



REGULAR CITY COUNCIL MEETING MONDAY, OCTOBER 3, 2016 at 6:30 P.M.

KRUM CITY HALL – 146 W. McCART STREET

Ronald G. Harris, Jr., Mayor
Austin Petersen, Councilmember - PI.1
Justin Diviney, Councilmember - PI.3
Lance Vanzant, City Attorney

Rhonda Harrison, Councilmember - PI.2
Cindy Daughhettee, Councilmember – PI. 4
Mike Strand, Councilmember - PI.5
Andrea Dzioba, City Secretary

MINUTES

A. CALL TO ORDER

Mayor Ronald G. Harris, Jr. called the meeting to order at 6:32 p.m.

B. QUORUM PRESENT

Those present were Mayor Ronald G. Harris, Jr., Councilmembers Austin Petersen, Rhonda Harrison, Justin Diviney, and Mike Strand. Councilmember Cindy Daughhettee was absent. Also present were Police Chief Terry Hargis; Fire Chief Ken Swindle; Finance Director Shelly Neckar; Library Director Donna Pierce; Assistant City Attorney Trey Sargent (arrived at 7:05 p.m.); and City Secretary Andrea Dzioba.

C. INVOCATION/PLEDGE OF ALLEGIANCE

Mayor Ronald G. Harris, Jr. led the pledges to the United States Flag and the Texas Flag.

The invocation was given by Councilmember Rhonda Harrison.

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.

No one spoke under the Citizen's Agenda.

Items appear in the order in which they were considered but retain original numbers as listed on the posted agenda.

E. PRESENTATION

1. Mayor's Update

Mayor Harris advised that he believes that Public Works has been cleaning up gravel, repairing potholes, and fixing leaks. The dedication for the Fire Station and Library will be held on November 12, 2016 and everyone is invited. Mayor Harris advised that he will be meeting with Commissioner Eads on October 28, 2016.

2. Discussion – August 2016 Financials

Mayor Ronald G. Harris, Jr. opened the discussion item. There were no questions or discussion.

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.

3. **Consider and take action to accept the resignation of Matt Guest from the Krum Park Advisory Board and the Krum Park Development Corporation.**
4. **Consider and take action to appoint Patsy Phillips to the Krum Park Development Corporation.**
5. **Consider and take action on a RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KRUM, TEXAS, ESTABLISHING THAT THE CHRISTMAS PARADE ON DECEMBER 3, 2016 SERVES A PUBLIC PURPOSE AND AUTHORIZING ENTERING INTO AN AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE CLOSURE OF PORTIONS OF FM 1173 IN THE CITY LIMITS OF THE CITY OF KRUM, TEXAS.**
6. **Consider and take action on a RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KRUM, TEXAS, ESTABLISHING THAT HOLIDAY SIGNAGE INSTALLED ON OR AROUND DECEMBER 1, 2016 SERVES A PUBLIC PURPOSE AND AUTHORIZING ENTERING INTO AN AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE INSTALLATION OF THAT SIGNAGE IN THE CITY LIMITS OF THE CITY OF KRUM, TEXAS.**
7. **Consider and take action on an ORDINANCE OF THE CITY OF KRUM, TEXAS DESIGNATING THE OFFICIAL NEWSPAPER FOR THE CITY OF KRUM FOR FISCAL YEAR 2016-2017 AND REPEALING ALL ORDINANCES OR RESOLUTIONS IN CONFLICT THEREWITH, PROVIDING FOR SEVERABILITY; PROVIDING FOR ENGROSSMENT AND ENROLLMENT; AND PROVIDING AN EFFECTIVE DATE.**
8. **Consider and take action to approve an Interlocal Cooperation Agreement with Denton County for Public Safety Application Support and Maintenance for the Krum Police Department and authorize the Mayor to execute all contract documents regarding same on behalf of the City of Krum.**
9. **Consider and take action to approve an Interlocal Cooperation Agreement with Denton County for Public Safety Application Support and Maintenance for the Krum Fire Department and authorize the Mayor to execute all contract documents regarding same on behalf of the City of Krum.**

Councilmember Diviney made a motion to approve the consent agenda as presented with a second by Councilmember Harrison.

The following votes were cast:

Ayes: Petersen, Harrison, Diviney, Strand
Nays: None
Absent: Daughhetee

The motion carried unanimously.

