

**SPECIAL MEETING OF THE TOWN COUNCIL
HICKORY CREEK TOWN HALL
1075 RONALD REAGAN, HICKORY CREEK, TEXAS
MONDAY, OCTOBER 04, 2021**

MINUTES

Call to Order

Mayor Clark called the meeting to order at 6:01 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

The following member was absent:

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

Councilmember Gibbons gave the invocation.

Presentation of Awards

1. Luke Davison

Mayor Clark presented a plaque of appreciation to Luke Davison for completion of his Eagle Scout project, restoration of the Pratt Family Fishing Cabin.

2. Nate Prevost

Mayor Clark presented Nate Prevost a plaque of appreciation for his years of service on the Hickory Creek Economic Development Corporation.

Items of Community Interest

Thanks to the town for being active in the Lake Cities Chamber of Commerce and participation in the 1st Annual LCCC Bicycle Rally Fundraiser held on September 25, 2021.

Town of Hickory Creek
October 4, 2021
Page 2

The Texas Municipal League Annual Conference and Exhibition will be held on October 6-8, 2021 in Houston, Texas.

October 5, 2021, is National Night Out. Events will be held in the Hickory Creek Crossing Subdivision beginning at 5:30 p.m. and Hickory Hills Subdivision at 6:30 p.m.

October is National Domestic Violence Awareness Month. The Hickory Creek Police Department is selling patches and t-shirts. All proceeds will benefit Denton County Friends of the Family.

The Parks and Recreation Board will host an Arbor Day Celebration, Saturday, November 13, 2021 from 10:00 a.m. until 1:00 p.m. at the public works facility located at 970 Main Street, Hickory Creek, Texas 75065.

Public Comment

There were no speakers for public comment.

Consent Agenda

Items on the Consent Agenda are considered to be self-explanatory and will be enacted with one motion. No separate discussion of these items will occur unless so requested by at least one member of the Town Council.

3. August 2021 Council Meeting Minutes
4. August 2021 Financial Statements
5. 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 pricing supplement to the subscriber agreement by and between the Town of Hickory Creek, Texas and TransUnion Risk and Alternative Data Solutions, Inc. concerning information searching services.
6. Consider and act on permit application submitted by Walmart, 1035 Hickory Creek Blvd, Hickory Creek, Texas, for temporary storage containers for seasonal merchandise.
7. Consider and act on allocating funds in the amount of \$21,000.00 for drainage improvements on Eagle Mountain Drive.
8. Consider and act on allocating funds in the amount of \$47,500.00 for drainage improvements on Wolters Street.

Motion made by Councilmember DuPree to approve consent agenda items 3-8, Seconded by Councilmember Gibbons.

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

Regular Agenda

9. Conduct a public hearing continued from August 23, 2021 and September 13, 2021 regarding the voluntary annexation of an 18.786 acre tract of land situated in the H.H. Swisher Survey, Abstract No. 1220 in Denton County, Texas, and being part of that tract of land conveyed to CTMGT Turbeville, LLC by Special Warranty Deed, as recorded in Instrument 2011-121574, official public record, Denton County, Texas.

Mayor Clark called the public hearing to order at 6:17 p.m.

Motion made by Mayor Pro Tem Kenney to keep the public hearing open and continue it to the Town Council meeting on November 15, 2021, Seconded by Councilmember Gordon.

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

10. Conduct a public hearing continued from August 23, 2021 and September 13, 2021 regarding the creation of a Public Improvement District concerning 18.786 acres of land in the Town's ETJ owned by Reserve at Hickory Creek, LLC. and generally located at 1745 Turbeville Road.

Mayor Clark called the public hearing to order at 6:19 p.m.

Motion made by Mayor Pro Tem Kenney to keep the public hearing open and continue it to the Town Council meeting on November 15, 2021, Seconded by Councilmember Gordon.

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

11. Consider and act on an ordinance of the Town Council of the Town of Hickory Creek, Texas, amending the Code of Ordinances of the Town of Hickory Creek, Texas, Chapter 10: Subdivision Ordinance, by amending Article IX Standard Specifications and Construction Details.

Motion made by Councilmember Gibbons to approve an ordinance of the Town Council of the Town of Hickory Creek, Texas, amending the Code of Ordinances of the Town of Hickory Creek, Texas, Chapter 10: Subdivision Ordinance, by amending Article IX Standard Specifications and Construction Details, Seconded by Councilmember Gordon.

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

12. Consider and act on a resolution of the Town Council of the Town of Hickory Creek, Texas, approving the Texas Opioid Abatement Fund Council and Settlement Allocation Term Sheet authorizing the Mayor of the Town of Hickory Creek, Texas to execute a settlement participation form.

Motion made by Councilmember Gordon to approve a resolution of the Town Council of the Town of Hickory Creek, Texas, approving the Texas Opioid Abatement Fund Council and Settlement Allocation Term Sheet authorizing the Mayor of the Town of Hickory Creek, Texas to execute a settlement participation form, Seconded by Mayor Pro Tem Kenney.

Town of Hickory Creek

October 4, 2021

Page 4

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

13. Consider and act on a resolution of the Town Council of the Town of Hickory Creek, Texas declaring the Town's intent to become a Dark Sky Community.

Motion made by Mayor Pro Tem Kenney to approve a resolution of the Town Council of the Town of Hickory Creek, Texas declaring the Town's intent to become a Dark Sky Community, Seconded by Councilmember DuPree.

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

14. Consider and act on a resolution of the Town Council of the Town of Hickory Creek, Texas, nominating five (5) individuals for the Board of Directors of the Denton Central Appraisal District.

Motion made by Councilmember Gordon to nominate Devona Beaver, Dirk Dahlke and Nancy Koket for the Board of Directors of the Denton Central Appraisal District, Seconded by Mayor Pro Tem Kenney.

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

15. Consider and act on naming the hike and bike trail in Sycamore Bend Park, The Cedar Hike and Bike Trail.

Motion made by Mayor Pro Tem Kenney to name the hike and bike trail in Sycamore Bend Park, The Cedar Hike and Bike Trail, Seconded by Councilmember DuPree.

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

16. Discussion regarding the equestrian trail in Sycamore Bend Park.

John Smith, town administrator, stated the equestrian trail in Sycamore Bend Park is no longer feasible after meeting with the U.S. Army Corps of Engineers, Cross Timbers Trail Association and the City of Corinth.

17. Discussion regarding current road and sidewalk projects.

John Smith, town administrator, provided an overview to council regarding current road and sidewalk projects.

Executive Session

In accordance with Texas Local Government Code, Chapter 551, the Town Council convened into executive session at 7:09 p.m. to discuss the following matters.

Section 551.071

Consultation with Attorney on matters in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act, or on matters pertaining to pending or contemplated litigation.

Section 551.074

Personnel matters, to deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee.

18. Drug Enforcement Administration Task Force Officer Position

Reconvene into Open Session

The Town Council reconvened into open session at 8:42 p.m.

19. Discussion and possible action regarding matters discussed in executive session.

Motion made by Mayor Pro Tem Kenney to authorize the town administrator and police chief to proceed as discussed regarding agenda item 18, Seconded by Councilmember Gordon.

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

Future Agenda Items

There were no future agenda items.

Adjournment

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

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

The meeting did then stand adjourned at 8:42 p.m.

Approved:

Attest:

Lynn C. Clark, Mayor
Town of Hickory Creek

Kristi K. Rogers, Town Secretary
Town of Hickory Creek