



REGULAR CITY COUNCIL MEETING MONDAY, AUGUST 5, 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
Richard Troth, Councilmember – Pl. 4
Mike Strand, Councilmember - Pl. 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., Mayor Pro Tem Rhonda Harrison, Councilmembers Richard Troth, Austin Petersen, Melynda Rivers and Mike Strand. Also present were Finance Director Karen Hollingsworth; Fire Chief Ken Swindle; Police Chief Terry Hargis; Public Works Director Devon Kennedy; Development Services Director Tom Elgin; Library Director Donna Pierce; City Attorney Lance Vanzant; and City Secretary Andrea Dzioba.

C. INVOCATION/PLEDGE OF ALLEGIANCE

Mayor Harris led the pledges to the United States Flag and the Texas Flag.

The invocation was given by Councilmember Richard Troth.

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. Eric Brooks, 6605 Gregg Road, addressed the City Council about his displeasure related to the proposed location of the new restroom at the West Side Park.

E. PRESENTATION / DISCUSSION

1. Mayor's Update – Limb and brush pickup; TxDOT road projects

Mayor Harris gave a quick update related to the limb and brush pick up and advised that residents can now sign up via an online form. He advised that he hopes to have some additional information related to the 4-way stop at the September 10, 2019 City Council meeting.

2. Discussion – June 2019 Financials

Finance Director Karen Hollingsworth was available to respond to any questions related to the monthly financials. A brief discussion was held related to the water and sewer revenue numbers.

3. Discussion – Public Works Capital Improvements Projects

Public Works Director Devon Kennedy briefly discussed the wastewater treatment plant pumps and the proposed water tower and new well.

4. Discussion – ID badges for City employees

A brief discussion was held and additional information was provide related to possible vendors for same.

5. Discussion – City of Krum entry/gateway signs

Mayor Harris advised that he planned on reaching out to the church on FM 156 about a possible location for the sign.

6. Discussion – Pending development and development standards

Development Services Director Tom Elgin provided a complete overview related to pending development and development standards.

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.

7. Consider and take action on approval of the minutes from the April 9, 2019 Special City Council meeting.

8. Consider and take action on approval of the minutes from the May 6, 2019 Regular City Council meeting.

9. Consider and take action on approval of the minutes from the May 20, 2019 Special City Council meeting.

10. Consider and take action on acceptance of the resignation of Steven Quy from the Krum Crime Control and Prevention District Board.

11. Consider and take action on acceptance of the resignation of Pamela Gregory from the Krum Public Library Advisory Board.

12. Consider and take action on approval of the appointment of Alice Carr to the Krum Park Advisory Board and Krum Park Development Corporation.

13. Consider and take action on approval of the appointment of Roger Hooten and Stephanie Powell to the Krum Crime Control and Prevention District Board.

14. Consider and take action on approval of the appointment of Barbara Winch and Stephanie Powell to the Krum Public Library Advisory Board.

15. Consider and take action on approval of a lease between the City of Krum and the Krum Society of Historic Preservation and authorize the Mayor to execute all lease documents on behalf of the City of Krum.

16. Consider and take action on approval of an Interlocal Cooperation Agreement for Tax Collection with Denton County and authorize the Mayor to execute all agreement documents regarding same on behalf of the City of Krum.

Mayor Pro Tem Rhonda Harrison requested that Item #17 be considered separately.

Mayor Pro Tem Rhonda Harrison made a motion to approve the consent agenda items 1 through 16 with a second by Councilmember Rivers.

The following votes were cast:

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

The motion carried unanimously.

- 17. Consider and take action on utilizing Krum Economic Development Corporation funds on a new logo/re-branding for the City of Krum in an amount not to exceed \$8,000.00.**

Mayor Pro Tem Harrison provided some information related to the Krum Economic Development Corporation's desire to pay the costs for the City of Krum to contract with a professional firm for a new logo/rebranding.

Mayor Pro Tem Rhonda Harrison made a motion to approve utilizing Krum Economic Development Corporation funds on a new logo/rebranding for the City of Krum in an amount not to exceed \$8,000.00 with a second by Councilmember Petersen.

The following votes were cast:

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

The motion carried unanimously.

G. REGULAR AGENDA ITEMS

- 18. Discuss, consider and take action on approval of AN ORDINANCE OF THE CITY OF KRUM, TEXAS, AMENDING THE CITY'S CODE OF ORDINANCES; APPENDIX A: FEE SCHEDULE, ARTICLE A4.000: BUILDING RELATED FEES, SECTION A4.002: MULTIFAMILY RESIDENTIAL AND NONRESIDENTIAL (COMMERCIAL) PERMITS; PROVIDING FOR INCORPORATION OF PREMISES; PROVIDING FOR FINDINGS; PROVIDING A CUMULATIVE REPEALER CLAUSE; PROVIDING FOR SAVINGS; PROVIDING SEVERABILITY; PROVIDING FOR PUBLICATION; PROVIDING FOR ENGROSSMENT AND ENROLLMENT; AND PROVIDING AN EFFECTIVE DATE.**

Development Services Director Tom Elgin made a presentation to the City Council related to the proposed ordinance regarding building fees. A brief discussion was held by the City Council.

