SPECIAL CITY COUNCIL MEETING
MONDAY, MAY 20, 2013 at 6:30 P.M.

KRUM CITY HALL – 146 W. McCART STREET

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

Joe Beall, Mayor Pro-Tem
Michael B. Wilkes, Councilmember - Pl.4
Christine Rodriguez, Councilmember - Pl.5
Andrea Dzioba, City Secretary

MINUTES

A. CALL TO ORDER

Mayor Terri Wilson called the meeting to order at 6:30 p.m.

B. QUORUM PRESENT

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

Councilmember Witherspoon was absent.

C. INVOCATION/PLEDGE OF ALLEGIANCE

Councilmember Joe Beall 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.

Ms. Jean Dyer, 210 Mourning Dove Lane, spoke in introduction of her "Loving Thy Neighbor" Ministry and the work and benefits that she hopes to provide in the City of Krum. She indicated that she hopes to address the City Council longer at the next City Council meeting and requested to be included on that agenda.

Ms. Elaine Herzog, 912 Glengarden Circle, spoke in support of the proposed resolution (Item #9) being considered on this evening's agenda.

E. ELECTION

1. Consider and take action on a resolution canvassing the General Election duly held in the City of Krum, Texas on the 11th day of May, 2013 for Mayor, Councilmember Place 2, and Councilmember Place 4.

Councilmember Rodriguez made a motion to approve a resolution canvassing the General Election duly held in the City of Krum, Texas on the 11th day of May, 2013 for Mayor, Councilmember Place 2, and Councilmember Place 4 with a second by Councilmember Wilkes.

The following votes were cast:
Ayes: Rodriguez, Wilkes, Meine, Beall
Nays: None
Absent: Witherspoon

The motion carried unanimously.

2. Administer the Oath of Office to the Mayor, Councilmember Place 2 and Councilmember Place 4.

Commissioner Andy Eads administered the Oath of Office to Mayor Terri Wilson, Councilmember Place 2 Joe Beall, and Councilmember Place 4 Michael Wilkes.

3. Consider and take action with respect to adopting a resolution canvassing the May 11, 2013 bond election.

Councilmember Rodriguez made a motion to approve a resolution canvassing the May 11, 2013 bond election with a second by Councilmember Beall.

The following votes were cast:
Ayes: Rodriguez, Wilkes, Meine, Beall
Nays: None
Absent: Witherspoon

The motion carried unanimously.

4. Consider and take action with respect to adopting a resolution canvassing the May 11, 2013 sales tax election.

Councilmember Rodriguez made a motion to approve a resolution canvassing the May 11, 2013 sales tax election with a second by Councilmember Beall.

The following votes were cast:
Ayes: Rodriguez, Wilkes, Meine, Beall
Nays: None
Absent: Witherspoon

The motion carried unanimously.

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.

5. Consider and take action on the appointment of Patsy Phillips to the Krum Park Advisory Board.

6. Discuss, consider and take action of the appointment of Adam Farguson to the Upper Trinity Regional Water District (UTRWD) Customer Advisory Council.

Councilmember Rodriguez made a motion to approve the consent agenda items with a second by Councilmember Beall.

The following votes were cast:
Ayes: Rodriguez, Wilkes, Meine, Beall
Nays: None
Absent: Witherspoon

The motion carried unanimously.

G. REGULAR AGENDA ITEMS

7. Discuss, consider and take action on a variance request to allow an LED sign to be installed at 202 W. McCart Street to be used to advertise not only for tenants at this address but also for individuals and businesses that are not tenants at this address.

Mr. Cecil Drake, President of Drake Communications, Inc, spoke about his variance request to allow an LED sign to be used to advertise not only for tenants at 202 W. McCart Street but also for individuals and businesses that are not tenants.

Discussion was held by the City Council.

Councilmember Beall made a motion to approve a variance request to allow an LED sign to be installed at 202 W. McCart Street to be used to advertise not only for tenants at this address but also for individuals and businesses that are not tenants at this address with a second by Councilmember Wilkes.