G. REGULAR AGENDA ITEMS

10. **Presentation from Freese and Nichols, and discussion and direction on water and waste water master plans, water and waste water capital improvement plans, water and waste water impact fee studies, water rate study, and related water and waste water infrastructure planning and projects.**

A presentation was made by Freese and Nichols by Amy Kaarlela, P.H., Ron King, P.E., and Mazen Kawasmi, P.E. related to the water and waste water master plans, water and waste water capital improvement plans, water and waste water impact fee studies, water rate study, and related water and wastewater infrastructure planning and projects.

Discussion was held by the City Council. Freese and Nichols will move forward with working on the plans and studies discussed.

11. **Discuss, consider and take action on approval of a Final Plat of Lot 1, Block A, The Retreat at Krum, said 9.97 acre tract of land being generally located on the west side of Hopkins Road approximately 500 feet north of E. McCart Street / FM 1173, and known as Tract 31C in the Charles Despallier Survey, Abstract No. 370, City of Krum, Denton County, Texas. Owner: Antrim Properties of Texas, Inc. Applicant: Crannell, Crannell & Martin Engineering Corporation. Case: FPT-2016-01.**

City Planner Tom Elgin provided an introduction to a Final Plat of Lot 1, Block A, The Retreat at Krum, said 9.97 acre tract of land being generally located on the west side of Hopkins Road approximately 500 feet north of E. McCart Street / FM 1173, and known as Tract 31C in the Charles Despallier Survey, Abstract No. 370.

Councilmember Diviney made a motion to approve the final plat of Lot 1, Block A. The Retreat at Krum, subject to staff approval of the civil engineering plans with a second by Councilmembers Harrison and Strand.

The following votes were cast:

Ayes: Petersen, Harrison, Diviney, Strand
Nays: None
Absent: Daughetee

The motion carried unanimously.

12. **Hold a Public Hearing on an ordinance of the City of Krum amending the official zoning map for the City by changing the zoning for a tract of land to wit: a 0.40 acre tract of land situated in the Charles Despallier Survey, Abstract No. 370, City of Krum, Denton County, Texas, and more commonly known as Lots 18 and 19, Block 19, of the Old Town Krum Addition, by changing the zoning from Commercial (C) to Light Industrial (LI). Owner & Applicant: City of Krum. Case: ZON-2016-05.**

Mayor Ronald G. Harris, Jr. opened Items No. 12 and 13. City Planner Tom Elgin provided an overview related to the amending the official zoning map for the City by changing the zoning for a tract of land to wit: a 0.40 acre tract of land situated in the Charles Despallier Survey, Abstract No. 370, City of Krum, Denton County, Texas, and more commonly known as Lots 18 and 19, Block 19, of the Old Town Krum Addition, by changing the zoning from Commercial (C) to Light Industrial (LI).

Mayor Ronald G. Harris, Jr. opened the public hearing at 7:20 p.m.

No one spoke during the public hearing. A brief discussion was held by the City Council.

Mayor Harris closed the public hearing at 7:25 p.m.

- 13. Discuss, consider and take action approving an ordinance of the City of Krum amending the official zoning map for the City by changing the zoning for a tract of land to wit: a 0.40 acre tract of land situated in the Charles Despallier Survey, Abstract No. 370, City of Krum, Denton County, Texas, and more commonly known as Lots 18 and 19, Block 19, of the Old Town Krum Addition, by changing the zoning from Commercial (C) to Light Industrial (LI); providing for incorporation of premises; providing for findings; providing for amending of the official city map accordingly; providing a cumulative repealer clause; providing for savings; providing for severability; providing for a penalty; providing for publication; providing for engrossment and enrollment; and providing an effective date. Owner & Applicant: City of Krum. Case: ZON-2016-05.**

Councilmember Strand made a motion to approve an ordinance of the City by changing the zoning for a tract of land to wit: a 0.40 acre tract of land situated in the Charles Despallier Survey, Abstract No. 370, City of Krum, Denton County, Texas, and more commonly known as Lots 18 and 19, Block 19, of the Old Town Krum Addition, by changing the zoning from Commercial (C) to Light Industrial (LI); providing for incorporation of premises; providing for findings; providing for amending of the official city map accordingly; providing a cumulative repealer clause; providing for savings; providing for severability; providing for a penalty; providing for publication; providing for engrossment and enrollment; and providing an effective date with a second by Councilmember Petersen.

