

**STATE OF TEXAS
COUNTY OF DENTON
CITY OF CORINTH**

On this the 3rd day of October 2019 the City Council of the City of Corinth, Texas met in Regular Session at the Corinth City Hall at 7:00 P.M., 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:

Members Present:

Bill Heidemann, Mayor
Sam Burke, Mayor Pro-Tem
Scott Garber, Council Member
Lowell Johnson, Council Member
Tina Henderson, Council Member
Kelly Pickens, Council Member

Members Absent:

None

Staff Members Present

Bob Hart, City Manager
Jerry Garner, Chief of Police
Brenton Copeland, Technology Services Asst. Manager
Helen-Eve Liebman, Planning and Development Director
George Marshall, City Engineer
Ben Rodriquez, Planning and Development Manager
Brett Cast, Engineering Services Coordinator
Cody Collier, Public Works Director
Lee Ann Bunselmeyer, Director of Finance, Communication & Strategic Services
Jason Alexander, Economic Development Corporation Director
Patricia Adams, Messer, Rockefeller, & Fort
Kimberly Pence, City Secretary

CALL TO ORDER, INVOCATION, PLEDGE OF ALLEGIANCE & TEXAS PLEDGE:

"Honor the Texas Flag: I pledge allegiance to thee, Texas, one state under God, one and indivisible".

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: National Community Planning Month - Mayor Heidemann read the Proclamation into the record.

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 separate

1. Consider and act on an Interlocal Agreement with the City of Corinth and the Lake Cities for Mutual Aid.

2. Consider approval of the Fourth Amendment to the Tower Lease Agreement for Metroplex Telephone Company, (and their successors), at 3031 Meadowview Dr. and allow the City Manager to sign any necessary documents.

MOTION made by Councilmember Garber to approve the Consent Agenda as presented. Seconded by Councilmember Johnson.

AYES: Burke, Garber, Johnson, Henderson, Pickens
NOES: None
ABSENT: None

MOTION CARRIED

CITIZEN'S 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.

No one spoke during Citizens Comments.

BUSINESS AGENDA:

3. Consider and act on an Ordinance approving the Exclusive Contract for Solid Waste and Recycling Services for the City of Corinth Texas by and between the City of Corinth and Community Waste Disposal.

Bob Hart, City Manager - The current solid waste collections contract expires December 31, 2019. Council discussed the various options available during the spring and based on that discussion staff has pursued a renewal of the contract with CWD under the franchise provision of the city charter.

The term of the contract is five (5) years beginning January 1, 2020 through December 31, 2024, with up to three (3) renewal terms of three (3) years each.

Councilmember Henderson - we have had great service from CWD however, I have noticed a big change within the last 3 or 4 months. It is not what we are used to from CWD and I have noticed this in my neighborhood and heard from some of my neighbors and would like to know if you are aware of this and what corrections are being made?

Paul Hanson, CWD General Manager - yes, we are aware of some of these issues. It has been a rough summer in terms of the economy is booming and we are competing for labor with construction and we have had some turn-over. We are addressing it and increasing our supervision. We have added additional contracts in the last year and we do appreciate your patience in regards to that and we have successfully intergraded these contracts. We do not have anything significant on the horizon and getting back under control.

Mayor Heidemann - one thing I received was a note from the post office to keep the containers away from the mailboxes. Please make your people aware of that so they don't place those containers in front of the mailboxes because the post office may have the right to not deliver the mail if it is blocked.

Paul Hanson, CWD General Manager - absolutely we should not be leaving cans in the street, blocking driveways, blocking the mailboxes or thrown so if you ever have any of those issues in the future please contact me directly or contact staff. We will go back and make that a focus going forward.

Councilmember Henderson - do you have a time-frame of when we can expect this to happen? The additional contracts it is good for your business but for your customers who have been your customers, we should not suffer poor service for your new service. Does that make sense?

Paul Hanson, CWD General Manager - exactly, we have gotten more trucks in and all these things are coming together and you should see progress very quickly. We will be out there next week checking and making sure things are cleaned up.

Councilmember Pickens - do you offer a smaller recycling receptacle for the disabled? Something smaller for individuals who can't handle something that large.

Paul Hanson, CWD General Manager - we offer a 35 gallon cart. We don't normally advertise it in the City but if someone has a specific need we do offer those on an individual basis.

MOTION made by Councilmember Garber to approve the Ordinance approving the Exclusive Contract for Solid Waste and Recycling Services for the City of Corinth Texas by and between the City of Corinth and Community Waste Disposal. Seconded by Councilmember Johnson.

AYES: Burke, Garber, Johnson, Henderson, Pickens
NOES: None
ABSENT: None

MOTION CARRIED

4. Consider and act on an ordinance amending section 52.07 of the Code of Ordinance relating to charges for certain refuse, recycling, and household hazardous waste services and providing an effective date of January 1, 2020.

Bob Hart, City Manager - this is an Ordinance that makes the rate adjustment consistent with the contract that you just approved and would be effective on January 1, 2020.

MOTION made by Councilmember Johnson to approve the Ordinance amending section 52.07 of the Code of Ordinance relating to charges for certain refuse, recycling, and household hazardous waste services and providing an effective date of January 1, 2020. Seconded by Councilmember Henderson.

