

**FIRST AMENDED SPECIAL MEETING OF THE TOWN COUNCIL
HICKORY CREEK TOWN HALL
1075 RONALD REAGAN, HICKORY CREEK, TEXAS
MONDAY, NOVEMBER 21, 2022**

MINUTES

Call to Order

Mayor Clark called the meeting to order at 6:30 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

Councilmember Theodore gave the invocation.

Presentation of Awards

1. Ceremonial Oath of Office and Presentation of Badge to Officer Bryan Cavazos and Officer Johnny Nguyen.

Chief Dunn administered the Oath of Office to Officer Bryan Cavazos and Officer Johnny Nguyen. Officer Cavazos's badge was presented to his mother for pinning. Officer Nguyen's badge was presented to his girlfriend for pinning.

Items of Community Interest

The annual tree lighting will be held Friday, December 2, 2022 from 6:00 p.m. until 8:00 p.m.

Public Comment

There were no speakers for public comment.

Consent Agenda

2. October 2022 Council Meeting Minutes
3. October 2022 Financial Statements
4. Consider and act on a resolution of the Town Council of the Town of Hickory Creek, Texas, hereby ratifying agreements related to the United States Department of Justice, Drug Enforcement Administration HIDTA Dallas Task Force.

Motion made by Councilmember DuPree to approve consent agenda items 2-4 as presented, Seconded by Councilmember Theodore.

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

Regular Agenda

5. Conduct a public hearing regarding a request from Shirley Abernathy to designate the zoning as C-1 on a 10.72 acre tract of land situated in the H.H. Swisher Survey, Abstract No. 1220 in the Denton County, Texas, and being part of a called 36.253 acre tract of land described as "Tract 1" in Executor's Deed to Richard Goldfield, Brian Goldfield and Susan Goldfield, recorded in Instrument Number 2019-36351 of the Official Public Records of Denton County, Texas and consider and act on an ordinance adopting the same.

Mayor Clark called the public hearing to order at 6:43 p.m. With no one wishing to speak, the public hearing was closed at 6:43 p.m.

Motion made by Councilmember Gordon to approve an ordinance designating the zoning as C-1 on a 10.72 acre tract of land situated in the H.H. Swisher Survey, Abstract No. 1220 in the Denton County, Texas, and being part of a called 36.253 acre tract of land described as "Tract 1" in Executor's Deed to Richard Goldfield, Brian Goldfield and Susan Goldfield, recorded in Instrument Number 2019-36351 of the Official Public Records of Denton County, Texas, Seconded by Councilmember Theodore.

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

6. Conduct a public hearing regarding amending the Town of Hickory Creek's Code of Ordinances, Chapter 14 Zoning, Article XXXIV Amendments and Article XXXII Board of Adjustment to modify or add requirements for on-site signage for application for zoning changes or variances and consider and act on an ordinance for the same.

Mayor Clark called the public hearing to order at 6:46 p.m. With no one wishing to speak, the public hearing was closed at 6:46 p.m.

Motion made by Councilmember Gordon to approve an ordinance amending the Town of Hickory Creek's Code of Ordinances, Chapter 14 Zoning, Article XXXIV Amendments and Article XXXII Board of Adjustment to modify or add requirements for on-site signage for application for zoning changes or variances, Seconded by Councilmember DuPree.

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

7. Conduct a public hearing regarding amending the Town of Hickory Creek's Code of Ordinances, Chapter 14 Zoning, Article XI SF-5AC Residential District to modify setback requirements for detached garages and consider and act on an ordinance for the same.

Mayor Clark called the public hearing to order at 6:47 p.m. With no one wishing to speak, the public hearing was closed at 6:47 p.m.

Motion made by Councilmember Theodore to approve an ordinance amending the Town of Hickory Creek's Code of Ordinances, Chapter 14 Zoning, Article XI SF-5AC Residential District to modify setback requirements for detached garages, Seconded by Mayor Pro Tem Kenney.

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

8. Receive a presentation from Scott Garber regarding Lake Cities Focus.

Scott Garber, Lake Cities Focus President, presented an overview of Lake Cities Focus and answered questions from the Town Council.

