

COUNCIL ACTION LOG
September 1, 2016

****Official minutes will be posted after Council approval****

STATE OF TEXAS
COUNTY OF DENTON
CITY OF CORINTH

On this the 1st day of September, 2016 the City Council of the City of Corinth, Texas met in a Regular and Workshop Session at the Corinth City Hall at 7:00 PM, located at 3300 Corinth Parkway, Corinth, Texas. The meeting date, time, place and purpose as required by Title 5, Subtitle A, Chapter 551, Subchapter C, Section 551.041, Government Code, with the following members to wit:

Present: Bill Heidemann, Mayor
 Joe Harrison, Mayor Pro-Tem
 Sam Burke, Council Member
 Scott Garber, Council Member
 Lowell Johnson, Council Member
 Don Glockel, Council Member

Staff Members Present: Kim Pence, City Secretary
 Lee Ann Bunselmeyer, Finance Director
 Caryn Riggs, Assistant Finance Director
 Fred Gibbs, Planning and Development Director
 Cody Collier, Public Works Director
 Curtis Birt, Fire Chief
 Andy Messer, City Attorney
 Brenton Copeland, Technology Services Asst. Manager
 Jason Alexander, Economic Development Director

CALL TO ORDER, INVOCATION, PLEDGE OF ALLEGIANCE:

Mayor Heidemann called the meeting to order at 7:00 p.m. Councilmember Garber delivered the invocation and led in the Pledge of Allegiance.

PROCLAMATION:

1. Proclamation proclaiming National Payroll Week.

CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine and will be enacted in one motion. Should the Mayor, a Councilmember, or any citizen desire discussion of any Item that Item will be removed from the Consent Agenda and will be considered separately.

2. Consider and act on an Interlocal Cooperation Agreement for Public Safety Application Support and Maintenance with Denton County.

MOTION made by Council Member Sam Burke to approve the Interlocal Agreement for Public Safety Application Support and Maintenance with Denton County. Seconded by Mayor Pro-Tem Joe Harrison

AYE: Council Member Sam Burke, Council Member Scott Garber, Council Member Lowell Johnson, Mayor Pro-Tem Joe Harrison, Council Member Don Glockel

Passed

3. Consider and act on an Ordinance amending a City Franchise Ordinance dated February 4, 1961, as amended, which grants a franchise to Oncor Electric Delivery Company LLC, successor in interest to Texas Power & Light Company, by extending the term and providing for its renewal; further providing that this Ordinance is cumulative; finding and determining that the meeting at which this ordinance is adopted is open to the public as required by law; providing an effective date; and providing for acceptance by Oncor Electric Delivery Company LLC.

MOTION made by Council Member Sam Burke to approve an Ordinance amending a City Franchise Ordinance dated February 4, 1961, as amended Seconded by Mayor Pro-Tem Joe Harrison

AYE: Council Member Sam Burke, Council Member Scott Garber, Council Member Lowell Johnson, Mayor Pro-Tem Joe Harrison, Council Member Don Glockel

Passed

4. Consider and act on a contract for Right-of-way Mowing and Maintenance Services with DD Commercial Landscape Management.

MOTION made by Council Member Sam Burke to approve contract for Right-of-way Mowing and Maintenance Services with DD Commercial Landscape Management. Seconded by Mayor Pro-Tem Joe Harrison

AYE: Council Member Sam Burke, Council Member Scott Garber, Council Member Lowell

Johnson, Mayor Pro-Tem Joe Harrison, Council Member Don Glockel

Passed

5. Consider and act on a Joint Election Agreement and Contract for Election Services with Denton County for the November 8, 2016 General Election.

1st amendment to item 5:

MOTION made by Council Member Don Glockel to post Election Precincts and voting locations on website and sign at City Hall and to also enforce sign Ordinance at other locations. Seconded by Council Member Lowell Johnson.