AYES: Burke, Garber, Johnson, Henderson, Pickens
NOES: None
ABSENT: None

MOTION CARRIED

5. Consider and act upon a resolution to implement and enforce the Texas state rule on locally enforced motor Vehicle Idling Limitations and to approve entering into a Memorandum of Agreement (MOA) with the Texas Commission on Environmental Quality to enforce this rule locally.

Ben Rodriguez, Planning and Development Manager - staff is working towards a series of policy updates in relation to the Mobility 2045 Plan. The restrictions are only applicable to vehicles that are greater than

14,000 and there is a large number of exemptions available for vehicles such as police and fire or any vehicle that was produced later than 2008 and has enhanced EPA admission standards.

Mobility 2045 includes a voluntary list of policies that local governments and transportation agencies can choose to adopt. These policies aim to address issues that affect transportation in the region and cover a wide range of topics.

By voluntarily adopting 50 percent of these policies, participating agencies will receive an offset of local funds in federal transportation projects in the form of Transportation Development Credits (TDCs).

One of the policies that the NCTCOG requests municipalities adopt is a policy regulating the idling of vehicles for extended periods of time, which requires that a municipality supports the Texas Commission on Environmental Quality (TCEQ) restrictions on idling vehicles for periods exceeding five minutes. This resolution signifies the City's support for the TCEQ's restrictions on idling vehicles and authorizes the City Manager to execute a Memorandum of Agreement in which the City agrees to implement the TCEQ's rules.

Following the execution of the agreement staff will formulate a plan for the implementation of these rules. Staff is recommending approval as presented.

MOTION made by Councilmember Johnson to approve a Resolution to implement and enforce the Texas state rule on locally enforced motor Vehicle Idling Limitations and to approve entering into a Memorandum of Agreement (MOA) with the Texas Commission on Environmental Quality to enforce this rule locally. Seconded by Councilmember Pickens.

AYES: Burke, Garber, Johnson, Henderson, Pickens
NOES: None
ABSENT: None

MOTION CARRIED

6. Consider and act upon a resolution adopting a Complete Streets Policy.

Ben Rodriquez, Planning and Development Manager - One of the policies which qualifies under NCTCOG's MTP for municipalities to adopt is a complete streets policy.

Complete streets provide access to all forms of transportation, including but not limited to vehicles, bicycles, walking, and transit opportunities with the goal of promoting walkable communities and alternative forms of transportation for residents.

The City's complete streets policy will provide a framework for staff in our efforts to craft development standards to implement the goals of the policy. Additionally, this policy will assist the City in receiving funding opportunities through the NCTCOG for improvements such as bike lanes, walking trails, and transit opportunities. Staff recommends approval as presented.

MOTION made by Councilmember Burke to approve a Resolution adopting a Complete Streets Policy as presented. Seconded by Councilmember Henderson

AYES: Burke, Garber, Johnson, Henderson, Pickens
NOES: None
ABSENT: None

MOTION CARRIED

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.

Councilmember Garber - for those of you that got an opportunity to ride with the officers during the National Night Out, that was an excellent opportunity, not only to get to know the officers better but to get to see what it is like to be out in the community with the officers. I will tell you that the reception and just the pure number of folks that we had out visiting was impressive and very well received.

Bob Hart, City Manager - the Lake Dallas ISD Educational Gala is coming up on Thursday, November 7 and we have two tables for that and wanted to figure out who was going to attend. If you or your spouse is able to go please let me know.

Mayor Heidemann - I have always wondered how the sirens and lights were turned on and Captain Jimmie Gregg was so kind to let me turn them on and off. It was fun and I scared a few people. It was a great night out and I appreciate Chief Garner coordinating the event.

There was no Closed Session during the Regular Schedule meeting.

CLOSED SESSION

The City Council will convene in such executive or (closed session) to consider any matters regarding any of the above agenda items as well as the following matters pursuant to Chapter 551 of the Texas Government Code. **Closed Session may happen at any time during the Workshop Session and before the start of a City Council Regular Session.**

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 551.

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 government body in negotiations with a third person

- a. **Right of Way for Lake Sharon Alignment**
- b. **Right of Way for North Corinth Street Alignment**
- c. **Right of Way for NCTC Way**
- d. **Potential acquisition of real property along Corinth Parkway and Lynchburg Creek for drainage improvements, infrastructure improvements, open space and transit related facilities.**

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.

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.

a. Project Pampa

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. Closed Session may happen at any time during the Workshop Session and before the start of a City Council Regular Session.

RECONVENE IN OPEN SESSION - In accordance with Texas Government Code, Chapter 551 the City Council will reconvene into Regular Session to consider action, if any, on matters discussed in Executive Session.

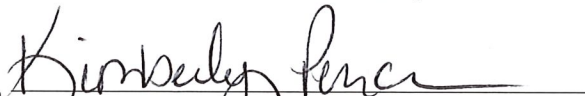
ADJOURN:

Mayor Heidemann adjourned the meeting at 7:40 P.M.

AYES: All

Meeting adjourned.

Approved by Council on the 14 day of November, 2019.



Kimberly Pence, City Secretary
City of Corinth, Texas

