

CITY OF VAN ALSTYNE

MINUTES

City Council Special Called Meeting

Van Alstyne Community Center

262 N. Preston Ave

MARCH 7, 2017

6:35 P.M.

Members present: Mayor Larry Cooper, Billy Plake, Robert Jaska, Russell Moore and Brad Clough.

Staff present: Frank Baker, Jennifer Gould, Steve White, Tim Barnes, Jeremy Powell, Ashley McSwain, Judy Kimzey and Jodi Carr.

AGENDA

1. Call to Order. *Mayor Cooper called the meeting to order at 6:59pm.*
2. Citizens Communications. *None.*

PUBLIC HEARINGS

3. Conduct a Public Hearing regarding various zoning text amendments which includes but is not limited to, amending the Code of Ordinances at Chapter 32 "Signs and Other Advertising", Article I, "In General", Section 32-2 "Definitions" to add a certain term; Article III, "Specific Type of Signs", enacting Section 32-84 to be entitled "Zoning Signs"; and amending Chapter 46 "Zoning", Article V, "Administration", Section 46-107 "Zoning Board Of Adjustment" to clarify the procedure for hearing and notice of an appeal before the Zoning Board of Adjustment; Section 46-109 "Amendments Zoning Regulations and Administrative Procedures" to clarify the procedures for hearing and notice before the Planning and Zoning Commission and City Council; and Article II, "District Regulations", Section 46-36, "MF - Multi Family Residential District" to revise a certain term, Section 46-41 entitled "MI - 2 Manufacturing/Industrial District; Heavy" to revise screening of storage requirements Section 46-45, "Area, Setback, Height, and Coverage Regulations" to revise the notes for area, setback, height and coverage regulations. *The Public Hearing opened at 7:00pm. Mayor Cooper gave a summary of the proposed changes. Jim Atchison spoke on behalf of the Planning and Zoning Commission and further detailed the changes. There being no further comment, the hearing closed at 7:07pm.*
4. Conduct a Public Hearing regarding a proposed ordinance amending the Code of Ordinances, Chapter 42, Article I, Section 42-1, to add additional designated truck routes in the City of Van Alstyne. *The Public Hearing opened at 7:07pm. Jim Atchison addressed Council as a resident of the area of concern and expressed favor as heavy or large truck traffic is an issue on occasion. Doti Izzi questioned the appropriateness of the proposed route as it seems to be a residential area as well. Mayor Cooper added that the proposed route is residential but not as heavily as the area of concern. There being no further comment, the hearing closed at 7:10pm.*

CONSENT AGENDA

Items listed on the consent agenda allow the Council to approve all items together without discussion or individual motions. Items may be removed from the consent agenda on the request of any one member of the Council. Removed items will be discussed and action taken immediately after the consent agenda.

5. Consider and take any action necessary regarding approval of minutes from the February 14, 2017 regular meeting and the February 17, 2017 emergency meeting.
6. Consider and take any action necessary regarding the appointment of Emily Kendrick and Richard Whiteside to the Library Board.
8. Consider and take any action necessary regarding hiring a Community Development Corporation Director and the City entering into an agreement with VACDC related to items such as funding, duties and supervising such position.
9. Consider and take any action necessary regarding amending the Van Alstyne Community Development Corporation fiscal year 2016-2017 operating budget to increase expenses \$55,000.00 to add \$30,000.00 for the façade program, \$9,000.00 for development of the Parks Master Plan and up to \$16,000.00 for participation in the Master Plan update.

Billy Plake made a motion to approve items 5, 6, 8 and 9 on the consent agenda. Russell Moore seconded the motion and the motion passed unanimously.