AYE: Council Member Sam Burke, Council Member Scott Garber, Council Member Lowell Johnson, Mayor Pro-Tem Joe Harrison, Council Member Don Glockel

Passed

MOTION made by Council Member Sam Burke to approve a Joint Election Agreement and Contract for Election Services with Denton County. Seconded by Council Member Lowell Johnson

AYE: Council Member Sam Burke, Council Member Scott Garber, Council Member Lowell Johnson, Mayor Pro-Tem Joe Harrison, Council Member Don Glockel

Passed

CITIZENS COMMENTS

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. Citizen's comments will be limited to 3 minutes. Comments about any of the Council agenda items are appreciated by the Council and may be taken into consideration at this time or during that agenda item. Please complete a Public Input form if you desire to address the City Council. All remarks and questions addressed to the Council shall be addressed to the Council as a whole and not to any individual member thereof.* Section 30.041B Code of Ordinance of the City of Corinth.

PUBLIC HEARING

6. Hold a public hearing to receive community input on the FY 2016-17 Proposed Budget.

Public Hearing opened at 7:05 p.m. Public Hearing closed at 7:11 p.m.

No Motion Necessary

7. Hold a public hearing on a proposal to consider a tax rate, which will exceed the lower of the rollback rate or the effective tax rate and will increase total tax revenues from properties on the tax roll in the preceding tax year by 9.26 percent.

Public Hearing opened at 7:14 p.m. Public Hearing closed at 7:15 p.m.

No Motion Necessary

BUSINESS AGENDA

8. Consider and act on a contract for Construction Manager at Risk Services to manage the construction of the Joint Public Safety Facility and Fire Station.

MOTION made by Council Member Scott Garber to approve a contract for Construction Manager at Risk Services to manage the construction of the Joint Public Safety Facility and Fire Station.
Seconded by Council Member Don Glockel

AYE: Council Member Sam Burke, Council Member Scott Garber, Council Member Lowell Johnson, Mayor Pro-Tem Joe Harrison, Council Member Don Glockel

Passed

COUNCIL COMMENTS & FUTURE AGENDA ITEMS

The purpose of this section is to allow each councilmember the opportunity to provide general updates and/or comments to fellow councilmembers, the public, and/or staff on any issues or future events. Also, in accordance with Section 30.085 of the Code of Ordinances, at this time, any Councilmember may direct that an item be added as a business item to any future agenda.

No Council Comments made.

CLOSED SESSION

The City Council will convene in such executive (closed session) to consider any matters regarding any of the above listed agenda items as well as the following matters pursuant to Chapter 551 of the Texas Government Code:

Council recessed into Closed Session from 7:23 p.m. until 9:45 p.m.

Section 551.071. (1) Private consultation with its attorney to seek advice about pending or contemplated litigation; and/or settlement offer; and/or (2) a matter in which the duty of the attorney to the government body

under the Texas Disciplinary Rules of Professional Conduct of the State of Texas clearly conflicts with chapter

a. Consultation with City Attorney regarding legal issues related with homeowner association bylaws and obligations.

a. Interlocal agreement for fire services.

Section 551.072. To deliberate the purchase, exchange, lease or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

a. Receive information and discuss, deliberate, and provide staff with direction regarding potential acquisition of shared access easement on Lot R1, Block One, Pinnell Addition.

Section 551.074. To deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee.

a. Deliberations regarding the appointment, evaluation, reassignment, duties, discipline, or dismissal of appointees to city boards, commissions, committees and corporations.

b. Deliberation of the employment, reassignment or duties of the City Manager.

Section 551.087. To deliberate or discuss regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to a business prospect.

After discussion of any matters in closed session, any final action or vote taken will be in public by the City Council. City Council shall have the right at any time to seek legal advice in Closed Session from its Attorney on any agenda item, whether posted for Closed Session or not.

RECONVENE IN OPEN SESSION TO TAKE ACTION, IF NECESSARY, ON CLOSED SESSION ITEMS.

ADJOURN:

Mayor Heidemann adjourned the meeting at 9:46 p.m.

Kimberly Pence, City Secretary
City of Corinth, Texas