The following votes were cast:

Ayes: Petersen, Harrison, Diviney, Strand
Nays: None
Absent: Daughhetee

The motion carried unanimously.

- 14. Discuss, consider and take action on approval of the Fiscal Year 2016-2017 holiday closure schedule for the Krum Public Library.**

Library Director Donna Pierce provided information to the City Council regarding the different possible proposed holiday schedules. Discussion was held by the City Council. This will be revisited at the November City Council meeting. No action was taken.

- 15. Discuss, consider and take action on approval of the purchase of a 20' equipment trailer for the Public Works Department and authorize the Mayor to execute all contract documents regarding same on behalf of the City of Krum.**

City Secretary Andrea Dzioba provided information to the City Council related to the requested purchase of a 20' equipment trailer for the Public Works Department. Discussion was held by the City Council.

Councilmember Petersen made a motion to approve the purchase of the Big Tex 14ET 20' W/MR Equipment Trailer in the amount of \$4,264.50 from Big Tex Trailer World and authorize the Mayor to execute all contract documents regarding same on behalf of the City of Krum with a second by Councilmembers Harrison.

The following votes were cast:

Ayes: Petersen, Harrison, Diviney, Strand
Nays: None
Absent: Daughhetee

The motion carried unanimously.

- 16. Discuss, consider and take action on approval of the purchase of a finish mower for the Public Works Department and authorize the Mayor to execute all contract documents regarding same on behalf of the City of Krum.**

City Secretary Andrea Dzioba provided information to the City Council related to the requested purchase of a finish mower for the Public Works Department. Discussion was held by the City Council.

Councilmember Petersen made a motion to approve the purchase of the Land Pride FDR2584 (7' cut) Finish Mower in the amount of \$3,320.00 from Zimmerer Kubota and authorize the Mayor to execute all contract documents regarding same on behalf of the City of Krum with a second by Councilmembers Harrison.

The following votes were cast:

Ayes: Petersen, Harrison, Diviney, Strand
Nays: None
Absent: Daughhetee

The motion carried unanimously.

H. DISCUSSION

19. Discussion – Subdivision and Zoning Ordinances

City Planner Tom Elgin provided background and information related to the current Subdivision and Zoning Ordinances and advised that the current Zoning Ordinance is approximately 1 ½ years old and the current Subdivision Ordinance is old and needs updating.

Discussion was held by the City Council and Mayor Harris stated that any revisions to either ordinance can be made in small chunks over time.

I. EXECUTIVE SESSION

Mayor Harris announced that the City Council would convene in executive session at 8:24 pm.

20. 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 and Texas Government Code, Section 551.072 – Deliberate the purchase exchange, lease or value of real property.

- a. **Public Works Director**
- b. **Metal storage shed located in the parking lot just east of 102 W. McCart and adjacent to FM 1173**

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 and/or Section 551.072.

The City Council reconvened into the open meeting at 8:37 p.m.

Action on Executive Session Items No. 20a and 20b if necessary.

Councilmember Strand made a motion to proceed as discussed on both items with a second by Councilmember Petersen.

The following votes were cast:

Ayes: Petersen, Harrison, Diviney, Strand
Nays: None
Absent: Daughhetee

The motion carried unanimously.

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.

H. DISCUSSION

17. Discussion – Park Drainage and Mowing

Mayor Pro Tem Diviney opened the discussion related to park drainage and mowing. Discussion was held by the City Council about the following: West Side Park mowing to be done by Public Works, the lack of maps or engineering, and obtaining estimate from Freese and Nichols related to a drainage study desired by the Park Development Corporation for the West Side Park.

18. Discussion – Fire Station, Public Works Facility and Library

Fire Chief Ken Swindle advised that the Fire Station was about 90% complete and stated that they are waiting on the survey for the roadway, that 1900' of fiber conduit was run by the Public Works Department, \$10,000.00 was received from the Fireman's Association for concrete staining, and that the perimeter fence was demoed by Corey Gregory. They are still working on IT, phones, and SCADA for the Public Works Facility.

It was advised that the new Library still needs a water meter.

J. FUTURE AGENDA ITEMS

It was requested that the lift station engineering, grants for the Fire Station, the 20' x 20' restroom, and drainage for the park be on the next agenda.


K. ADJOURN

The meeting adjourned at 9:06 p.m.

APPROVED:



Ronald G. Harris, Jr., Mayor



Andrea Dzioba, City Secretary