Councilmember Petersen made a motion to approve an ORDINANCE OF THE CITY OF KRUM, TEXAS, AMENDING THE CITY'S CODE OF ORDINANCES; APPENDIX A: FEE SCHEDULE, ARTICLE A4.000: BUILDING RELATED FEES, SECTION A4.002: MULTIFAMILY RESIDENTIAL AND NONRESIDENTIAL (COMMERCIAL) PERMITS; PROVIDING FOR INCORPORATION OF PREMISES; PROVIDING FOR FINDINGS; PROVIDING A CUMULATIVE REPEALER CLAUSE; PROVIDING FOR SAVINGS; PROVIDING SEVERABILITY; PROVIDING FOR PUBLICATION; PROVIDING FOR ENGROSSMENT AND ENROLLMENT; AND PROVIDING AN EFFECTIVE DATE with a second by Councilmember Strand and Mayor Pro Tem Harrison.

The following votes were cast:

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

The motion carried unanimously.

19. **Discuss, consider and take action on a resolution setting a date, time, and place for public hearings on the proposed voluntary annexation of certain property by the City of Krum, Texas, and authorizing and directing the Mayor to publish notice of such public hearings. The property is an approximate 70.070-acre tract of land situated in the John W. Gibbons Survey, Abstract No. 645, Denton County, Texas, commonly known as Tract 13 of said survey, situated on the east side of Hopkins Road, approximately 4,800 feet north of F.M. 1173 / McCart Street, and being the same tract of land described in deed to Lena L. Erickson, recorded in Volume 654, Page 645, Deed Records, Denton County, Texas. Owner: Arden M. Erickson, Jr. Applicant: Carter Kendall, CBRE Land Services Group. Case: ANX-2019-01.**

Development Services Director Tom Elgin provided an introduction related to the proposed resolution setting a date, time, and place for public hearings on the proposed voluntary annexation.

Councilmember Strand made a motion to approve a resolution setting a date, time, and place for public hearings on the proposed voluntary annexation of certain property by the City of Krum, Texas, and authorizing and directing the Mayor to publish notice of such public hearings with a second by Councilmember Troth.

The following votes were cast:

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

The motion carried unanimously.

20. **Discuss, consider and take action to approve a contract for animal control services and authorize the Mayor to execute all contract documents regarding same on behalf of the City of Krum.**

Police Chief Terry Hargis provided information related to the proposed contract for animal control services.

Mayor Pro Tem Harrison made a motion to approve a contract with All American Dogs for animal control services and authorize the Mayor to execute all contract documents regarding same on behalf of the City of Krum with a second by Councilmember Petersen.

The following votes were cast:

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

The motion carried unanimously.

21. **Discuss, consider and take action on a Professional Services Reimbursement Agreement with McCart Street LLC and authorize the Mayor to execute all agreement documents on behalf of the City of Krum.**

Development Services Director Tom Elgin provided information related to the proposed Professional Services Reimbursement Agreement with McCart Street, LLC.

Councilmember Petersen made a motion to approve a Professional Services Reimbursement Agreement with McCart Street LLC and authorize the Mayor to execute all agreement documents on behalf of the City of Krum with a second by Councilmember Rivers.

The following votes were cast:

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

The motion carried unanimously.

- 22. Discuss, consider and take action on approval of an ORDINANCE OF THE CITY OF KRUM, TEXAS, AMENDING THE CODE OF ORDINANCES FOR THE CITY OF KRUM, APPENDIX A: FEE SCHEDULE, ARTICLE A11.000: UTILITY FEES, SECTION A11.002 WATER RATES, AND SECTION A11.004 SEWER RATES; REPEALING ALL CONFLICTING ORDINANCES, ORDERS, OR RESOLUTIONS; PROVIDING FOR INCORPORATION OF PREMISES; PROVIDING FOR FINDINGS; PROVIDING A CUMULATIVE REPEALER CLAUSE; PROVIDING FOR SAVINGS; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLICATION; PROVIDING FOR ENGROSSMENT AND ENROLLMENT; AND PROVIDING AN EFFECTIVE DATE.**

Discussion was held by the City Council related to the increase in water and sewer fees.

Mayor Pro Tem Harrison made a motion to approve an ORDINANCE OF THE CITY OF KRUM, TEXAS, AMENDING THE CODE OF ORDINANCES FOR THE CITY OF KRUM, APPENDIX A: FEE SCHEDULE, ARTICLE A11.000: UTILITY FEES, SECTION A11.002 WATER RATES, AND SECTION A11.004 SEWER RATES; REPEALING ALL CONFLICTING ORDINANCES, ORDERS, OR RESOLUTIONS; PROVIDING FOR INCORPORATION OF PREMISES; PROVIDING FOR FINDINGS; PROVIDING A CUMULATIVE REPEALER CLAUSE; PROVIDING FOR SAVINGS; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLICATION; PROVIDING FOR ENGROSSMENT AND ENROLLMENT; AND PROVIDING AN EFFECTIVE DATE a second by Councilmember Petersen.

