



CITY COUNCIL WORKSHOP AND REGULAR SESSION - MINUTES

Thursday, January 20, 2022 at 6:00 PM

City Hall | 3300 Corinth Parkway

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

On this, the 20th day of January 2022, the City Council of the City of Corinth, Texas, met in Workshop & Regular Session at the Corinth City Hall at 5:45 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:

Council Members Present:

Bill Heidemann, Mayor
Sam Burke, Mayor Pro Tem
Scott Garber, Council Member
Steve Holzwarth, Council Member
Tina Henderson, Council Member
Kelly Pickens, Council Member

Staff Members Present:

Bob Hart, City Manager
Katherine Lindsey, Assistant to the City Manager/Deputy City Secretary
Patricia Adams, City Attorney
Jerry Garner, Police Chief
Lee Ann Bunselmeyer, Finance, Communications & Strategic Services Director
Brett Cast, Chief Budget Officer
Glenn Barker, Public Works Director
Elise Back, Economic Development Director
Cleve Joiner, Building Official
Michelle Mixell, Planning and Development Manager
Shelley McCann, Code Compliance Officer
Shea Rodgers, Chief Technology Officer
Lance Stacy, City Marshal

CALL TO ORDER

Mayor Heidemann called the meeting to order at 6:00 P.M.

WORKSHOP AGENDA

1. Receive a report, hold a discussion, and provide staff direction on the draft Tree Preservation Ordinance provisions/comparison findings update.

The item was presented and discussed.

2. Hold a discussion on the establishment of governance policies for City Council and City Boards and Commissions.

The item was not presented and will be moved to a future meeting.

3. Discuss Regular Meeting Items on Regular Session Agenda, including the consideration of closed session items as set forth in the Closed Session agenda items below.

No items for the Regular Session Meeting were discussed.

ADJOURN WORKSHOP

Mayor Heidemann adjourned the Workshop Session at 6:33 P.M., and immediately convened into Closed Session.

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. After discussion of any matters in closed session, any final action or vote taken will be 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. Mayor Heidemann convened into Closed Session at 6:33 P.M.

Section 551.071 - Legal Advice. (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 conflict with Chapter 551.

- a. Unauthorized third-party use of City-owned property.

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

- a. BEING a 60-foot-wide strip of land situated in the L.H. BATES SURVEY, Abstract No. 204, Corinth, Denton County, Texas, and being a portion of Lol 2, Block A, PINNELL SQUARE ADDITION, to the City of Corinth, Denton County Texas according to the plat recorded in Document No. 07-22993, of the Official Public Records of Denton County, Texas, and also being a portion of the tract of land conveyed to North Texas Crossroads Investment, LLC, by the deed recorded in Document No. 2008-100464, of the Official Public Records of Denton County, Texas. Consisting of 0.347 acres of land.

- b. BEING a 60-foot-wide strip of land situated in the L.H. BATES SURVEY, Abstract No. 204, Corinth, Denton County, Texas, and being a portion of Lot 2, McCLAIN ADDITION, to the City of Corinth, Denton County Texas according to the plat recorded in Document No. 96-R0029793, of the Official Public Records of Denton County, Texas, and also being a portion of the tract of land conveyed to Nathan McClain, by the deed recorded in Document No. 94-0078637, of the Official Public Records of Denton County, Texas. Consisting of 0.251 acres of land.

Section 551.087 - Economic Development. 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 project.

- a. Project Agora.

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

Consider and take appropriate action regarding unauthorized third-party use of City-owned property generally located at 6801 South Interstate 35, including authorization to the City Attorney for filing appropriate legal action for available remedies.

Mayor Heidemann recessed the Closed Session at 6:52 P.M.

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

Mayor Heidemann called the Regular Session Meeting to order at 7:02 P.M.

PROCLAMATIONS AND PRESENTATIONS

1. Proclamation recognizing Law Enforcement Appreciation Month - January.

Police Chief Garner accepted the Proclamation for Law Enforcement Appreciation Month.

2. Presentation of the 2021 Richard R. Lillie Texas Chapter of the American Planning Association Excellence Award.

Michelle Mixell accepted The American Planning Association Excellence Award on behalf of the Planning and Development Department.

CITIZENS COMMENTS

Please limit your comments to three 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. Council is prohibited from acting on or discussing items brought before them at this time.

There were no comments made.

CONSENT AGENDA

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

3. Consider and act on minutes from the January 13, 2022, City Council Meeting.
4. Consider and act on Resolution No. 22-01-20-01 reviewing and adopting the investment policy for funds for the City of Corinth and providing an effective date.
5. Consider and act on Resolution 22-01-20-02 reviewing and adopting the investment policy for funds for the Economic Development Corporation Investment Policy and providing an effective date.
6. Consider and act on Resolution No. 22-01-20-04 reviewing and adopting the investment policy for funds for the Fire Control, Prevention, and Emergency Medical Services District and providing an effective date.
7. Consider and act on Resolution No. 22-01-20-03 reviewing and adopting the investment policy for funds for the Crime Control and Prevention District and providing an effective date.
8. Consider and act on the purchase and installation of Cisco Call Center software in an amount not to exceed \$82,950 utilizing American Rescue Plan Act funding and authorizing the City Manager to execute the necessary documents.

