

**REGULAR MEETING OF THE TOWN COUNCIL
HICKORY CREEK TOWN HALL
1075 RONALD REAGAN, HICKORY CREEK, TEXAS
MONDAY, AUGUST 28, 2023**

MINUTES

Call to Order

Mayor Clark called the meeting to order at 6:00 p.m.

Roll Call

The following members were present:

Mayor Lynn Clark

Mayor Pro Tem Paul Kenney

Councilmember Randy Gibbons

Councilmember Richard DuPree

Councilmember Chris Gordon

Councilmember Ian Theodore

Also in attendance:

John M. Smith, Jr., Town Manager

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.

Proclamations

1. September 2023 as "Live United Month"

Mayor Clark proclaimed September 2023 to be "LIVE UNITED MONTH" in the Town of Hickory Creek. Gary Henderson, Patricia Sherman, Carrell Simmons and Teddy Yan accepted the proclamation on behalf of United Way of Denton County.

Items of Community Interest

Mayor Clark participated in the Denton County Mayoral Pizza Cook-Off held on August 23, 2023 at Motor City Pizza in Lewisville, Texas raising funds for United Way of Denton County.

Mayor Clark is featured in the August 2023 Lake Cities Living Magazine article Women of Influence. The Town of Hickory Creek is very fortunate to have her as Mayor.

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Public Comment

John Grosskopf, 131 Oakwood Lane, stated he spent months developing the telescope project with Ryan Bennett, UNT Astronomy Department Head, before presenting the idea to the Town. He thanked John Smith, Town Manager, and the Town Council for their support of the project. Mr. Grosskopf and Mr. Bennett envisioned the project to educate, entertain and excite the public of all ages. The project is highly technical and complex requiring rare expertise that few possess. The past few months, he has identified and spoken with key experts who have agreed to help. He has also identified local astronomers who have agreed to volunteer their telescopes and assist in public viewings. He recently visited the UNT Observatory examining the telescope. He spoke with and exchanged ideas with the senior expert regarding installing the telescope and holding public events/viewings. He participated in a Star Party at UNT to gain further experience and expertise. He feels the project as originally envisioned is in jeopardy due to recent events and urges everyone to work collaboratively together to make this a showcase for Hickory Creek.

Consent Agenda

2. July 2023 Council Meeting Minutes
3. July 2023 Financial Statements
4. 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 3: Building Regulations, by amending Article 3.12: Solar Panel Standards.
5. 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 Regulations, by adopting requirement for underground electric supply line installation.
6. 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 interlocal agreement between the Town of Hickory Creek and the City of Corinth concerning animal services.
7. 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 interlocal agreement between the Town of Hickory Creek and the Town of Shady Shores concerning public works services.
8. 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 by and between the Town of Hickory Creek and the University of North Texas concerning use of a telescope.

Motion made by Councilmember DuPree to approve consent agenda items 2-8 as presented, Seconded by Councilmember Theodore.

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

Regular Agenda

9. Conduct a public hearing regarding the 2023-2024 Town of Hickory Creek Fiscal Year Budget.

Mayor Clark called the public hearing to order at 6:15 p.m. With no one wishing to speak, Mayor Clark closed the public hearing at 6:15 p.m.

10. Consider and act on an ordinance of the Town Council of the Town of Hickory Creek adopting and approving the budget for the fiscal year beginning October 1, 2023 and ending September 30, 2024; providing for expenditure of funds, providing for filing of budget and ordinance.

Motion made by Councilmember Theodore to approve an ordinance of the Town Council of the Town of Hickory Creek adopting and approving the budget for the fiscal year beginning October 1, 2023 and ending September 30, 2024; providing for expenditure of funds, providing for filing of budget and ordinance, Seconded by Mayor Pro Tem Kenney. Voting Yea: Mayor Pro Tem Kenney, Councilmember Gibbons, Councilmember DuPree, Councilmember Gordon, Councilmember Theodore. Motion passed unanimously.

11. Consider and act on a resolution of the Town Council of the Town of Hickory Creek, Texas, hereby adopting a policy prohibiting use or installation of covered application on Town owned devices.

Motion made by Mayor Pro Tem Kenney, to approve a resolution of the Town Council of the Town of Hickory Creek, Texas, hereby adopting a policy prohibiting use or installation of covered application on Town owned devices. Seconded by Councilmember Gordon. Voting Yea: Mayor Pro Tem Kenney, Councilmember Gibbons, Councilmember DuPree, Councilmember Gordon, 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 interlocal cooperative agreement between the Town of Hickory Creek, Texas and the Denton County, Texas concerning road design and construction.

No action taken.

13. Consider and act on allocating funds to construct GaGa Ball Pits in Corps of Engineer Parks and Tanglewood Park.

John Smith, Town Manager, provided an overview of the construction of GaGa Ball Pits and stated the Parks and Recreation Board recommended approval.

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Motion made by Councilmember Gordon to approve an amount of \$13,500 for the construction of GaGa Ball Pits in Corps of Engineer Parks and Tanglewood Park, Seconded by Councilmember DuPree.

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

14. Discussion regarding expanding capabilities of warning sirens in the Town of Hickory Creek.

Discussion was held regarding expanding capabilities of warning sirens in the Town of Hickory Creek.

15. Discussion regarding fees incurred by Hickory Creek residents for medical transport services provided by the Lake Cities Fire Department.

Discussion was held regarding fees incurred by Hickory Creek residents for medical transport services provided by the Lake Cities Fire Department.

Executive Session

In accordance with Texas Local Government Code, Chapter 551, the Town Council convened into executive session at 6:49 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.

16. Discuss legal obligations arising from potential changes to method of accounting for leave for Town employees.
17. Solicit and receive legal advice concerning police academy grant agreements for police department personnel.

Section 551.074

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

18. Public Works Position
19. Town Manager

Reconvene into Open Session

The Town Council reconvened into open session at 7:50 p.m.

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

Discuss legal obligations arising from potential changes to method of accounting for leave for Town employees.

Motion made by Mayor Pro Tem Kenney to approve change to method of accounting for leave for Town employees as discussed in executive session effective October 1, 2023, Seconded by Councilmember Gordon.

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

Town Manager

Motion made by Mayor Pro Tem Kenney to authorize the Mayor of Hickory Creek to sign a new employment agreement with the Town Manager, Seconded by Councilmember DuPree.

Voting Yea: Mayor Pro Tem Kenney, Councilmember Gibbons, Councilmember Dupree, Councilmember Gordon, Councilmember Theodore. 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 Gibbons.

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

The meeting did then stand adjourned at 7:53 p.m.

Approved:

Attest:

Lynn C. Clark, Mayor
Town of Hickory Creek

Kristi K. Rogers, Town Secretary
Town of Hickory Creek