



## CITY COUNCIL WORKSHOP AND REGULAR SESSION – MINUTES - REVISED

Thursday, October 20, 2022 at 5:45 PM

City Hall | 3300 Corinth Parkway

View meeting via Audio/Video: [Video](#)

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### STATE OF TEXAS COUNTY OF DENTON CITY OF CORINTH

On this, the 20th day of October 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  
Tina Henderson, Council Member  
Steve Holzwarth, Council Member  
Kelly Pickens, Council Member

#### **Staff Members Present:**

Scott Campbell, City Manager  
Patricia Adams, City Attorney  
Lee Ann Bunselmeyer, Finance, Communications & Strategic Services Director  
Jerry Garner, Police Chief  
Glenn Barker, Public Works Director  
Elise Back, Director of Economic Development  
Michelle Mixell, Development Services Manager  
Shea Rodgers, Chief Technology Officer  
Lance Stacy, City Marshal

#### **CALL TO ORDER**

Mayor Heidemann called the meeting to order at 5:45 P.M.

#### **WORKSHOP AGENDA**

1. Receive a report, hold a discussion, and provide staff direction on a municipal facilities security assessment.  
The item was presented and discussed.
2. Receive a report, hold a discussion, and provide staff direction on the use of funds received from the American Rescue Plan.  
The item was presented and discussed.
3. Receive a report, hold a discussion, and provide staff direction on the nonprofit organization, Lake Cities Focus.  
The item was presented and discussed.

4. Discuss items on the Regular Session Agenda, including the consideration of Executive Session items.

No items for the Regular Session were discussed.

## **ADJOURN WORKSHOP**

Mayor Heidemann adjourned the Workshop Session at 6:52 P.M. and immediately convened into Executive Session.

## **EXECUTIVE SESSION\*\***

In accordance with Chapter 551, Texas Government Code, Section 551.001, et seq., (the “Texas Open Meetings Act”), the City Council will recess into Executive Session (closed meeting) to discuss the following items. Any necessary final action or vote will be taken in public by the City Council in accordance with this agenda.

**Section 551.074 - Personnel Matters.** 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.

- a. Boards, Commissions, and Committees.

Mayor Heidemann recessed the Executive Session at 7:01 P.M.

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

Mayor Heidemann called the meeting to order at 7:05 P.M. Chanthini Connor delivered the invocation.

## **PROCLAMATIONS AND PRESENTATIONS**

1. Proclamation recognizing Antioch Christian Fellowship Church.

The item was moved to the November 17, 2022, City Council Meeting.

## **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.

**Citizen Comments may be viewed via Audio/Video: [Video](#).**

Michael King, 2610 Zachary, Corinth

## **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 Council Member desire discussion of any item, that item will be removed from the Consent Agenda and will be considered separately.

2. Consider and act on minutes from the September 15, 2022, City Council Meeting.
3. Consider and act on minutes from the September 22, 2022, City Council Meeting.
4. Consider and act on an Ordinance amending the City’s Unified Development Code (UDC) regarding Subsection 2.07.03 – Use Chart; Subsection 2.09.02 – Tree Preservation; Subsection 3.03.03 – Final Plat; Subsection 4.01.15 – General Sign Requirements; and Subsection 5.02 – Words and Terms Defined (ZTA22-0001 – UDC Misc. Text Amendments)

5. Consider and act on the purchase of a Case 580SN Backhoe for the Parks Division, from Associated Supply Company, Inc., using the BuyBoard Cooperative Purchasing Agreement 597-19, in an amount not to exceed \$120,000, and authorize the City Manager to execute the necessary documents.
6. Consider and act on an Ordinance of the City Council of the City of Corinth, Texas, amending section 56.09 “Municipal Storm Water Utility System Fee Schedule” of Chapter 56 “Municipal Storm Water Utility System” of the Code of Ordinances of the City of Corinth by updating references to the Texas Local Government Code and amending the provisions for exemptions; providing for the incorporation of premises; providing for an amendment; providing a cumulative repealer clause; providing a severability clause; providing a penalty clause; providing for publication; and providing an effective date.
7. Consider and act on a contract for the installation of paint and carpet at City Hall, from Native Construction, using the BuyBoard Cooperative Purchasing Agreement 638-21, in an amount not to exceed \$209,518, and authorize the City Manager to execute the necessary documents.
8. Consider and act on a Resolution providing for the denial of a rate application submitted by Oncor Electric Delivery Company, LLC and authorizing participation in the Oncor Cities Steering Committee for review before the Public Utility Commission of Texas.
9. Consider and act on an agreement with Floyd Smith Concrete for concrete street and sidewalk repairs, utilizing the City of Denton’s Contract, in an amount not to exceed \$700,000 for the fiscal year 2022-23, and authorize 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 Pickens.

