

**SPECIAL MEETING OF THE TOWN COUNCIL  
HICKORY CREEK TOWN HALL  
1075 RONALD REAGAN, HICKORY CREEK, TEXAS  
WEDNESDAY, MAY 12, 2021**

**MINUTES**

**Call to Order**

Mayor Clark called the meeting to order at 6:02 p.m.

**Roll Call**

The following members were present:

Mayor Lynn Clark  
Councilmember Randy Gibbons  
Councilmember Richard DuPree  
Councilmember Chris Gordon  
Mayor Pro Tem Paul Kenney  
Councilmember Ian Theodore

Also in attendance:

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

**Pledge of Allegiance to the U.S. And Texas Flags**

Mayor Clark led the Pledge of Allegiance to the U.S. and Texas Flags.

**Invocation**

Mayor Pro Tem Kenney gave the invocation.

**Presentation of Awards**

1. 2021 Scholars of the Year

Mayor Clark presented the 2021 Scholars of the Year awards to Addison Buesing and Gillian Stinson.

2. 2021 Sportsman of the Year

Mayor Clark presented the 2021 Sportsman of the Year award to Patrick Wenger.

3. 2021 Sportswoman of the Year

Mayor Clark presented the 2021 Sportswoman of the Year award to Ivelyn Jimenez.

**Items of Community Interest**

Congratulations to Chief Carey Dunn and Sergeant Mike Miller for receiving master's degrees from Texas Christian University on May 8, 2021.

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Mikey Pierce, from Boy Scout Troop 424, was in attendance to achieve his Citizenship in the Community Merit Badge.

Lake Cities 4<sup>th</sup> of July Celebration will be held on Saturday, July 3, 2021. The parade will begin at 9:00 a.m. Family friendly activities and entertainment begin at 4:00 p.m. followed by fireworks at 9:00 p.m.

Hickory Creek Animal Services will host a Low Cost Vaccination Clinic on Saturday, June 12, 2021 from 10:00 a.m. until 1:00 p.m.

Angelina's Don Louis', Don Camillo Tuscan Grill and Elm Fork Taphouse and Kitchen will participate in a fundraiser on June 6, 2021 from 12:00 p.m. until 3:00 p.m. that will benefit the Hickory Creek Animal Shelter.

### **Public Comment**

Nancy True, 12 Tanglewood Drive, stated she had concerns regarding the interlocal agreement evaluating broadband service providers. The interlocal agreement referenced an Exhibit "A" that was not included in the packet. The lack of public transparency is unsettling. Who/what is Mighty River, Inc.? Companies who engage in routine, public transparency reporting, exemplifying a genuine commitment of protecting individual rights should be sought out. Ensure no conflicts of interest exist or will arise. If/when entering into a contract with a private company, ensure the language is aligned with the highest standards of protections, particularly in the areas of transparency, data protection, privacy and freedom of expression without threat of intimidation or reprisal.

### **Consent Agenda**

4. April 2021 Council Meeting Minutes
5. April 2021 Financial Statements
6. Resolution designating Addison Buesing and Gillian Stinson as the 2021 Scholars of the Year.
7. Resolution designating Patrick Wenger as the 2021 Sportsman of the Year.
8. Resolution designating Ivelyn Jimenez as the 2021 Sportswoman of the Year.

Motion made by Councilmember DuPree to approve agenda items 4-8 as presented,  
Seconded by Councilmember Gordon.

Voting Yea: Councilmember Gibbons, Councilmember DuPree, Councilmember Gordon,  
Mayor Pro Tem Kenney, Councilmember Theodore. Motion passed unanimously.

### **Regular Agenda**

9. Consider and act on a resolution canvassing the May 1, 2021 Special Election results.

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Mayor Lynn Clark, presiding officer of the canvassing authority, read the May 1, 2021 special election results and certified the total of all votes received for Town of Hickory Creek Proposition A as shown by the precinct returns.

Decreasing the Local Sales and Use Tax rate in Hickory Creek for the Type B Economic Development Corporation from one half percent to one fourth percent; and the adoption of a Local Sales and Use Tax in Hickory Creek at the rate of one and one half percent.

|                                    |     |
|------------------------------------|-----|
| The number of votes cast "FOR"     | 237 |
| The number of votes cast "AGAINST" | 112 |

Motion made by Councilmember Gordon to approve a resolution canvassing the special election results, Seconded by Councilmember Theodore.

Voting Yea: Councilmember Gibbons, Councilmember DuPree, Councilmember Gordon, Mayor Pro Tem Kenney, Councilmember Theodore. Motion passed unanimously.

10. Presentation of Certificates of Election and Administration of Oaths of Office to candidates elected.

Mayor Lynn Clark presented Certificates of Election and administered Oaths of Office to Councilmember Randy Gibbons, Councilmember Chris Gordon and Councilmember Ian Theodore.

11. Consider and act on bids submitted for BID# 2021-04, Automated Gated Secure Parking Area.

Motion made by Councilmember Theodore to reject the bid submitted for BID# 2021-04, Automated Gated Secure Parking Area, Seconded by Mayor Pro Tem Kenney.

