

**SPECIAL MEETING OF THE TOWN COUNCIL
HICKORY CREEK TOWN HALL
1075 RONALD REAGAN, HICKORY CREEK, TEXAS
MONDAY, OCTOBER 07, 2024**

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 Ian Theodore

The following member was absent:

Councilmember Chris Gordon

Also in attendance:

John M. Smith, Jr., Town Manager

Kristi K. Rogers, Town Secretary

Jim Zehetner, Criminal Investigator

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.

Items of Community Interest

There were no items of community interest.

Public Comment

Jimme Fullerton, 110 Oakwood Lane, requested a crosswalk between Cedar Lane and Ronald Reagan Avenue to allow children to walk to and from Founders Classical Academy safely.

Consent Agenda

1. 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; Article 10.04: Engineering Design Manual, Article IV: Authority and Jurisdiction; Section 8.

Town of Hickory Creek

October 7, 2024

Page 2

2. Consider and act on a resolution of the Town Council of the Town of Hickory Creek, Texas hereby ratifying an agreement related to Drug Enforcement Administration HIDTA Dallas Task Force.
3. Consider and act on an appointment to the Code of Ethics Board.

Motion made by Councilmember Theodore to approve consent agenda items 1, 2 and 3, Seconded by Councilmember Gibbons.

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

Regular Agenda

4. Consider and act on bids submitted for BID# 2024-02, 2024 Pavement Repairs & Phase 4 Sidewalk Extensions.

John Smith, Town Manager, provided information regarding the bid, low bidder and answered questions from the Town Council.

Motion made by Councilmember Theodore to approve the bid from Quick Set Concrete, Inc. for a total of \$887,543.35, Seconded by Councilmember Wohr.

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

5. Consider and act on bids submitted for BID# 2024-03, Denton County Bond Streets - Phase 1.

John Smith, Town Manager, provided information regarding the bid, low bidder and answered questions from the Town Council.

Motion made by Councilmember Theodore to approve agenda item 5 for the bid submitted by McMahon Contracting in the amount of \$6,938,632.22, Seconded by Mayor Pro Tem Kenney.

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

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 cooperative agreement between the Town of Hickory Creek and the City of Corinth concerning fire services.

John Smith, Town Manager, provided an overview of the contract terms, cost and answered questions from the Town Council.

Motion made by Mayor Pro Tem Kenney to approve the resolution authorizing the Mayor of the Town of Hickory Creek, Texas, to execute an interlocal cooperative agreement between the Town of Hickory Creek and the City of Corinth concerning fire services, Seconded by Councilmember Theodore. Motion passed unanimously.

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

Town of Hickory Creek

October 7, 2024

Page 3

7. Consider and act on a resolution of the Town Council of the Town of Hickory Creek, Texas hereby authorizing the Town Manager of the Town of Hickory Creek, Texas, to execute an agreement by and between the Town of Hickory Creek and Halff Associates, Inc. concerning TxDOT FY Green Ribbon Project.

John Smith, Town Manager, provided an overview of the agreement and provided the schedule for the Green Ribbon Project which will begin in 2025 instead of 2026.

Motion made by Councilmember Gibbons to approve item 7, authorizing an agreement between Hickory Creek and Halff Associates, concerning the TxDOT FY Green Ribbon Project for a sum of no more than \$50,000.00, Seconded by Mayor Pro Tem Kenney. Voting Yea: Mayor Pro Tem Kenney, Councilmember Gibbons, Councilmember Woehr, Councilmember Theodore. Motion passed unanimously.

8. Consider and act on a resolution of the Town Council of the Town of Hickory Creek, Texas, establishing the 2024-2025 Hickory Creek Tree Giveaway Program.

No action taken.

Executive Session

In accordance with Texas Local Government Code, Chapter 551, the Town Council convened into executive session at 6:55 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.

9. Discussion regarding Denton CAD Property ID# 62326.
10. Litigation regarding Sycamore Bend Road construction failure.

Reconvene into Open Session

The Town Council reconvened into open session at 7:43 p.m.

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

No action taken.

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.

Town of Hickory Creek
October 7, 2024
Page 4

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

The meeting did then stand adjourned at 7:44 p.m.

Approved:

Attest:

Lynn C. Clark, Mayor
Town of Hickory Creek

Kristi K. Rogers, Town Secretary
Town of Hickory Creek