

**STATE OF TEXAS
COUNTY OF DENTON
TOWN OF HICKORY CREEK**

The town council of the Town of Hickory Creek, Texas convened in a regular session on July 19, 2016 at 6:30 p.m. in the council chambers, located at 1075 Ronald Reagan Avenue. Notice of the meeting was posted as required by Title 5, Chapter 551 of the Texas Government Code. The following members were present and constituted a quorum of members:

Lynn Clark, Mayor
Tracee Elrod, Councilmember Place 1
Richard DuPree, Councilmember Place 2
Chris Gordon, Councilmember Place 3
Paul Kenney, Mayor Pro Tem

Absent: Ian Theodore, Councilmember Place 5

Also in attendance were:

John M. Smith, Jr., Town Administrator
Kristi K. Rogers, Town Secretary
Carey Dunn, Chief of Police
Dorwin Sargent, Town Attorney

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

Following the Pledge of Allegiance, Mayor Clark requested a moment of silence be observed for the law enforcement officers from Dallas, Baton Rouge and Kansas City who lost their lives. Mayor Clark then gave the invocation.

Items of Community Interest

The Hickory Creek Police Department and Know Before You Go presented a Water Safety Event on July 15, 2016. The event was hosted by the Mansions at Hickory Creek.

The 5th Annual Texas Oklahoma Patriot Shootout (T.O.P.S.) fishing tournament will be held September 30, 2016 and October 1, 2016.

Public Comment

Albert Chastain, 69 Robins Nest Drive, stated he has lived in Hickory Creek for over forty years. He plans on filing a grievance with the Texas Board of Professional Engineers regarding the engineering for the Main Street Reconstruction Project. He also expressed concerns about the construction company due to the amount of dust, traffic control issues, and in his opinion, traffic was allowed to travel on Main Street prior to the concrete curing.

Item B - Public Hearing

No public hearing.

Item C – Consent Agenda Items

1. May 2016 Police Report
2. June 2016 Police Report
3. May 2016 Fire Report
4. June 2016 Fire Report
5. May 2016 Court Report
6. June 2016 Court Report
7. May 2016 Building Report
8. June 2016 Building Report
9. May 2016 Council Meeting Minutes
10. May 2016 Financial Statements
11. June 2016 Financial Statements
12. Consider and act on the 2016 Interlocal Cooperation Agreement for Ad Valorem Tax Collection between the Town of Hickory Creek and Denton County.
13. Consider and act on the 2016 Interlocal Cooperation Agreement for Assessment Collection between the Town of Hickory Creek and Denton County for Hickory Creek Public Improvement District No. 1 (Public Improvements).
14. Consider and act on the 2016 Interlocal Cooperation Agreement for Assessment Collection between the Town of Hickory Creek and Denton County for Hickory Creek Public Improvement District No. 1 (Roadway Maintenance).
15. Consider and act on the 2016 Interlocal Cooperation Agreement for Assessment Collection between the Town of Hickory Creek and Denton County for Hickory Creek Public Improvement District No. 1 (Safety Services).
16. Consider and act on the 2016 Interlocal Cooperation Agreement for Assessment Collection between the Town of Hickory Creek and Denton County for Hickory Creek Public Improvement District No. 2 (Public Improvements).
17. Consider and act on an interlocal cooperation agreement for Shared Governance Communications and Dispatch Services System with Denton County, Texas.

Motion: made by Councilmember DuPree to approve consent agenda Items C1 – C17 as presented. Motion seconded by Councilmember Elrod.

Ayes: Councilmember Elrod, Councilmember DuPree, Councilmember Gordon and Councilmember Kenney.

Nays: None

MOTION PASSED UNANIMOUSLY

Item D – Regular Agenda Items

D (1) - Interview applicants for the Parks and Recreation Board and the Planning and Zoning Commission.

The town council interviewed Noah Elrod for the Parks and Recreation Board and Mike Thames for the Planning and Zoning Commission.

D (2) - Consider and act on an appointment to the Parks and Recreation Board.

