamation – “Emergency Medical Services (EMS) Week”**

Fire Captain Adam North introduced the new Firefighter/EMT Ronnie Gentry. Mayor Pro Tem Rhonda Harrison read the proclamation and presented it to Fire Captain Adam North.

**7. Discussion – City of Krum entry/gateway signs**

A brief discussion was held by the City Council. Councilmember Mike Strand will draft a letter to the landowner.

**8. Discussion – Job descriptions and employee evaluations**

A brief discussion was held. City Secretary/Human Resources Director Andrea Dzioba will provide the remaining two department head job descriptions and then work on job descriptions for the remaining positions.

**F. CONSENT AGENDA:** All matters listed under the Consent Agenda are considered to be routine and will be enacted in one motion. If discussion is desired by the Mayor or a Councilmember then that item will be removed from the Consent Agenda and will be considered separately.

**9. Consider and take action on approval of a RESOLUTION OF THE CITY OF KRUM, TEXAS FINDING THAT ONCOR ELECTRIC DELIVERY COMPANY LLC’S APPLICATION FOR APPROVAL TO AMEND ITS DISTRIBUTION COST RECOVERY FACTOR PURSUANT TO 16 TEX. ADMIN. CODE § 25.243 TO INCREASE DISTRIBUTION RATES WITHIN THE CITY SHOULD BE DENIED; 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 COUNSEL.**

Councilmember Strand requested that Item #10 be considered separately.

Councilmember Lawrence made a motion to approve the consent agenda Item #9 with a second by Councilmember Rivers.

The following votes were cast:

Ayes: Lawrence, Rivers, Petersen, Strand  
Nays: None  
Abstain: Harrison  
Absent: None

The motion carried.

**10. Consider and take action on approval of the Krum Public Library Long Range Plan, Fiscal Year 2019-2024.**

Councilmember Strand inquired as to whether the long range plan was binding. Library Director Donna Pierce advised that it wasn't. A brief discussion was held by the City Council.

Councilmember Rivers made a motion to approve the consent agenda Item #10 with a second by Councilmember Petersen.

The following votes were cast:

Ayes: Lawrence, Rivers, Petersen, Strand  
Nays: None  
Abstain: Harrison  
Absent: None

The motion carried.

## G. REGULAR AGENDA ITEMS

- 11. Discuss, consider and take action on a sign ordinance variance for AccessBank Texas located at 1020 East McCart Street. Owner: AccessBank Texas. Applicant: Jim Chappel, Comet Signs, LLC. Case: SNV-2019-01.**

Development Services Director Tom Elgin provided information related to the proposed sign ordinance variance for AccessBank Texas. Discussion was held by the City Council.

Councilmember Lawrence made a motion to approve the applicant's sign variances as requested with a second by Councilmember Rivers.

The following votes were cast:

Ayes: Lawrence, Rivers, Petersen, Strand  
Nays: None  
Abstain: Harrison  
Absent: None

The motion carried.

- 12. Discuss consider and take action on an ORDINANCE OF THE CITY OF KRUM, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF KRUM, CHAPTER 2 ANIMAL CONTROL, ARTICLE 2.01 GENERAL PROVISIONS BY AMENDING SECTION 2.01.011 LIMITATION ON NUMBER OF DOGS AND CATS; PROVIDING FOR INCORPORATION OF PREMISES; PROVIDING FOR FINDINGS; PROVIDING FOR AMENDMENT; PROVIDING FOR A CUMULATIVE REPEALER CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION; PROVIDING FOR ENGROSSMENT AND ENROLLMENT; AND PROVIDING AN EFFECTIVE DATE.**

Extensive discussion was held by the City Council. Sec. 2.01.011 Limitation on number of dogs and cats was amended as follows:

"(a) It shall be unlawful for any person to keep, maintain, or shelter more than 4 dogs on any lot within the City.

(b) It shall be unlawful for any person to keep, maintain, or shelter a combination of more than 6 dogs and cats on any lot within the City.

(c) A litter of cats or dogs born within the City shall not count against the limits herein until their age exceeds 90 days.

(d) All dogs and cats must be vaccinated for rabies in accordance with State Law.

(e) The limitations of this section do not apply to dogs or cats kept upon the business premises of any veterinarian, kennel, animal shelter, pet shop, nonprofit animal welfare organization group, or scientific research institution located in a zoning district zoned for such use."