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

## **BUSINESS AGENDA**

10. Consider and act on a contract with Llano Fence Services, for gate and fence supplies, including installation, utilizing the City of Grand Prairie’s Contract, in an amount not to exceed \$450,000, and authorize the City Manager to execute the necessary documents.

This item was tabled indefinitely.

11. 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 completed a conflict of disclosure statement for this item and was not present for discussion.

Motion made by Council Member Garber to approve Ordinance No. 22-10-20-39 authorizing the City Manager to execute an agreement between the City and the Lake Cities Chamber of Commerce for the payment and use of Hotel Occupancy Tax Revenue. Seconded by Mayor Pro Tem Burke.

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

Voting Abstaining: Council Member Henderson

12. Consider and act on an ordinance amending Chapter 130 “Offenses Against City Regulations” of Title XIII “General Offenses” of the Code of Ordinances of the City of Corinth, creating a new section 130.05 entitled “Possession of Catalytic Converters” and amending Section 130.01 “Definitions”; prohibiting the possession of used catalytic converters and providing exceptions to the same.

Motion made by Council Member Henderson to approve as presented. Seconded by Mayor Pro Tem Burke.

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

13. Consider and act on nominations, appointments, resignations, and removal of board, commission, and committee members.

Motion made by Mayor Pro Tem Burke to appoint Adam Guck as P&Z 1<sup>st</sup> Alternate. I would further move that Bradford Harrold be appointed to Place 6 Alternate 2 on the P&Z and that Richard Weir move into the Place Mr. Bradford is vacating, Place 2, as a board member of the Board of Adjustments and the Board of Construction Appeals. Seconded by Council Member Pickens.

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

## 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.

**View comments via Audio/Video:** [Video](#).

Council Member Henderson  
Council Member Pickens  
City Manager Campbell  
Mayor Heidemann

Mayor Heidemann recessed the Regular Session Meeting at 7:26 and immediately convened into Executive Session.

## EXECUTIVE SESSION\*\*

In accordance with Chapter 551, Texas Government Code, Section 551.001, et seq., (the "Texas Open Meetings Act"), the City Council will recess into Executive Session (closed meeting) to discuss the following items. Any necessary final action or vote will be taken in public by the City Council in accordance with this agenda.

**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 and authorization of eviction proceedings.

b. Interlocal Agreements.

c. Oncor Franchise Agreement.

**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. .347 acre tract of land located a portion of Lol 2, Block A, PINNELL SQUARE ADDITION, to the City of Corinth, Denton County Texas, more commonly identified, and more specifically identified herein; and 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.

b. 251 acre tract of land located a portion of Lol 2, McClain Addition, to the City of Corinth, Denton County Texas, more commonly identified, and more specifically identified herein; and 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, 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.

**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.

Mayor Heidemann recessed the Executive Session at 8:28 P.M. and adjourned the meeting.

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

Motion made by Mayor Pro Tem Burke to approve the purchase of NCTC Way – Right of Way Parcel 1 (0.347 Ac: \$10/sf (\$151,250) and Item B: Initial Offer for Acquisition of one (1) Right of Way Parcels TOD 21-01 NCTC Way Parcel 3 / Incode # 1011 NCTC Way, City of Corinth, Texas \$13.50 per square foot (\$147,500) and authorize 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

**ADJOURN**

Mayor Heidemann adjourned the Regular Session Meeting at 8:28 P.M.

AYES: All

Meeting adjourned.

Approved by Council on the 16th day of March 2023.

DocuSigned by:  
*Lana Wylie*  
Lana Wylie, City Secretary  
City of Corinth, Texas