The following votes were cast:

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

The motion carried unanimously.

- 23. Consider accepting the submission of the effective tax rate calculation of \$0.587329 per \$100 assessed valuation and a rollback tax rate of \$0.620985 per \$100 assessed valuation for the fiscal year beginning October 1, 2019 and ending September 30, 2020.**

Councilmember Strand made a motion to accept the submission of the effective tax rate of \$0.587329 per \$100 assessed valuation and a rollback tax rate of \$0.620985 per \$100 assessed valuation for the fiscal year beginning October 1, 2019 and ending September 30, 2020 with a second by Mayor Pro Tem Harrison.

A record vote was taken as follows:

<u>Record Vote:</u> Council Member	<u>For</u>	<u>Against</u>
Rhonda Harrison, Mayor Pro Tem	√	
Melynda Rivers	√	
Austin Petersen	√	
Richard Troth	√	
Mike Strand	√	
Abstain: None		
Absent: None		

The following votes were cast:

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

The motion carried unanimously.

- 24. Consider approval of a resolution of the City Council of the City of Krum, Texas placing a proposal on the September 18, 2019 City Council Public Meeting Agenda to adopt a 2019 tax rate that will exceed the lower of the rollback rate or effective tax rate; calling two public hearings to be held on September 4, 2019, and September 10, 2019; and requiring publication of a *Notice of 2019 Tax Year Proposed Property Tax Rate* in accordance with the law; and providing an effective date.**

Councilmember Strand made a motion to approve a resolution to place a proposal on the September 18, 2019 City Council Public Meeting Agenda to consider a FY 2019-2020 tax rate of \$0.647489 per one hundred dollars (\$100) of valuation and to set the public hearings on the proposal to increase total tax revenues for Wednesday, September 4th at 6:30 p.m. and Tuesday, September 10th at 6:30 p.m., with each meeting taking place at Krum City Hall at 146 W. McCart, Krum, Texas with a second by Councilmember Petersen.

A record vote was taken as follows:

<u>Record Vote:</u> Council Member	<u>For</u>	<u>Against</u>
Rhonda Harrison, Mayor Pro Tem	√	
Melynda Rivers	√	
Austin Petersen	√	
Richard Troth	√	
Mike Strand	√	
Abstain: None		
Absent: None		

The following votes were cast:

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

The motion carried unanimously.

25. Consider accepting the submission of the certified collection rate of 100% for the fiscal year beginning October 1, 2019 and ending September 30, 2020.

Mayor Pro Tem Harrison made a motion to accept the submission of the certified collection rate of 100 percent for the fiscal year beginning October 1, 2019 and ending September 30, 2020 with a second by Councilmember Troth.

The following votes were cast:

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

The motion carried unanimously.

26. Discuss, consider and take action on approval of engaging a firm for a new logo/re-branding for the City of Krum and authorize the Mayor to execute all contract documents on behalf of the City of Krum.

City Secretary Andrea Dzioba provided information related to an additional proposal that was received related to the new logo/re-branding. Discussion was held by the City Council.

Councilmember Strand made a motion to table this item until the September 4, 2019 Regular City Council meeting with a second by Councilmember Troth.

The following votes were cast:

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

The motion carried unanimously.

27. Discuss, consider and take action related to Sirens/Outdoor Warning Devices.

Mayor Harris opened the agenda item. Fire Chief Ken Swindle provided updated information related to the project as a whole and Captain Adam North provided a status related to the application for the CoServ grant. Chief Swindle and Captain North expects to have more information closer to November related to this second grant request. An extensive discussion was held by the City Council.

Councilmember Strand made a motion to table this item until the November 4, 2019 Regular City Council meeting with a second by Councilmember Troth.

The following votes were cast:

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

The motion carried unanimously.

H. EXECUTIVE SESSION

28. After determining a quorum is present, the City Council will convene in executive session pursuant to Texas Government Code, Section 551.071 – Consultation with Attorney.

Mayor Harris announced that the City Council would convene in executive session at 8:27 p.m.

- a. Consultation with attorney - receive advice from attorney about pending or contemplated litigation, or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter concerning former 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 551.071.

Adjourn into Open Meeting.

The City Council reconvened into the open meeting at 8:50 p.m.

Action on Executive Session Item 28a if necessary.

No action was taken.

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


No future agenda items were requested.

J. ADJOURN

The meeting adjourned at 8:52 p.m.

APPROVED:


Rhonda Harrison, Mayor Pro Tem


Andrea Dzioba, City Secretary