



SPECIAL CITY COUNCIL MEETING MONDAY, SEPTEMBER 16, 2013 at 6:30 P.M.

KRUM CITY HALL – 146 W. McCART STREET

Terri Wilson, Mayor
Paul Meine, Councilmember - PI.1
Bert Witherspoon, Councilmember - PI.3
Lance Vanzant, City Attorney

Joe Beall, Councilmember - PI.2
Michael B. Wilkes, Mayor Pro-Tem
Christine Rodriguez, Councilmember - PI.5
Andrea Dzioba, City Secretary

MINUTES

A. CALL TO ORDER

Mayor Terri Wilson called the meeting to order at 6:31 p.m.

B. QUORUM PRESENT

Those present were Mayor Terri Wilson and Councilmembers Christine Rodriguez, Michael Wilkes, Paul Meine, Joe Beall and Bert Witherspoon. Also present were Director of Finance Chris Speights, Director of Public Works Adam Farguson, Fire Chief Ken Swindle, Police Chief Dennis Bassinger, and City Secretary Andrea Dzioba.

C. INVOCATION/PLEDGE OF ALLEGIANCE

Councilmember Michael Wilkes gave the invocation.

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

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.

The individuals who signed up to speak during the Citizen's Agenda wanted to speak during the Public Hearing related to Council Agenda Item #7. No one spoke during the Citizen's Agenda.

E. PRESENTATIONS

1. Proclamation – Live United Month

Mayor Terri Wilson presented the proclamation for "Live United Month" to United Way Denton County Present and CEO Gary Henderson. Mr. Henderson also presented information regarding their programs and introduced Ashley Bagley, Human Resources Manager at Labinal, who is a United Way 2013 Pacesetter Partner.

2. Presentation – Ken Swindle, Fire Chief

Fire Chief Ken Swindle invited the Mayor, City Council, and citizens to step outside and view the equipment that has been purchased for the benefit of their operations and the citizens of the City of Krum largely due to grants that the Fire Department has received.

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. Discuss, consider and take action on approval of an Interlocal Cooperation Agreement for Shared Governance Communications & Dispatch Services System (Police) with Denton County and authorize the Mayor to execute all contract documents regarding same on behalf of the City of Krum.
4. Discuss, consider and take action on approval of an Interlocal Cooperation Agreement for Shared Governance Communications & Dispatch Services System (Fire) with Denton County and authorize the Mayor to execute all contract documents regarding same on behalf of the City of Krum.
5. Discuss, consider and take action on approval of the proposed Emergency Management Plan for the City of Krum.
6. Discuss, consider and take action on discontinuance of acceptance of payments made using American Express.

Councilmember Witherspoon made a motion to approve the consent agenda items as presented with a second by Councilmember Rodriguez.

The following votes were cast:

Ayes:	Rodriguez, Wilkes, Meine, Beall, Witherspoon
Nays:	None
Absent:	None

The motion carried unanimously.

G. REGULAR AGENDA ITEMS

7. **PUBLIC HEARING:** Consider a proposal to adopt a tax rate "not to exceed" \$0.663855 per \$100 of taxable value for fiscal year 2013-2014, and announce the time, place, and location of the meeting to adopt the tax rate, in accordance with Chapter 26 of the Texas Tax Code.

Mayor Wilson opened the Public Hearing. The following individuals spoke during the Public Hearing:

Mr. Kelly Bowman, 707 E. 6th Street, spoke about taxes, bond items, bank debt, 6th Street building, fire station, and about how residents can't afford tax and bond issue.

Ms. Sandra Bowman, 707 E. 6th Street, spoke about wants vs. needs and how people can't afford tax increase or to pay for the November election bond issues.

Ms. Charlene Hussey, 603 E. 6th Street, asked for what the \$130,000.00 in addition to the amount for County Barn land purchase was going to be used. Finance Director Chris Speights responded to the speaker and advised that the funds would be used for IT equipment and improvements to the County Barn property.