Item D (2) and Item D (3) were considered together.

D (3) - Consider and act on an appointment to the Planning and Zoning Commission.

Motion: made by Councilmember Gordon to appoint Noah Elrod to Place 6 on the Parks and Recreation Board to fulfill a two-year term and Mike Thames to Place 1 on the Planning and Zoning Commission for a one-year term. Motion seconded by Councilmember DuPree

Ayes: Councilmember DuPree, Councilmember Gordon and Councilmember Kenney.

Nays: None

Abstained: Councilmember Elrod.

MOTION PASSED

D (4) - Consider and act on a resolution appointing one member to the Board of Managers of the Denco Area 9-1-1 District.

Motion: made by Councilmember Gordon to approve the resolution appointing Jim Carter to the Board of Managers of the Denco Area 9-1-1 District. Motion seconded by Councilmember Kenney.

Ayes: Councilmember Elrod, Councilmember DuPree, Councilmember Gordon and Councilmember Kenney.

Nays: None

MOTION PASSED UNANIMOUSLY

D (5) - Consider and act on purchasing playground equipment for Tanglewood Park.

Motion: made by Councilmember Gordon to accept Quote 4770 and Quote 1735 from PlayWorks in an amount not to exceed \$40,000.00. Motion seconded by Councilmember Dupree.

Ayes: Councilmember Elrod, Councilmember DuPree, Councilmember Gordon and Councilmember Kenney.

Nays: None

MOTION PASSED UNANIMOUSLY

D (6) - Discussion regarding proposal by Keith Walters for development of wedding venue/event facility in the extraterritorial jurisdiction of the Town.

Keith Walters, Walters Wedding Estates, stated he is interested in converting the property located at 1851 Turbeville Road to an event venue. Currently the property is included in a development agreement that would need to be modified. Mr. Walters would like for the property to remain in the extra territorial jurisdiction of the town. Further discussions were held which included the Point Vista Road expansion which will run directly behind the property and the possibility of negotiating incentives.

D (7) - Consider and act on allocating funds for body worn cameras.

Motion: made by Councilmember Kenney to approve allocating funds for body worn cameras in an amount not to exceed \$13,827.50 from WatchGuard. Motion seconded by Councilmember Elrod.

Ayes: Councilmember Elrod, Councilmember DuPree, Councilmember Gordon and Councilmember Kenney.

Nays: None

MOTION PASSED UNANIMOUSLY

D (8) - Consider and act on an interlocal cooperation agreement for DCTA Trail Maintenance between Denton County Transportation Authority and the Town of Hickory Creek.

Motion: made by Councilmember Gordon to approve an interlocal agreement for DCTA Trail Maintenance. Motion seconded by Councilmember Elrod.

Ayes: Councilmember Elrod, Councilmember DuPree, Councilmember Gordon and Councilmember Kenney.

Nays: None

MOTION PASSED UNANIMOUSLY

D (9) - Consider and act on an interlocal agreement with Frisco, Texas for the purchase of goods and services commonly utilized by each party.

Motion: made by Councilmember Elrod to approve an interlocal agreement with Frisco, Texas for the purchase of goods and services commonly utilized by each party. Motion seconded by Councilmember DuPree.

Ayes: Councilmember Elrod, Councilmember DuPree, Councilmember Gordon and Councilmember Kenney.

Nays: None

MOTION PASSED UNANIMOUSLY

D (10) - Consider and act on an appointment to the Economic Development Corporation.

Motion: made by Councilmember Gordon to appoint Tracee Elrod to the Economic Development Corporation. Motion seconded by Councilmember Kenney.

Ayes: Councilmember DuPree, Councilmember Gordon and Councilmember Kenney.

Nays: None

Abstained: Councilmember Elrod.

MOTION PASSED

D (11) - Consider and act on Change Order No.3 and Change Order No. 4 for the Main Street Reconstruction and Hickory Creek CIP project.

