

Ronald G. Harris, Jr., Mayor
Rhonda Harrison, Mayor Pro-Tem Place 2
Richard Troth, Council Member - Place 4
Trey Sargent, Assistant City Attorney



Austin Petersen, Council Member Place 1
Melynda Rivers, Council Member Place 3
Mike Strand, Council Member - Place 5
Lisa Dawn Cabrera, City Secretary

MINUTES
VIRTUAL CITY COUNCIL
REGULAR SESSION
MONDAY, JUNE 7, 2021
6:30 PM

City Council Present: Ronald G. Harris, Jr., Mayor; Melynda Rivers, Place 3; Richard Troth, Place 4; and Mike Strand, Place 5

City Council Absent: Rhonda Harrison, Mayor Pro-Tem and Austin Petersen, Place 1

City Staff Present: Ed McRoy, Development Services Director; Terry Hargis, Police Chief; Adam North, Assistant Fire Chief; Raquela Cornelius, Fire Administration Captain; Erin Clark, Finance Director; Trey Sargent, City Attorney; and Lisa Dawn Cabrera, City Secretary.

A. CALL TO ORDER

Mayor Harris called the meeting to order at 6:38 pm.

B. ANNOUNCE QUORUM PRESENT

Mayor Harris announced a quorum was present.

C. INVOCATION

Mayor Harris performed the invocation.

D. PLEDGE OF ALLEGIANCE TO THE U.S. FLAG & TEXAS FLAG

The Pledges of Allegiance to the U.S. Flag & Texas Flag were recited.

E. CITIZEN'S AGENDA

No one wished to address the members of the City Council.

F. SWEAR IN

1. Swearing In newly elected members
2. Electing a Mayor Pro-Tem

Ms. Cabrera swore in Mayor Harris and Councilman Troth and presented them with Certificates of Elections.

Councilwoman Rivers made a motion to appoint Rhonda Harrison as Mayor Pro-Tem, seconded by Councilman Troth.

Motion passed with no objections.

G. PROCLAMATIONS AND PRESENTATIONS

1. Blood Drive - June 30, 2021

Mayor Harris announced the Blood Drive to be held by the City at the Jr. High Gymnasium on June 30th.

H. DISCUSSION ITEMS

1. Monthly Financials - April 2021 Staff Resource: E. Clark

A discussion was held among the members of the City Council and City Staff concerning the budget document being a bit different and a work in progress, balancing of the budget, budget projected ending balances, and property tax estimates.

2. Future of the Fire/Police Department Staff Resource: K. Swindle & T. Hargis

A short discussion was held among the members of the City Council and City Staff regarding the possible footprint of the proposed building.

3. TX Comm. on Fire Protection Staff Resource: K. Swindle

Chief North updated the members of the City Council with a brief overview of the Fire Department Inspection with the Texas Commission on Fire Protection and the department having no violations.

4. Waive, Reduce or Modify Fees Staff Resource: E. McRoy

A lengthy discussion was held among the member so the City Council and City Staff regarding staff ability to waive, reduce, or modify fees with examples as to why municipalities would reduce fees.

I. 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 Council Member then that item will be removed from the Consent Agenda and will be considered separately.

1. Consider and take action regarding approval of the minutes from the May 3, 2021 Regular Meeting, May 10, 2021 joint meeting with CCPD, May 13 joint meeting with Charter Review Committee, and May 17, 2021 joint meeting with EDC. Staff Resource: L. Cabrera
2. Consider and take action regarding revised locations for the use of Automated License Plate Readers. Staff Resource: T. Hargis

Councilwoman Rivers made a motion to approve the Consent Agenda, seconded by Councilman Troth.

Motion passed without opposition.

J. PUBLIC HEARING

Mayor Harris opened the public hearing at 6:45 pm.

1. Conduct a public hearing regarding Ordinance No. 2021-06-01 being an Ordinance of the City Council of the City of Krum, Texas amending the City's Code of Ordinances; revising Chapter 14, "Zoning", Article 14.02, "Zoning Ordinance", Exhibit A, "Zoning Ordinance", specifically amending Section 37, "Use Regulations" by deleting the use "Public Amusement Temporary" and replacing it with a new use for "Special Events" as a temporary land use; establishing zoning district authorization for said new use; adding a new Section 47.7 establishing standards for this new use; amending Section 49, "Definitions"; amending the City's Code of Ordinances, Appendix A, "Fee Schedule", Article 12.004, "Miscellaneous Subdivision and Zoning Fees"; providing a cumulative repealer clause; providing severability; providing for savings; providing for a penalty not to exceed \$2,000.00 and a separate offense shall be deemed committed each day during or on which a violation occurs or continues and including provisions for the authorization to seek injunctive relief to enjoin violations which constitute an imminent hazard or danger to the public health and safety; providing a publication clause; providing for engrossment and enrollment; and providing an effective date.

