

MINUTES: CITY COUNCIL MEETING

November 21, 2011

PRESENT: Mayor Thomas Muir, Councilmember Marjory Johnson, Councilmember Russell Martin, Councilmember Scott Stephens and Councilmember Andy Garza

ABSENT: Councilmember Bilyeu

OTHERS

PRESENT: Mike Brice City Manager, Cheryl Price Deputy City Secretary, Kelli Alexander, Sam Alexander

1. Call Meeting to Order, Invocation, Pledge of Allegiance.

Mayor Muir called the meeting to order at 7:02 p.m. Councilman Garza led the Invocation followed by Councilmember Martin leading the Pledge of Allegiance.

2. Citizens Input:

(Citizens are allowed 3 minutes to speak. The City Council is unable to respond or to discuss any issues brought up during this section).

Kelli Alexander spoke about Animal Control.

3. CONSENT AGENDA:

a) Approval of Minutes: November 7, 2011 - Council Meeting

b) Disbursements

c) Consider Appointing the Following to Open Board Positions:

Planning and Zoning Commission, Place 5: Evelyn Shaw

Board of Adjustment (Alternate): Justin Allen

Parks Board, Place 2: Lee Allison

Library Board, Place 3: Dorcyle McClure

A motion was by Councilmember Johnson to approve. The motion was seconded by Councilmember Garza. The motion carried unanimously.

4. Consider any Items Removed From Consent Agenda.

REGULAR AGENDA:

5. Discuss, Consider and Possibly Act on Approving Resolution #11-20-11 - Voting for Candidates to the Denton Central Appraisal District Board of Directors.

A motion was made by Councilmember Johnson to Approve Resolution #11-20-11, casting Sanger's 10 votes with five (5) votes to John Mahalik and 5 Votes for Carroll G. Maclin. The motion was seconded by Councilmember Martin. The Motion carried unanimously.

6. Discuss, Consider and Possibly Act on Appointing one of the Following to Fill the

Veterinarian Position on the Animal Advisory Board: Sherri Swanton-Vinson DVM or Shellie Wallace DVM.

Mayor Muir provided some background noting efforts that had been taken to recruit a veterinarian for the position on the Animal Board after Dr. Goodman resigned. Dr. Goodman suggested that it may be a good idea to hire a veterinarian from another city who was removed from the local issues. Several efforts were made to recruit veterinarian's from other locales. It was noted the two candidates were both local veterinarians. Short discussion ensued regarding the two local candidates for the position and that they were both good candidates and both professionals in thier field. Councilmember Martin noted concern that they were both local veterinarians.

A motion was made by Councilmember Johnson to appoint Shelly Wallace, DVM to the Veterinarian position on the Animal Advisory Board, and Appoint Sherri Swanton-Vinson DVM as an Alternate on the Animal Advisory Board. The Motion was seconded by Councilmember Stephens. Councilmember's Johnson, Stephens, and Garza voting in favor and Councilmember Martin voting in opposition to the Motion. The motion carried with a three (3) to one (1) vote.

- 7. Discuss, Consider and Possibly Act on Approving the Proposed Final Plat of the Shelton Addition, 0.613 Acres Located on the East Side of Jones Street, South of Willow Street.**

City Manager Brice gave a brief summary of the item. He noted that this plat has begun the 30 day automatic approval since the Planning and Zoning Commission did not have a quorum at their last meeting. He noted the plat is a subdivision subdividing one residential lot into two residential lots. He noted that there was ¼ of an acre of land and it was sufficient land for the subdivision into two lots.

A motion was made by Councilmember Johnson to approve the Final Plat of the Shelton Addition as presented. The motion was seconded by Councilmember Stephens. The motion carried unanimously.

- 8. Discuss, Consider and Possibly Act on the Proposed Final Plat of the McCormick Addition, 6.169 Acres Located on the North Side of Lois Road, West of Interstate 35. It was noted the caption on the Agenda and the Agenda Item Cover Sheet be corrected to note the "East" side of Interstate 35.**

City Manager Brice summarized that this plat has also begun the 30 day automatic approval since the Planning and Zoning Commission did not have a quorum at their last meeting. This lot is also a subdivision subdividing one residential lot into two residential lots. It was noted that the second lot was at the back of the property and there was concern that there was no access. City Manager Brice noted that it is illegal top subdivide property without access. It was noted it was a flag lot and there is a 30 foot easement along the west side of the property to give permanent access to the lot.

A motion was made by Councilmember Martin to approve the Final Plat of the McCormick Addition as presented. The motion was seconded by Councilmember Garza. The motion carried unanimously.

Due to questioning by Councilmember Garza at the beginning of discussion of Item 10. It was unanimously decided that Agenda Items 9 and 10 should be reversed. Putting the Development Agreements before the Annexation.

- 10. Discuss, Consider and Possibly Act on Approving Development Agreements in Lieu of Annexations for Approximately 313 Acres Located West of Interstate 35 and North of Lois Road.**

City Manager Brice noted during brief discussion that the Development Agreements in Lieu of Annexation allow the properties to stay out of the city for 10 years unless there is any change of use on the property.

A motion was made by Councilmember Garza to approve the Development Agreements in Lieu of Annexations for Approximately 313 Acres located west of Interstate 35 and North of Lois Road. The motion was seconded by Councilmember Johnson. The motion carried unanimously.

- 9. Discuss, Consider and Possibly Act on Approving Ordinance #11-38-11 - Annexing Approximately 224 Acres Located West of Interstate 35 and North of Lois Road.**

City Manager Brice advised through questioning that once a property is annexed it comes in as Agricultural zoning.

A motion was made by Councilmember Johnson approving Ordinance #11-38-11 Annexing approximately 224 Acres located West of Interstate 35 and North of Lois Road. The motion was seconded by Councilmember Garza. The Motion carried unanimously.

11. INFORMATION ITEMS:

- a) Financial and Investment Report - October**

City Manager Brice noted the Finance Director, Katie Griffin found two \$44,000 errors in the Water Revenue accounts which were posted to this month and skewed the figures. He noted that Water Revenues are running at about \$100,000.

- b) Library Report - October**

- c) Animal Control Report - October**

- d) ATMOS Energy Rider GCR – Rate Filing Under Docket No. 9762**

- e) Suddenlink Price Adjustment Letter**

12. Adjourn

Mayor Muir adjourned the meeting at 7:45 p.m.