



REGULAR CITY COUNCIL MEETING MONDAY, NOVEMBER 3, 2014 at 5:30 P.M.

KRUM CITY HALL – 146 W. McCART STREET

Terri Wilson, Mayor
Nick Vincent, Councilmember - PI.1
Justin Diviney, 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 5:42 p.m.

B. QUORUM PRESENT

Those present were Mayor Terri Wilson and Councilmembers Michael Wilkes, Nick Vincent, Joe Beall, Justin Diviney, and Christine Rodriguez. Also present were Finance Director Clayton Gray, Police Officer Phillip Ginn, Public Works Director Mark Patterson, Library Director Donna Pierce, City Engineer Gabe Johnson (arrived at 6:05 p.m.), City Planner Sherry Sefko, City Attorney Lance Vanzant and City Secretary Andrea Dzioba.

C. INVOCATION/PLEDGE OF ALLEGIANCE

Councilmember Joe Beall gave the invocation.

Mayor Terri 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.

Mr. Larry Lamonica, 206 W. Lake Street, expressed his concerns about water use and lack of water metering at the park, drainage on North Point and Brook Circle and need for continuity in Public Works, and that there isn't a list of streets for use of the bond money.

Ms. Donna Rickenbacker spoke regarding the previously proposed Hopkins Road development, their inability to obtain a letter of support from the state representative's office and advised the City Council that they did not receive the state funding. She requested a workshop with the City Council to discuss the proposal and find out if there are any issues that concern the City Council.

Mr. Lee Allison, Allison Engineering, spoke regarding the Hopkins Road development and hopes to bring something to Planning & Zoning in November and possible a Planning & Zoning follow up in December.

Mr. Paul Meine, 125 W. Fifth, spoke in support of the Hopkins Road development and the prior City Council Support of same.

E. PRESENTATION

1. Presentation – Automatic Electronic Defibrillator (AED) – Krum Lions Club

Linda Moore and Rodney Barthold from the Krum Lions Club addressed the City Council regarding the Automatic Electronic Defibrillator (AED) that they were able to donate to the Krum Police Department. The Mayor, City Council, and Officer Phillip Ginn of the Krum Police Department expressed their appreciation for the generous donation made by the Krum Lions Club.

2. Presentation – Upper Trinity Regional Water District – Gary Calmes

Gary Calmes provided an update related to the Upper Trinity Regional Water District.

3. Presentation – Design-Build Services for Fire Station, Public Works Facility and Public Library

Presentations were made by the top two Design-Build teams related to Design-Build Services for the Fire Station, Public Works Facility and Public Library.

Tim Beaty Builders' team included Tim Beaty and David Morton of Tim Beaty Builders; David Robinson, Terry Nobles and Retired Fire Chief Lonnie Tatum of Kirkpatrick Architecture Studio; and Maureen Arndt of 720 Design.

Mayor Wilson called a recess at 6:30 p.m. The meeting was called back to order at 6:40 p.m.

Steele & Freeman, Inc.'s team included Mike Freeman and Sam Wethington of Steele & Freeman, Inc.; Kate Kennedy of EIKON; and Andrew Oxley, Jim Tharp, and Jeff Koehn of Oxley Williams Tharp Architects.

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.

- 4. Consider and take action on approval of the minutes from the October 6, 2014 Regular City Council meeting.**
 - 5. Consider and take action on approval of the June 2014, July 2014, August 2014, and September 2014 Financials.**
 - 6. Consider and take action to approve an Interlocal Cooperation Agreement with Denton County for Library Services and authorize the Mayor to execute all contract documents regarding same on behalf of the City of Krum.**
 - 7. 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.**
 - 8. 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.**
 - 9. Consider and take action to approve membership for 2015 in the Electric Reliability Council of Texas ("ERCOT") and authorizing the payment of \$100.00 for membership.**
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10. **Discuss, consider and take action to approve a RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KRUM, TEXAS, ESTABLISHING THAT THE NORTH POLE DAYS EVENT ON DECEMBER 6, 2014 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.**

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

The following votes were cast:

Ayes: Vincent, Beall, Diviney, Wilkes, Rodriguez
Nays: None
Absent: None

The motion carried unanimously.