No one wished to address the members of the City Council.

Mayor Harris closed the public hearing at 6:48 pm.

Mayor Harris opened the public hearing at 6:48 pm.

2. Conduct a public hearing regarding Ordinance No. 2021-06-02 being an Ordinance of the City Council of the City of Krum, Texas amending the City's Code of Ordinances; revising Chapter 14, "Zoning", Article 14.02, "Zoning Ordinance", Exhibit A, "Zoning Ordinance", specifically amending Section 9, "Board of Adjustments", to incorporate required provisions from HB 2497 enacted by the State Legislature (86R Legislative Session) and other desired changes; amending Sections 9.2, "Members: Terms of Office", to clarify the role of the Mayor and City Council; Section 9.4, "Authority of the Board of Adjustments", to delete Subsection A(6); Section 9.5, "Limitations on the Authority of the Board of Adjustments", to change the title of this section and relocate the text; Section 9.6, "Variances", amending the title and authority related to variances and special exceptions; Section 9.7, "Appeals to the Board of Adjustments", incorporating required provisions from HB 2497 on Board Rules, eligibility to appeal a decision of an administrative official, time requirements for filing an appeal, and time requirements for rendering a decision after a public hearing; Section 9.8, "Procedures", Subsection B, "Review and Report by the City", designating the City's Development Services Director or Designee as the person to evaluate requests and render official reports; Subsection C, "Notice and Public Hearing", amending time requirements; Subsection E, "Burden of Proof", addressing the failure to appear at a scheduled meeting of the board; Subsection F, "Waiting Period", to establish a one (1) year waiting period for reapplication of the same request; providing a cumulative repealer clause; providing severability; providing for savings; providing for a penalty not to exceed \$2,000.00 and a separate offense shall be deemed committed each day during or on which a violation occurs or continues and including provisions for the authorization to seek injunctive relief to enjoin violations which constitute an imminent hazard or danger to the public health and safety; providing a publication clause; providing for engrossment and enrollment; and providing an effective date.

No one wished to address the members of the City Council.

Mayor Harris closed the public hearing at 6:51 pm.

K. REGULAR ITEMS

1. Discuss, consider, and take action regarding Resolution No. 2021-06-01 being a Resolution for the appointment of one member to the Board of Managers of the Denco Area 9-1-1 District. Staff Resource: L. Cabrera

Councilwoman Rivers made a motion to approve Resolution No. 2021-06-01 and appoint Sue Tejml, seconded by Councilman Troth.

Motion passed unanimously.

2. Discuss, consider, and take action regarding Ordinance No. 2021-06-01 being an Ordinance of the City Council of the City of Krum, Texas amending the City's Code of Ordinances; revising Chapter 14, "Zoning", Article 14.02, "Zoning Ordinance", Exhibit A, "Zoning Ordinance", specifically amending Section 37, "Use Regulations" by deleting the use "Public Amusement Temporary" and replacing it with a new use for "Special Events" as a temporary land use, establishing zoning district authorization for said new use, adding a new Section 47.7 establishing standards for this new use; amending Section 49, "Definitions"; amending the City's Code of Ordinances, Appendix A, "Fee Schedule", Article 12.004, "Miscellaneous Subdivision and Zoning Fees"; providing a cumulative repealer clause; providing severability; providing for savings; providing for a penalty not to exceed \$2,000.00 and a separate offense shall be deemed committed each day during or on which a violation occurs or continues and including provisions for the authorization to seek injunctive relief to enjoin violations which constitute an imminent hazard or danger to the public health and safety; providing a publication clause; providing for engrossment and enrollment; and providing an effective date. Staff Resource: E. McRoy

A lengthy discussion was held among the members of the City Council and City Staff regarding the land use in the Zoning Ordinance, regulations and definition of the new use, permit process for the events, and adding language to the ordinance concerning Council notification of events by the City Secretary.

Councilwoman Rivers made a motion to approve Ordinance No. 2021-06-01 with changes discussed, seconded by Councilman Troth.

Motion passed without objection.

