

**CITY OF VAN ALSTYNE**

**MINUTES**

**City Council Meeting**

Van Alstyne Community Center  
262 N. Preston Ave

**Tuesday, June 14, 2016  
6:30 P.M.**

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

Staff present: Frank Baker, Jennifer Gould, Tim Barnes, Steve White and Judy Kimzey.

**AGENDA**

1. Call to Order. *Mayor Cooper called the meeting to order at 6:35pm.*
2. Invocation.
3. Pledges of Allegiance. *(US and Texas)*
4. Citizens Communications. *Larry Adams addressed Council regarding agenda item 21. Mr. Adams advised of Adams Automotive's dedication to the City of the past 10 years adding that they have been loyal missing no call outs.*

**PUBLIC HEARINGS**

5. Conduct a Public Hearing regarding a request by the owner/agent of the property being described as DIVISIONS VAN ALSTYNE, LOT PT 6 more commonly known as 302 N Main Drive to change the current zoning from Commercial District - General (C – 2) to Single Family Residential – 60 (SF – 60). *The Public Hearing opened at 6:38pm. There being no public comment the hearing closed at 6:39pm.*
6. Conduct a Public Hearing regarding a request by the owner/agent of the property being described as GREERS 1ST ADDN, BLOCK 5, LOT PT N 1/2 OF 2, ACRES .09 more commonly known as 675 N. Sherman Lane to change the current zoning of Single Family Residential District – 1 (SF – 1) to Single Family Residential – Townhomes (SF – TH). *The Public Hearing opened at 6:39pm. There being no public comment the hearing closed at 6:40pm.*
7. Conduct a Public Hearing regarding a request by the owner/agent of the property being described as a 2.41-acre portion of G-0771 MCKINNEY COLLIN A-G0771, ACRES 10.9, Grayson County Central Appraisal District Property ID 136100 to zone the property Single Family Residential District – 72 (SF - 72). *The Public Hearing opened at 6:40pm. Property owner/agent representative Greg Edwards advised of the need to zone the property to allow for building of residential structures similar to those in the development. There being no further public comment the hearing closed at 6:42pm.*

**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.*

8. Consider and take any action necessary regarding approval of minutes from the May 10, 2016 regular meeting and the May 11, 2016 and May 16, 2016 special called meetings.

10. Consider and take any action necessary regarding a request by the owner/agent of the property being described as GREERS 1ST ADDN, BLOCK 5, LOT PT N 1/2 OF 2, ACRES .09 more commonly known as 675 N. Sherman Lane to change the current zoning of Single Family Residential District – 1 (SF – 1) to Single Family Residential – Townhomes (SF – TH).
11. Consider and take any action necessary regarding approval of AN ORDINANCE of the City Council of the City of Van Alstyne, Texas, ANNEXING property into the City of Van Alstyne, Texas being described as a 2.41 acre tract being part of G-0771 MCKINNEY COLLIN A-G0771, ACRES 10.9, Grayson County Central Appraisal District, Property ID 136100 (generally located in the area south of West Village Parkway and east of Kelly Lane), extending the boundary limits of the City so as to include the described property, and adopting a Service Plan.
12. Consider and take any action necessary regarding a request by the owner/agent of the property being described as a 2.41-acre portion of G-0771 MCKINNEY COLLIN A-G0771, ACRES 10.9, Grayson County Central Appraisal District Property ID 136100 to zone the property Single Family Residential District – 72 (SF - 72).
13. Consider and take any action necessary regarding a preliminary plat for the Georgetown Village, Phase III, 16.479 acres being part of the Collin McKinney Survey, Abstract No. 771 Van Alstyne, Grayson County, Texas located near the southeast corner of Kelly Lane and Village Pkwy.
14. Consider and take any action necessary regarding appointing Robert Shelton to the Parks and Recreation Board.
15. Consider and take any action necessary regarding passage of a resolution of support for the North Texas Regional Airport-Perrin Field (NTRA) and Chickatay Inc/ U.S. Aviation Group to bid on the United States Air Force Initial Flight Training Request for Proposal.
16. Consider and take any action necessary regarding passage of a resolution authorizing the closure of the Fire Department Capital Outlay Bank Account.
17. Consider and take any action necessary regarding adopting a resolution approving an annexation plan for the City of Van Alstyne.
18. Consider and take any action necessary regarding release of easement agreement between Felix Land Partners, L.P. and the City of Van Alstyne for the Palladium Senior Living Project.