G. REGULAR AGENDA ITEMS

11. **Discuss, consider and take action to approve the award of Design-Build Services for a Fire Station, Public Works Facility and Public Library.**

Mayor Terri Wilson and City Engineer Gabe Johnson advised that City Council that they do not have to make a decision tonight and encouraged them to tour some of the projects that the Design-Build teams have constructed previously for other cities.

No action was taken.

12. **Consider all matters incident and related to the issuance and sale of the City of Krum, Texas General Obligation Refunding Bonds, Series 2014, including the adoption of an ordinance authorizing the issuance of such Bonds and enacting other provisions related thereto.**

Marti Shew, Vice President of First Southwest, made a presentation related to the issuance and sale of the City of Krum, Texas General Obligation Refunding Bonds, Series 2014 and how this refunding will provide a savings to the City without extending the term of the debt. Discussion was held by the City Council.

Councilmember Rodriguez made a motion to adopt an ordinance authorizing the issuance and sale of the City of Krum General Obligation Refunding Bonds, Series 2014, and enacting other provisions related thereto with a second by Councilmember Vincent and Councilmember Beall.

The following votes were cast:

Ayes: Vincent, Beall, Diviney, Wilkes, Rodriguez
Nays: None
Absent: None

The motion carried unanimously.

13. **Discuss, consider and take action to authorize Cobb, Fendley & Associates, Inc. to provide Professional Engineering Services related to drainage behind North Point and the Masch Branch well and authorize the Mayor to execute all contract documents regarding same on behalf of the City of Krum.**

Public Works Director Mark Patterson made a presentation regarding Professional Engineering Services related to drainage behind North Point and Masch Branch well and his recommendation of using Cobb, Fendley & Associates, Inc.

Ted Sugg and Don Wortham of Cobb, Fendley & Associates, Inc. provided information regarding their experience and the services that they provide. Discussion was held by the City Council.

Councilmember Vincent made a motion to authorize Cobb, Fendley & Associates, Inc. to provide Professional Engineering Services related to drainage behind North Point and the Masch Branch well and authorize the Mayor to execute all contract documents regarding same with the City of Krum with a second by Councilmember Beall.

The following votes were cast:

Ayes: Vincent, Beall, Diviney, Wilkes, Rodriguez

Nays: None

Absent: None

The motion carried unanimously.

- 14. Discuss, consider and take action to approve the construction of approximately 420 feet of sidewalk on the north side of the 300 block of Huffman in an amount not to exceed \$11,000.00 and authorize the Mayor to execute all contract documents regarding same on behalf of the City of Krum.**

Public Works Director Mark Patterson made a presentation regarding the construction of approximately 420 feet of sidewalk on the north side of the 300 block of Huffman and costs associated with same. Discussion was held by the City Council.

Councilmember Rodriguez made a motion to approve the construction of approximately 420 feet of sidewalk on the north side of the 300 block of Huffman in an amount not to exceed \$11,000.00 and authorize the Mayor to execute all contract documents regarding same on behalf of the City of Krum with a second by Councilmember Wilkes.

The following votes were cast:

Ayes: Vincent, Beall, Diviney, Wilkes, Rodriguez

Nays: None

Absent: None

The motion carried unanimously.

- 15. Discuss and consider a draft of the first three (3) articles of a proposed zoning ordinance.**

City Planner Sherry Sefko made a presentation to the City Council regarding the first three (3) articles of a proposed zoning ordinance and was available for questions.

No action was taken.

- 16. Discuss and consider the Krum Park Advisory Board.**
- 17. Discuss, consider and take action on the formation of a 4A Corporation and the appointment of its board of directors.**

Item No. 16 and Item No. 17 were tabled.