Councilmember Lawrence made a motion to approve an ORDINANCE OF THE CITY OF KRUM, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF KRUM, CHAPTER 2 ANIMAL CONTROL, ARTICLE 2.01 GENERAL PROVISIONS BY AMENDING SECTION 2.01.011 LIMITATION ON NUMBER OF DOGS AND CATS; PROVIDING FOR INCORPORATION OF PREMISES; PROVIDING FOR FINDINGS; PROVIDING FOR AMENDMENT; PROVIDING FOR A CUMULATIVE REPEALER CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION; PROVIDING FOR ENGROSSMENT AND ENROLLMENT; AND PROVIDING AN EFFECTIVE DATE with a second by Councilmember Rivers.

The following votes were cast:

Ayes: Lawrence, Rivers, Petersen, Strand  
Nays: None  
Abstain: Harrison  
Absent: None

The motion carried.

**13. Discuss, consider and take action on approval of the purchase and/or repair of a submersible pump for the Wastewater Treatment Plant.**

Public Works Director Devon Kennedy provided information related to the need to purchase and/or repair a submersible pump for the Wastewater Treatment Plant. Discussion was held by the City Council. Direction was provided about purchasing a new one and possibly rebuilding the failed one and bring that information back to the City Council at a later date for their consideration.

Councilmember Lawrence made a motion to approve the purchase of a submersible pump for the Wastewater Treatment Plant with a second by Councilmember Rivers.

The following votes were cast:

Ayes: Lawrence, Rivers, Petersen, Strand  
Nays: None  
Abstain: Harrison  
Absent: None

The motion carried.

**14. Discuss, consider and take action on approval of an additional full-time Firefighter-Paramedic position for the Krum Fire Department.**

Fire Chief Ken Swindle provided information to the City Council related to the Fire Department's need for an additional full-time Firefighter-Paramedic position for the Krum Fire Department. Discussion was held by the City Council.

Councilmember Strand made a motion to approve an additional full-time Firefighter-Paramedic position for the Krum Fire Department with a second by Councilmember Lawrence.

The following votes were cast:

Ayes: Lawrence, Rivers, Petersen, Strand  
Nays: None  
Abstain: Harrison  
Absent: None

The motion carried.

**15. Discuss, consider and take action on creating a Human Resources position.**

Mayor Pro Tem Rhonda Harrison opened the agenda item for discussion. Extensive discussion was held by the City Council related to what title and duties might be considered.

Councilmember Rivers made a motion to create a Human Resources Coordinator position. The motion died for lack of a second.

No action was taken. The City Council would like to continue discussion related to duties, salary ranges, etc. next month.

**16. Discuss, consider and take action on selecting two (2) Councilmembers to conduct interviews of Finance Director applicants.**

City Secretary/Human Resources Director Andrea Dzioba provided information related to the applications that have been received related to the advertisement for the Finance Director position. Discussion was held by the City Council.

Councilmember Lawrence made a motion for Councilmembers Austin Petersen and Mike Strand to conduct interviews of Finance Director applicants with a second by Councilmember Rivers.

The following votes were cast:

Ayes:	Lawrence, Rivers, Petersen, Strand
Nays:	None
Abstain:	Harrison
Absent:	None

The motion carried.

**H. EXECUTIVE SESSION**

**17. After determining a quorum is present, the City Council will convene in executive session pursuant to Texas Government Code, Section 551.074 – Deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.**

- a. City Administrator
- b. Finance Director

**After determining a quorum is present, the City Council will reconvene into regular session and take any action necessary pursuant to Texas Government Code Section 551.074.**

**Adjourn into Open Meeting.**

**Action on Executive Session Items 17a and 17b if necessary.**

The City Council did not convene into executive session.

Pursuant to the Open Meetings Act, Chapter 551, Texas Government Code, Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations Regarding Real Property), 551.074 (Deliberations Regarding the Appointment, Duties, Discipline or Termination of Personnel) and 551.087 (Deliberation Regarding Economic Development Negotiations). Executive Session may be held under these exceptions and at any time during the meeting that a need arises for the City Council to seek advice from the City Attorney as to the posted subject matter of this City Council Meeting.

**I. FUTURE AGENDA ITEMS**

The City Council would like to have the following items on the next City Council agenda: human resources position; a member from City Council to serve on the Park Development Corporation; and a general discussion about Parks.

**J. ADJOURN**

The meeting adjourned at 8:20p.m.

**APPROVED:**

  
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Ronald G. Harris, Jr., Mayor

  
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Andrea Dzioba, City Secretary