3. Discuss, consider, and take action regarding Ordinance No. 2021-06-02 being an Ordinance of the City Council of the City of Krum, Texas amending the City's Code of Ordinances; revising Chapter 14, "Zoning", Article 14.02, "Zoning Ordinance", Exhibit A, "Zoning Ordinance", specifically amending Section 9, "Board of Adjustments", to incorporate required provisions from HB 2497 enacted by the State Legislature (86R Legislative Session) and other desired changes; amending Sections 9.2, "Members: Terms of Office", to clarify the role of the Mayor and City Council; Section 9.4, "Authority of the Board of Adjustments", to delete Subsection A(6); Section 9.5, "Limitations on the Authority of the Board of Adjustments", to change the title of this section and relocate the text; Section 9.6, "Variances", amending the title and authority related to variances and special exceptions; Section 9.7, "Appeals to the

Board of Adjustments”, incorporating required provisions from HB 2497 on Board Rules, eligibility to appeal a decision of an administrative official, time requirements for filing an appeal, and time requirements for rendering a decision after a public hearing; Section 9.8, “Procedures”, Subsection B, “Review and Report by the City”, designating the City’s Development Services Director or Designee as the person to evaluate requests and render official reports; Subsection C, “Notice and Public Hearing”, amending time requirements; Subsection E, “Burden of Proof”, addressing the failure to appear at a scheduled meeting of the board; Subsection F, “Waiting Period”, to establish a one (1) year waiting period for reapplication of the same request; providing a cumulative repealer clause; providing severability; providing for savings; providing for a penalty not to exceed \$2,000.00 and a separate offense shall be deemed committed each day during or on which a violation occurs or continues and including provisions for the authorization to seek injunctive relief to enjoin violations which constitute an imminent hazard or danger to the public health and safety; providing a publication clause; providing for engrossment and enrollment; and providing an effective date. Staff Resource: E. McRoy

An extensive discussion was held among the members of the City Council and City Staff regarding the changes in the 2019 Legislative Session concerning Board of Adjustment regulations.

Councilman Troth made a motion to approve Ordinance No. 2021-06-02 as shown with option 1, seconded by Councilwoman Rivers.

Motion passed without opposition.

4. Discuss, consider, and take action regarding an update on the American Rescue Plan Act of 2021 (ARPA) funds. Staff Resource: E. Clark

Ms. Clark gave a brief update to the members of the Council regarding the ARPA Funds.

No action was taken on this item.

5. Discuss, consider, and take action regarding the frequency of meetings, time and location of meetings, and nominate member of City Staff and Council to serve on the Capital Budget Committee. Staff Resource: E. Clark

A brief discussion was held among the members of the City Council and City Staff concerning the Capital Budget Committee.

No action was taken on this item, but would like to revisit this item next month.

6. Discuss, consider, and take action regarding accepting the FY20 Annual Audit report by BKD. Staff Resource: E. Clark

Councilwoman Rivers made a motion to accept the FY20 Annual Audit Report, seconded by Councilman Troth.

Motion passed without objection.

7. Discuss, consider, and take action regarding approval of streets to go out for bid for reconstruction. Staff Resource: D. Kennedy

Councilwoman Rivers made a motion to approve the list as presented, seconded by Councilman Troth.

Motion passed without opposition.

8. Discuss, consider, and take action regarding a contract amendment for the Radecke Lift Station, Force Main and Gravity Main project. Staff Resource: D. Kennedy

A brief discussion was held among the members of the City Council regarding the problems with the easement and redesign of the project.

Councilman Rivers made a motion to approve the contract amendment, seconded by Councilman Troth.

Motion passed unanimously.

L. EXECUTIVE SESSION

Mayor Harris convened into Executive Session at 8:29 pm.

The City Council shall convene in Closed Session in accordance with Texas Government Code § Section 551.071 to obtain advice from the City Attorney and in accordance with Texas Government Code as follows:

1. § Section 551.072 for deliberation regarding possible purchasing real property for the city.

M. RECONVENE INTO REGULAR SESSION

Mayor Harris reconvened into Regular Session at 8:35 pm.

The City Council shall convene in Open Session and may take action related to discussion in Executive Session.

1. Discuss, consider and take action regarding the discussion in accordance with the Executive Session deliberations concerning possible purchasing real property for the city.

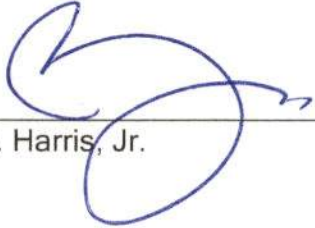
No action was taken on this item.

N. FUTURE AGENDA ITEMS

No future agenda items were discussed at this meeting.

O. ADJOURNMENT

Mayor Harris adjourned the meeting at 8:35 pm.



Ronald G. Harris, Jr.
Mayor

ATTEST:



Lisa Dawn Cabrera, TRMC
City Secretary