18. **Discuss, consider and take action to approve an ORDINANCE OF THE CITY OF KRUM, TEXAS AMENDING THE CODE OF ORDINANCES OF THE CITY OF KRUM, APPENDIX A FEE SCHEDULE, BY AMENDNG ARTICLE A11.000 UTILITY FEES, SEC. A11.005 GARBAGE COLLECTION FEES, 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 ENGROSSMENT AND ENROLLMENT; AND PROVIDING AN EFFECTIVE DATE.**

Councilmember Rodriguez made a motion to approve an ORDINANCE OF THE CITY OF KRUM, TEXAS AMENDING THE CODE OF ORDINANCES OF THE CITY OF KRUM, APPENDIX A FEE SCHEDULE, BY AMENDNG ARTICLE A11.000 UTILITY FEES, SEC. A11.005 GARBAGE COLLECTION FEES, 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 ENGROSSMENT AND ENROLLMENT; AND PROVIDING AN EFFECTIVE DATE with a second by Councilmember Vincent.

The following votes were cast:

Ayes: Vincent, Beall, Diviney, Wilkes, Rodriguez
Nays: None
Absent: None

The motion carried unanimously.

19. **Discuss, consider and take action to approve a bid for the repair/replacement of the roof of the Krum Public Library and authorize the Mayor to execute all contract documents regarding same on behalf of the City of Krum.**

Mayor Wilson provided information related to the roof estimates to the City Council. Discussion was held by the City Council.

Councilmember Beall made a motion to approve a bid from Melton Roofing for the repair/replacement of the roof of the Krum Public Library and authorize the Mayor to execute all contract documents regarding same on behalf of the City of Krum with a second by Councilmember Wilkes.

The following votes were cast:

Ayes: Vincent, Beall, Diviney, Wilkes, Rodriguez
Nays: None
Absent: None

The motion carried unanimously.

20. **Discuss, consider and take action to approve the Krum Public Library Emergency Procedures and Disaster Plan.**

Library Director Donna Pierce made a presentation regarding the proposed Krum Public Library Emergency Procedures and Disaster Plan. Discussion was held by the City Council.

Councilmember Beall made a motion to approve the Krum Public Library Emergency Procedures and Disaster Plan with a second by Councilmember Rodriguez.

The following votes were cast:

Ayes: Vincent, Beall, Diviney, Wilkes, Rodriguez
Nays: None
Absent: None

The motion carried unanimously.

21. Discuss, consider and take action on nominating one (1) person to the Board of Directors of the Denton County Transportation Authority (DCTA).

A brief discussion was held by the City Council.

No action was taken.

22. Discuss, consider and take action to accept and call for public hearings on, or to reject, a petition initiated by D.R. Horton – Texas, Ltd. to annex a 60.1± acre property, said property being generally located on the east side of Hopkins Road at Radecke Road, in Denton County, Texas (Legal description: Tract 15 in the John W. Gibbons Survey, Abstract No. 446, Denton County, Texas).

City Planner Sherry Sefko made a presentation to the City Council regarding the annexation petition submitted by D.R. Horton-Texas, Ltd. Discussion was held by the City Council.

Councilmember Beall made a motion to accept the petition for voluntary annexation of the subject 60.1± acre property into the City, and call for public hearings on the matter at the December 1, 2014 Regular City Council meeting with a second by Councilmember Rodriguez.

The following votes were cast:

Ayes: Vincent, Beall, Wilkes, Rodriguez
Nays: Diviney
Absent: None

The motion carried.

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.

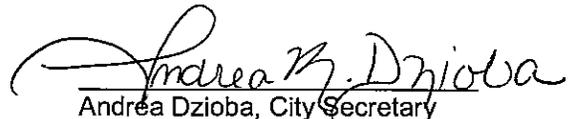
I. ADJOURN

There being no further business, Mayor Terri Wilson adjourned the meeting at 8:09 p.m.

APPROVED:



Terri Wilson, Mayor



Andrea Dzioba, City Secretary