REGULAR AGENDA (NON-CONSENT)

7. Consider and take any action necessary regarding approval of meeting guidelines for the Parks and Recreation Board. *No action taken.*
10. Consider and take any action necessary regarding approval of an ordinance incorporation various zoning text amendments which includes but is not limited to, amending the Code of Ordinances at Chapter 32 “Signs and Other Advertising”, Article I, “In General”, Section 32-2 “Definitions” to add a certain term; Article III, “Specific Type of Signs”, enacting Section 32-84 to be entitled “Zoning Signs”; and amending Chapter 46 “Zoning”, Article V, “Administration”, Section 46-107 “Zoning Board Of Adjustment” to clarify the procedure for hearing and notice of an appeal before the Zoning Board of Adjustment; Section 46-109 “Amendments Zoning Regulations and Administrative Procedures” to clarify the procedures for hearing and notice before the Planning and Zoning Commission and City Council; and Article II, “District Regulations”, Section 46-36, “MF - Multi Family Residential District” to revise a certain term, Section 46-41 entitled “MI - 2 Manufacturing/Industrial District; Heavy” to revise screening of storage requirements Section 46-45, “Area, Setback, Height, and Coverage Regulations” to revise the notes for area, setback, height and coverage regulations. *Robert Jaska questioned striking number five on page seven of eleven. Julie Fort advised the provision was moved to page four of five. Mr. Jaska also questioned why it would be recommended to strike “opaque wood fence or” from page nine of eleven. Mrs. Fort answered, the striking of said phrase will insure the Zoning Ordinance matches the Subdivision Ordinance as well as the Design Manual. Brad Clough made a motion to approve the proposed ordinance. Russell Moore seconded the motion and the motion passed unanimously.*
11. Consider and take any action necessary regarding approval of an ordinance amending the Code of Ordinances, Chapter 42, Article I, Section 42-1, to add additional designated truck routes in the City of Van Alstyne. *Brad Clough expressed concern for travel north of John Douglas to FM 121. Frank Baker advised that it is best to direct heavy truck traffic to TxDot roads. The concern for line of site is understood however elevated cabs are better able to see traffic coming over the railroad tracks. Mr. Baker clarified that trucks are welcome to go east on Martin Duke Road toward FM 3133 but the City is not able to control the roadway. To designate a route in the City that can be controlled is the best action and the proposed seems to be the best route. Billy Plake made a motion to approve the proposed ordinance. Motion failed for lack of a second.*
12. Consider and take any action necessary regarding passage of a resolution approving the use of sales and use tax proceeds to fund \$5,000.00 for façade improvements to the Van Alstyne Public Library by the Van Alstyne Community Development Corporation. *Brad Clough made a motion to*

approve the proposed resolution. Robert Jaska seconded the motion and the motion passed unanimously.

13. Departmental Reports. *Jodi Carr provided an update on various EDC projects, Judy Kimzey provided the Library Department statistics for the prior month, Steve White provided an update on various Public Works Department projects, Lt. Jeremy Powell provided Fire Department statistics for the prior month, Chief Tim Barnes provided Police Department statistics for the prior month and Jennifer Gould provided the Administrative Department statistics for the prior month. Len McManus advised of the status of development around town.*
14. City Manager's Report. *Frank Baker advised of a number of development meetings and TxDot meetings.*
15. Mayor and Council Closing Comments. *Mayor Cooper advised of a successful Keep Van Alstyne Beautiful trash pickup event the prior weekend and thanked members of KVAB for their volunteerism. Brad Clough thanked the newly appointed Library Board members for the willingness to serve.*

EXECUTIVE SESSION

In accordance with Chapter 551 of the Texas Government Code (Open Meetings Law), the City Council may meet in a closed Executive Session pursuant to applicable laws.

16. All items below for Executive Session:

Pursuant to the following designated sections of Texas Government Code, Annotated, Subchapter 551, the Council will enter into executive session to discuss the following items:

- a) Section 551.071 [Consultation with Attorney] regarding (i) sale and/or purchase of property and (ii) Landon Smith v. The City of Van Alstyne, Texas Cause No. CV-15-1235, Grayson County.

City Council recessed into executive session at 7:45pm.

City Council reconvened into open session at 9:25pm.

OPEN MEETING

17. Adjournment. *Mayor Cooper adjourned the meeting at 9:25pm.*

Larry Cooper, Mayor

ATTEST:

Jennifer Gould, City Clerk