Motion made by Council Member Garber to approve the Consent Agenda as presented. Seconded by Council Member Henderson.

Voting Yea: Mayor Pro Tem Burke, Council Member Garber, Council Member Holzwarth, Council Member Henderson, Council Member Pickens

BUSINESS AGENDA

9. Consider and act on a contract with N.G. Painting for the Woods Ground Storage Tank rehab Capital Improvement Project (CIP) WA 22-01 & 22-02 projects, in an amount not to exceed \$1,209,750, and authorizing the City Manager to execute the necessary documents.

Motion made by Council Member Garber to approve the contract with N.G. Painting for the Ground Storage Tank rehab - Capital Improvement Project, in an amount not to exceed \$1,209,750, and authorizing the City Manager to execute the necessary documents. Seconded by Mayor Pro Tem Burke.

Voting Yea: Mayor Pro Tem Burke, Council Member Garber, Council Member Holzwarth, Council Member Henderson, Council Member Pickens

10. Consider and act on the purchase of four (4) generators through the BuyBoard, from Waukesha-Pearce Industries, Inc., in an amount not to exceed \$756,973, and authorizing the City Manager to execute the necessary documents.

Motion made by Mayor Pro Tem Burke to approve the purchase of four generators via the Buyboard, from Waukesha-Pearce Industries, in an amount not to exceed \$756,973, as approved in the FY 2021-2022 budget using ARPA funds and authorizing the City Manager to execute the necessary documents. Seconded by Council Member Garber.

Voting Yea: Mayor Pro Tem Burke, Council Member Garber, Council Member Holzwarth, Council Member Henderson, Council Member Pickens

11. Consider and act on an ordinance adopting a new section of the Municipal Code of Corinth, creating Chapter 150.200 to include Single Family Rental Program.

Motion made by Council Member Garber to approve Ordinance No. 22-01-20-01 adopting a new section of the Corinth Municipal Code, creating Chapter 150.200 to include the Single-Family Rental Program. Seconded by Mayor Pro Tem Burke.

Voting Yea: Mayor Pro Tem Burke, Council Member Garber, Council Member Holzwarth, Council Member Pickens

Voting Nay: Council Member Henderson

12. Consider and act on an ordinance amending Chapter 118 of the Municipal Code of Corinth, specifying types and uses of Portable Storage Units (PSU) and Unattended Outdoor Temporary Receptacles (UTOR).

Motion made by Council Member Garber to approve Ordinance No. 22-01-20-02 amending Chapter 118 of the Corinth Municipal Code, to include Portable Storage Units and Unattended Outdoor Temporary Receptacles. Seconded by Council Member Henderson.

Voting Yea: Mayor Pro Tem Burke, Council Member Garber, Council Member Holzwarth, Council Member Henderson, Council Member Pickens

13. Consider and act on an ordinance of the City Council of the City of Corinth Texas authorizing the City Manager to execute an agreement between the City of Corinth and the Lake Cities Chamber of Commerce for the payment and use of Hotel Tax Revenue.

Council Member Henderson recused herself from the discussion of this item.

Motion made by Mayor Pro Tem Burke to approve Ordinance No. 22-01-20-03 authorizing an agreement between the City of Corinth and the Lake Cities Chamber of Commerce for the payment of Hotel Revenue Tax and authorizing the City Manager to execute the necessary documents. Seconded by Council Member Garber.

Voting Yea: Mayor Pro Tem Burke, Council Member Garber, Council Member Holzwarth, Council Member Pickens

Abstain: Council Member Henderson

14. Consider and act on the current electric power franchise between the City and Oncor Electric Delivery Company, LLC to authorize the use by Oncor Electric Delivery of the present and future streets, alleys, highways, public utility easements, public ways and public property of the City in accordance with the terms of the existing franchise, providing for compensation to City; directing publication of a summary of the purpose of the Ordinance in the official City newspaper as required by City Charter; and providing an effective date.

No discussion or action was taken. Item deferred to a future meeting.

COUNCIL COMMENTS & FUTURE AGENDA ITEMS

The purpose of this section is to allow each Council Member the opportunity to provide general updates and/or comments to fellow Council Members, 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 Council Member may direct that an item be added as a business item to any future agenda.

Council Member Holzwarth asked City Manager Hart about the trash and litter on I-35 and asked about Keep Corinth Beautiful volunteering to help. Bob Hart responded by saying the matter will be re-visited because of the matter had been raised in the past, but KCB was reluctant due to the danger posed by nearby high-speed vehicles.

Bob Hart gave a reminder about the Joint City Council Meeting at 6:00 P.M. on January 26th in the community room at the Corinth Public Safety Building. The four city managers will meet tomorrow to finalize the agenda.

Mayor Heidemann reiterated his thanks for the City's police officers.

ADJOURN

Mayor Heidemann adjourned the Regular Session Meeting at 7:49 P.M.

AYES: All

Meeting adjourned.

Approved by the City Council on the 17th day of February 2022.

Katherine Lindsey

Assistant to the City Manager/Deputy City Secretary