The following votes were cast:
Ayes: Rodriguez, Wilkes, Meine, Beall
Nays: None
Absent: Witherspoon

The motion carried unanimously.

8. 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 12: TRAFFIC AND VEHICLES, ARTICLE 12.01: GENERAL PROVISIONS BY ADDING A DEFINITION FOR SCHOOL ZONES; CHAPTER 12: TRAFFIC AND VEHICLES, ARTICLE 12.03: OPERATION OF VEHICLES, DIVISION 2. SPEED LIMITS, SECTION 12.03.31: SCHOOL ZONES, PROVIDING FOR INCORPORATION OF PREMISES; PROVIDING FOR FINDINGS; PROVIDING FOR AMENDMENTS TO THE CODE OF ORDINANCES; PROVIDING A CUMULATIVE REPEALER CLAUSE; PROVIDING FOR SAVINGS; PROVIDING FOR SEVERABILITY; PROVIDING FOR PENALTY; PROVIDING FOR A PUBLICATION; PROVIDING FOR ENGROSSMENT AND ENROLLMENT; AND PROVIDING AN EFFECTIVE DATE.

Police Chief Dennis Bassinger gave a presentation regarding the proposed ordinance related to the school zones in the City of Krum and one-way designations for the school zone located in and around Hattie Dyer.

Discussion was held by the City Council.

Councilmember Rodriguez made a motion to approve Ordinance No. 2013-05-03 amending the Code of Ordinances of the City of Krum, Chapter 12: Traffic and Vehicles, Article 12.01: General Provisions by addition a definition for School Zones; Chapter 12: Traffic and Vehicles, Article 12.03: Operation of Vehicles, Division 2. Speed Limits, Section 12.03.31: School Zones, Providing for Incorporation of Premises; Providing for Finds; Providing for Amendments to the Code of Ordinances; Providing a Cumulative Repealer Clause; Providing for Savings; Providing for Severability; Providing for Penalty; Providing for a Publication; Providing for Engrossment and Enrollment; and Providing an Effective Date with a second by Councilmember Beall.

The following votes were cast:
Ayes: Rodriguez, Wilkes, Meine, Beall
Nays: None
Absent: Witherspoon

The motion carried unanimously.

9. Discuss, consider and take action on a RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KRUM, TEXAS CONCERNING THE PERMITTING AND CONSTRUCTION OF LAKE RALPH HALL BY THE UPPER TRINITY REGIONAL WATER DISTRICT AND STATING THE CITY'S POSITION REGARDING THE PROJECT.

Councilmember Rodriguez made a motion to approve Resolution No. 2013-05-03 of the City Council of the City of Krum, Texas Concerning the Permitting and Construction of Lake Ralph Hall by the Upper Trinity Regional Water District and Stating the City's Position Regarding the Project with a second by Councilmember Beall.

The following votes were cast:
Ayes: Rodriguez, Wilkes, Meine, Beall
Nays: None
Absent: Witherspoon

The motion carried unanimously.

10. Discuss, consider and take action to set date for Celebrate Krum 2013.

Mayor Wilson presented the information available to the City Council for their consideration. Discussion was held by the City Council.

Councilmember Rodriguez made a motion to approve set the date for Celebrate Krum 2013 to be held on Saturday, October 5, 2013 with a second by Councilmember Meine.

The following votes were cast:
Ayes: Rodriguez, Wilkes, Meine, Beall
Nays: None
Absent: Witherspoon

The motion carried unanimously.

11. Discuss options regarding the fire station and public works facility.

Marti Shew, Vice President of First Southwest, made a presentation regarding the schedule related to the bond propositions that passed in the May 11, 2013 election and also the options available should they decide to move forward related to the fire station and public works facility.

Mayor Wilson asked that the City Council consider all of the options available and that a decision should be made at the next City Council meeting as to how they would like to move forward.

Fire Chief Ken Swindle provided additional information regarding what the cost would be to operate two fire stations and the research that went into the decision for the location of the proposed new fire station.

Discussion was held by the City Council.

H. EXECUTIVE SESSION – None.

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. ADJOURN

There being no further business, Mayor Terri Wilson adjourned the meeting at 7:25 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