Ms. Lucinda Lambert, 1307 Eagles Nest, requested that the taxes not be increased.

Mayor Wilson closed the Public Hearing. City Secretary Andrea Dzioba announced that the meeting to adopt the tax rate would be held at 6:30 p.m. on Monday, September 23, 2013 at Krum City Hall.

8. **PUBLIC MEETING:** Discuss, provide information, and respond to questions regarding the proposed Fire Station and Public Works facilities related to the Bond Election to be held on November 5, 2013.

Director of Public Works Adam Ferguson made a presentation to the City Council and the audience related to Proposition No. 2. Discussion was held among the City Council and the

Director of Public Works Adam Ferguson provided information and answered questions related to Proposition No. 2.

Fire Chief Ken Swindle made a presentation to the City Council and the audience related to Proposition No. 1. Discussion was held among the City Council and Fire Chief Ken Swindle provided information and answered questions related to Proposition No. 1.

9. Discuss, consider and take action on the proposed City of Krum budget for Fiscal Year 2013 – 2014.

Mayor Terri Wilson advised the City Council that the budget that they have in front of them is a balanced budget without an increase in the tax rate. Mayor Wilson also provided additional information concerning items included in the Fiscal Year 2013 – 2014 budget and items that will possibly be included in subsequent fiscal years. Finance Director Chris Speights made a presentation to the City Council. Discussion was held by the City Council. No action was taken.

10. Discuss, consider and take action on an amended RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KRUM, TEXAS, ESTABLISHING THAT THE HOMECOMING PARADE ON OCTOBER 4, 2013 SERVES A PUBLIC PURPOSE AND AUTHORIZING ENTERING INTO AN AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE CLOSURE OF PORTIONS OF FM 1173 AND FM 156 IN THE CITY LIMITS OF THE CITY OF KRUM, TEXAS.

Mayor Terri Wilson provided information to the City Council regarding the Homecoming Parade.

Councilmember Rodriguez made a motion to approve an amended RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KRUM, TEXAS, ESTABLISHING THAT THE HOMECOMING PARADE ON OCTOBER 4, 2013 SERVES A PUBLIC PURPOSE AND AUTHORIZING ENTERING INTO AN AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE CLOSURE OF PORTIONS OF FM 1173 AND FM 156 IN THE CITY LIMITS OF THE CITY OF KRUM, TEXAS with a second by Councilmember Witherspoon.

The following votes were cast:

Ayes: Rodriguez, Wilkes, Meine, Beall, Witherspoon
Nays: None
Absent: None

The motion carried unanimously.

H. EXECUTIVE SESSION

11. 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. Police Chief
- b. Fire Chief

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.

12. Adjourn into Open Meeting.

City Attorney Lance Vanzant provided information to the Mayor and City Council regarding the executive session item and advised that the item would be discussed in open session.

Councilmember Witherspoon requested a five (5) minute break. Mayor Wilson called for a five (5) minute break at 7:55 p.m.

Mayor Wilson called the meeting back to order into regular session at 8:00 p.m.

Attorney Chris Livingston from Lyon, Gorsky, Gilbert & Livingston, L.L.P. advised the City Council that he was in attendance representing Police Chief Dennis Bassinger and spoke to the City Council related to Police Chief Dennis Bassinger's contract and his interpretation of the provisions therein.

13. Action on Executive Session Items 4a or 4b if necessary.

Mayor Terri Wilson advised that this item would be tabled pending further research.

I. ADJOURN

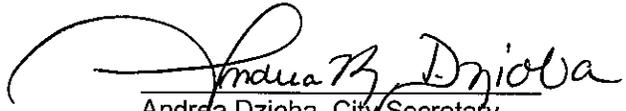
There being no further business, Mayor Terri Wilson adjourned the meeting at 8:05 p.m.

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.

APPROVED:



Terri Wilson, Mayor



Andrea Dzioba, City Secretary