Voting Yea: Councilmember Gibbons, Councilmember DuPree, Councilmember Gordon, Mayor Pro Tem Kenney, Councilmember Theodore. Motion passed unanimously.

12. Consider and act on a resolution of the Town Council of the Town of Hickory Creek, Texas, hereby authorizing the Mayor of the Town of Hickory Creek, Texas, to execute an agreement between the Town of Hickory Creek, Texas, the City of Corinth, the City of Lake Dallas and the Town of Shady Shores, Texas concerning consulting services to evaluate broadband service providers.

Motion made by Mayor Pro Tem Kenney to approve a resolution of the Town Council of the Town of Hickory Creek, Texas, hereby authorizing the Mayor of the Town of Hickory Creek, Texas, to execute an agreement between the Town of Hickory Creek, Texas, the City of Corinth, the City of Lake Dallas and the Town of Shady Shores, Texas concerning consulting services to evaluate broadband service providers, Seconded by Councilmember Gordon.

Voting Yea: Councilmember Gibbons, Councilmember DuPree, Councilmember Gordon, Mayor Pro Tem Kenney, Councilmember Theodore. Motion passed unanimously.

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13. Consider and act on a resolution of the Town Council of the Town of Hickory Creek, Texas, hereby authorizing the Mayor of the Town of Hickory Creek, Texas, to execute a Pre-Annexation Agreement by and between the Town of Hickory Creek, Texas and MMM Holdings, LP.

Motion made by Councilmember Theodore to approve a resolution of the Town Council of the Town of Hickory Creek, Texas, hereby authorizing the Mayor of the Town of Hickory Creek, Texas, to execute a Pre-Annexation Agreement by and between the Town of Hickory Creek, Texas and MMM Holdings, LP, Seconded by Councilmember DuPree. Voting Yea: Councilmember Gibbons, Councilmember DuPree, Councilmember Gordon, Mayor Pro Tem Kenney, Councilmember Theodore. Motion passed unanimously.

14. Consider and act on appointments to the Code of Ethics Board.

Randy Gibbons would like to appoint Jack Gwynne; Chris Gordon would like to reappoint James Schultz; Ian Theodore would like to appoint Lee Kessee and Paul Kenney would like to appoint Chance Allison.

Motion made by Councilmember Gordon to approve appointments to the Code of Ethics Board as presented, Seconded by Councilmember DuPree.

Voting Yea: Councilmember Gibbons, Councilmember DuPree, Councilmember Gordon, Mayor Pro Tem Kenney, Councilmember Theodore. Motion passed unanimously.

15. Consider and act on appointment of Mayor Pro Tem.

Motion made by Councilmember Theodore to appoint Paul Kenney as Mayor Pro Tem, Seconded by Councilmember DuPree.

Voting Yea: Councilmember Gibbons, Councilmember DuPree, Councilmember Gordon, Mayor Pro Tem Kenney, Councilmember Theodore. Motion passed unanimously.

16. Consider and act on appointing councilmembers as liaisons for various boards and commissions.

Councilmember Gibbons, Board of Adjustments; Councilmember DuPree, Police Department and Animal Services; Councilmember Gordon, Parks and Recreation; Mayor Pro Tem Kenney, Planning and Zoning Commission and Councilmember Theodore, EDC.

Motion made by Councilmember Gibbons to appoint the slate of names presented as liaisons for various boards and commissions, Seconded by Councilmember Theodore.

Voting Yea: Councilmember Gibbons, Councilmember DuPree, Councilmember Gordon, Mayor Pro Tem Kenney, Councilmember Theodore. Motion passed unanimously.

17. Consider and act on nomination of the 2020 Hickory Creek Business of the Year.

Motion made by Councilmember Gordon to recognize Elm Fork Taphouse & Kitchen as the 2020 Hickory Creek Business of the Year, Seconded by Councilmember Theodore.

Voting Yea: Councilmember Gibbons, Councilmember DuPree, Councilmember Gordon, Mayor Pro Tem Kenney, Councilmember Theodore. Motion passed unanimously.

18. Consider and act on nomination of the 2020 Hickory Creek Citizen of the Year.

Motion made by Councilmember Gordon to recognize Melissa Shipe as the 2020 Citizen of the Year. Seconded by Councilmember Theodore.

Voting Yea: Councilmember Gibbons, Councilmember DuPree, Councilmember Gordon, Mayor Pro Tem Kenney, Councilmember Theodore. Motion passed unanimously.

**Adjournment**

Motion made by Mayor Pro Tem Kenney to adjourn the meeting, Seconded by Councilmember Gibbons.

Voting Yea: Councilmember Gibbons, Councilmember DuPree, Councilmember Gordon, Mayor Pro Tem Kenney, Councilmember Theodore. Motion passed unanimously.

The meeting did then stand adjourned at 7:03 p.m.

Approved:

Attest:

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Lynn C. Clark, Mayor  
Town of Hickory Creek

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Kristi K. Rogers, Town Secretary  
Town of Hickory Creek