*Billy Plake made a motion to approve consent agenda items 8, 10, 11, 12, 13, 14, 15, 16, 17 and 18. Timmerle Kelly seconded the motion and the motion passed unanimously.*

#### REGULAR AGENDA (NON-CONSENT)

*The City Council meeting recessed at 6:48pm.  
The City Council meeting reconvened at 6:51pm.*

19. Consider and take any action necessary regarding the 2014 - 2015 Fiscal Year Audit presented by Susan LaFollett of LaFollett & Abbott, PLLC. *Susan LaFollett presented the 2014 – 2015 fiscal year audit. Timmerle Kelly made a motion to accept the 2014 – 2015 fiscal year audit as presented. Brad Clough seconded the motion and the motion passed unanimously.*
9. Consider and take any action necessary regarding a request by the owner/agent of the property being described as DIVISIONS VAN ALSTYNE, LOT PT 6 more commonly known as 302 N Main Drive to change the current zoning from Commercial District - General (C – 2) to Single Family Residential – 60 (SF – 60). *Discussion was held regarding the desired use of the property. It was*

*clarified that the property owner intends to build three single family residences on the property that will be replatted in the near future. Timmerle Kelly made a motion to approve the zone change as requested. Brad Clough seconded the motion and the motion passed unanimously.*

20. Consider and take any action necessary regarding awarding a depository agreement. *Jeff Hill with Independent Bank and Brittany Melton with Landmark Bank each addressed Council expressing a desire to service the City. Discussion held in executive session.*
21. Consider, provide direction and take any action necessary regarding a request from John Jennings to revise current City towing ordinance and procedures to include a rotation list selection system. *Updated draft ordinances provided to Council. Discussion held in executive session.*
22. Consider and take any action necessary regarding adopting a resolution presented by the Parks and Recreation Board, recognizing the Van Alstyne Sports Authority (VASA) as a preferred league for youth sports in the City of Van Alstyne and repealing Resolution No. 03-2014-01. *Russell Moore clarified that staff recommends a facilities use agreement between VASA and the City rather than the proposed. Mr. Moore expressed favor for this rather than the proposed resolution as it would provide a greater mutual benefit. Russell Moore made a motion to table the item and directed staff to bring back a proposed facilities use agreement agreed to by the Parks and Recreation Board as well as VASA. Billy Plake seconded the motion and the motion passed unanimously.*
23. Consider and take any action necessary regarding appointment of Mayor Pro-Tem. *Timmerle Kelly made a motion to appoint Billy Plake to continue serving as the Mayor Pro-Tem. Brad Clough seconded the motion and the motion passed unanimously.*
24. Consider and take any action necessary regarding nominating a person to represent General Law Cities to serve on the Greater Texoma Utility Authority Board of Directors. *No action taken.*
25. Consider and take any action necessary regarding a proposal submitted by Dewberry regarding a municipal facilities master plan. *Timothy Smith presented Council with a proposal to produce a Municipal Facilities master plan. Robert Jaska asked if funds are available in the current years budget to which Frank Baker advised that this is an unbudgeted expense but would be funded by unanticipated court revenues and sales tax revenues. Russell Moore made a motion to accept the proposal and authorize staff to proceed with Dewberry. Billy Plake seconded the motion and the motion passed unanimously.*
26. Departmental Reports. *Judy Kimzey advised that the Library door count for the month May was 1,645 with 36 new patrons. The library applied for and was awarded a \$1,000 grant from the Dollar General Literacy Foundations. Brenda Witcher wrote the grant and will be using the money to purchase book for the Summer Reading Program. The library received notification that of 40 libraries in Texas we were selected to be a site for the TAME Trailblazer mobile science and engineering exhibit in July. The 40 ft. mobile trailer will accommodate 30 visitors at a time and will be available for a total of 4 hours with tours going 30 minutes each. The tour is designed for 3-8 grade and preregistration is required. Call the library to sign up. Summer Reading Program kicked off June 13th with a Yo Yo expert. Every Monday at 10:30am at the Community Center a new performer/event will be hosted.*