9. Consider and act on a preliminary plat of the Alpha-Omega Hickory Creek Addition, Lot 1, Block A, 2.895 acres out of the S. McCarroll Survey, Abstract No. 958, Town of Hickory Creek, Denton County, Texas.

Chris Morpew, owner of Reliant Construction, representing Alpha-Omega provided an overview of the preliminary plat and answered questions from the town council.

Motion made by Councilmember Gibbons to approve a preliminary plat of the Alpha-Omega Hickory Creek Addition, Lot 1, Block A, 2.895 acres out of the S. McCarroll Survey, Abstract No. 958, Seconded by Councilmember Theodore.

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

10. Consider and act on a preliminary plat for Lake Dallas RV Park No. 2, Lot 1, Block 1: being a 3.545 acre tract of land situated in the Lowery Cobb Survey, Abstract No. 284, Town of Hickory Creek ETJ, Denton County, Texas.

Motion made by Councilmember Gordon to approve a preliminary plat for Lake Dallas RV Park No. 2 Lot 1, Block 1 as presented, Seconded by Mayor Pro Tem Kenney.

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

11. Consider and act on a final plat for Lake Dallas RV Park No. 2, Lot 1, Block 1: being a 3.545 acre tract of land situated in the Lowery Cobb Survey, Abstract No. 284, Town of Hickory Creek ETJ, Denton County, Texas.

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Motion made by Councilmember Gordon to approve a final plat for Lake Dallas RV Park No. 2 Lot 1, Block 1, 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 canvassing and declaring results of the November 8, 2022 Special Election.

Mayor Lynn Clark, presiding officer of the canvassing authority, read the November 8, 2022 special election results and certified the total of all votes received for Town of Hickory Creek Proposition A as shown by the precinct returns.

The Legal Sale of all Alcoholic Beverages including Mixed Beverages.

The number of votes cast "FOR"	1,863
The number of votes cast "AGAINST"	580
The number of votes by which the proposition was approved:	1,283
Total votes cast:	2,443

Motion made by Councilmember Gibbons to approve a resolution of the Town Council of the Town of Hickory Creek, Texas canvassing and declaring results of the November 8, 2022 Special Election, Seconded by Councilmember Gordon.

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

13. Consider and act on an ordinance of the Town Council of the Town of Hickory Creek, Texas declaring the result of a Local Option Election and providing an effective date.

Motion made by Councilmember Theodore to approve an ordinance of the Town Council of the Town of Hickory Creek, Texas declaring the result of a Local Option Election and providing an effective date, 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 Contract Amendment No. 3 for the Sycamore Bend Road Construction Project.

No action taken.

15. Consider and act on appointments to the Economic Development Corporation.

Motion made by Mayor Pro Tem Kenney to reappoint Bruce Enriquez to Place 2, Lynn Clark to Place 4 and Christina Pierson to Place 6 of the EDC, Seconded by Councilmember DuPree.

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

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16. Discussion regarding the Denton County Transportation Road Improvement Program 2022.

Discussion was held regarding the Denton County Transportation Improvement Program 2022.

17. Receive update from Chief Dunn concerning police department activity since the October council meeting and discuss same.

Chief Dunn provided statistics to the Town Council regarding reduction of offences and calls for service at Walmart since officers began patrolling inside Walmart during shifts and K9 program utilization in the schools.

18. Receive update from Town Council board liaisons regarding activity of boards and commissions since the October council meeting and discuss same.

Parks and Recreation Board would like additional deer crossing signage, receive dates of Sycamore Bend Road opening and restroom installation in Arrowhead Park.

Board of Adjustments have heard variances regarding carports. Information should be included in the next newsletter regarding the process.

Denton County Mayors Council met with area school superintendents to discuss support for teachers, school safety and additional funding needed to meet mandated academic requirements.

Future Agenda Items

There were no future agenda items.

Adjournment

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

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

The meeting did then stand adjourned at 8:09 p.m.

Approved:

Attest:

Lynn C. Clark, Mayor
Town of Hickory Creek

Kristi K. Rogers, Town Secretary
Town of Hickory Creek