Motion: made by Councilmember Gordon to accept Change Order No.3 and Change Order No. 4 for the Main Street and Hickory Creek CIP project. Motion seconded by Councilmember DuPree.

Ayes: Councilmember Elrod, Councilmember DuPree, Councilmember Gordon and Councilmember Kenney.

Nays: None

MOTION PASSED UNANIMOUSLY

D (12) - Discussion regarding fire services.

The town currently has an Interlocal Agreement with the City of Corinth for the Lake Cities Fire Department to provide fire services until September 30, 2017. The agreement states the town must give notification no later than October 1, 2016 of its intention to renew or not. On March 29, 2016 the town council received a presentation from the City of Corinth and on May 31, 2016 from the Denton County Emergency Services District (ESD) No. 1. The town council is considering proposals from each entity.

D (13) - Consider and act on hiring a consultant to evaluate fire services.

Motion: made by Councilmember Gordon to hire a consultant to evaluate fire services with the contingency Lake Dallas and Shady Shores agree to participate in hiring and funding. Motion seconded by Councilmember DuPree.

Ayes: Councilmember Elrod, Councilmember DuPree, Councilmember Gordon and Councilmember Kenney.

Nays: None

MOTION PASSED UNANIMOUSLY

D (14) - Consider and act on improvements to Sycamore Bend Road.

John M. Smith, Town Administrator, presented town council two options regarding improvements to Sycamore Bend Road. Prior to the project going out for bid, the town must receive approval from the U.S. Army Corps of Engineers. Option 1 will widen Sycamore Bend Road and Option 2 will widen and elevate Sycamore Bend Road.

Motion: made by Councilmember Kenney for the town administrator to present the U.S. Corps of Engineers Option 1 as presented. Motion seconded by Councilmember Elrod.

Ayes: Councilmember Elrod, Councilmember DuPree, Councilmember Gordon and Councilmember Kenney.

Nays: None

MOTION PASSED UNANIMOUSLY

D (15) - Appointments of council liaisons for the various boards.

Mayor Clark appointed the following liaisons for the various boards: Tracee Elrod - EDC, Paul Kenney- Planning and Zoning Commission, Ian Theodore - Parks and Recreation, Chris Gordon – Board of Adjustments, Richard DuPree - Police and Animal Shelter Advisory Committee.

D (16) - Consider and act on renewing Blackboard Connect Emergency and Outreach Messaging.

Motion: made by Councilmember Elrod not to renew Blackboard Connect Emergency and Outreach Messaging. Motion seconded by Councilmember Kenney.

Ayes: Councilmember Elrod, Councilmember DuPree, Councilmember Gordon and Councilmember Kenney.

Nays: None

MOTION PASSED UNANIMOUSLY

Item E - Executive Session: The Town Council convened into executive session at 8:21 p.m. pursuant to Chapter 551 of the Texas Government Code Section 551.071, Consultation with City Attorney and other legal counsel on matters in which the duty of the attorney(s) to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act, or on matters pertaining to pending or contemplated litigation.

1. Discussion regarding confidential contractual negotiations for the provision of fire services.

Item F - Reconvene into Open Session: The Town Council reconvened into open session at 9:34 p.m.

Motion: made by Councilmember Gordon for the town administrator to act as directed in executive session. Motion seconded by Councilmember Elrod.

Ayes: Councilmember Elrod, Councilmember DuPree, Councilmember Gordon and Councilmember Kenney.

Nays: None

MOTION PASSED UNANIMOUSLY

Item G – Adjournment

Motion: made by Councilmember Kenney to adjourn the meeting. Motion seconded by Councilmember Elrod.

Ayes: Councilmember Elrod, Councilmember DuPree, Councilmember Gordon and Councilmember Kenney.

Nays: None

MOTION PASSED UNANIMOUSLY

The meeting did then stand adjourned at 9:35 p.m.

Approved:

Attest:

Lynn C. Clark, Mayor
Town of Hickory Creek

Kristi K. Rogers, Town Secretary
Town of Hickory Creek