*Steve White provided an update on the various water, wastewater and street infrastructure improvements and repairs.*

*Chief Barnes advised that the Police participated in 76 hours of training, completed 56 incident reports, 862 calls for service and participated in the June 11<sup>th</sup> Wilson N. Jones Safety Saturday event. Communications received 165 911 calls, 840 calls for service and received 4,143 total phone calls. The Municipal Court closed 296 court cases.*

*Jennifer Gould advised that the administrative department issued 2 commercial permits, 9 residential permits, accepted and entered 23 new utility accounts, 10 mailing address changes, 1 utility account transfer, 16 utility account disconnections, processed 85 purchase orders, issued 55 general fund checks, 50 water fund checks, 1 S & N Enterprise fund check, 3 court technology fund checks, 3 insurance trust fund checks and 2 water and sewer impact fee account checks in the month of May. Ms. Gould also advised that the Planning and Zoning Commission will meet on June 15, 2016 and the Parks and Recreation Board will meet on June 16, 2016. Non-emergency City offices will be closed Monday, July 4, 2016 in observance of Independence Day.*

*Frank Baker advised that the Fire/EMS Department responded to 122 medical emergencies and 240 fire calls in the month of May. Lt. Caleb Thompson and Engineer Adam Huttash completed Fire Inspector training to assist with Fire Marshal duties. The Fire Department is working with TCFQ to develop a live burn training. Grants through FEMA and the Texas Forestry Service are being pursued. Mr. Baker also invited everyone to attend the Fireworks display at the Van Alstyne High School on Monday, July 4<sup>th</sup> beginning about 30 minutes after dark. Also, the Fire Lieutenants provided a fireworks safety pamphlet that will be in the newspaper and has been distributed to various organizations and locations around town.*

27. City Manager's Report. *Frank Baker advised there is nothing to add and thanked Mayor and Council for their support.*

28. Mayor and Council Closing Comments. *Mayor Cooper thanked staff and Council for their efforts.*

#### 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.*

*Council recessed into executive session at 7:47pm.*

29. 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) Texas Government Code Section 551.071 (2) and Texas Government Code Section 551.074 Personnel Matters. To consult with its attorney on a matter in which the duty of the Attorney to the Governmental Body under the Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflict with the Open Meetings Act (551.071 (b), and to discuss or deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee pursuant to Section 551.074 (a)(1) of the Texas Open Meetings act.

(1) Administrative Coordinator

20. Consider and take any action necessary regarding awarding a depository agreement.

21. Consider, provide direction and take any action necessary regarding a request from John Jennings to revise current City towing ordinance and procedures to include a rotation list selection system.

*Council reconvened into open session at 10:11pm.*

#### OPEN MEETING

30. Reconvene into Regular Session and discuss any item and/or take any action necessary as a result of the Closed Session. *No action taken on agenda item 29 (A) (1).*

*Agenda item 20. Robert Jaska spoke on behalf of Texas Star Bank advising of the prior quality of services to the City and the beneficial proximity to downtown and City Hall. Russell Moore made a motion to continue with Independent Bank and award the depository agreement. Billy Plake seconded the motion and the motion passed with Russell Moore, Billy Plake, Timmerle Kelly and Brad Clough in favor and Robert Jaska abstaining.*

*Agenda item 21. No action taken.*

31. Adjournment. *Timmerle Kelly made a motion to adjourn the meeting at 10:16pm. Russell Moore seconded the motion and the motion passed unanimously.*

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Larry Cooper, Mayor

ATTEST:

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Jennifer Gould, City Clerk