

**SPECIAL MEETING OF THE TOWN COUNCIL  
REMOTE MEETING  
MONDAY, MARCH 1, 2021**

**MINUTES**

In response to the coronavirus pandemic, effective March 16, 2020, Texas Governor Abbott suspended certain Open Meeting rules to allow meetings of government bodies that are accessible to the public to decrease large groups of people from assembling. The suspension temporarily removes the requirement that government officials and members of the public be physically present at a meeting location.

**Call to Order**

Mayor Clark called the meeting to order at 7:00 p.m.

**Roll Call**

The following members were present:

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

The following member was absent:

Councilmember Tracee Elrod

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**

John Smith, Town Administrator, led the Pledge of Allegiance to the U.S. and Texas Flags.

**Invocation**

Mayor Pro Tem Kenney gave the invocation.

**Proclamations**

1. Hickory Creek Resident Warren Fata, 100th Birthday

Mayor Clark read a proclamation congratulating and celebrating Warren Fata's 100th Birthday.

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### **Items of Community Interest**

The 2021 Great American Cleanup event will be held March 1, 2021 through April 30, 2021. Residents can choose a convenient time to pick up trash in Hickory Creek Parks and submit paperwork and photos electronically in order to maintain social distance. Supply bags are available at town hall during normal business hours.

### **Public Comment**

There were no speakers for public comment.

### **Consent Agenda**

2. January 2021 Council Meeting Minutes
3. January 2021 Financial Statements
4. Consider and act on an ordinance of the Town Council of the Town of Hickory Creek declaring unopposed candidates in the May 1, 2021 general town election; providing for declaration of office; providing for cancellation.
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 an agreement by and between the Town of Hickory Creek, Texas and Denton County Elections Administrator concerning election services for the May 1, 2021 special election.
6. Consider and act on a resolution of the Town Council of the Town of Hickory Creek, Texas, hereby authorizing the Town Administrator and Town Secretary of the Town of Hickory Creek, Texas, to execute any and all documents necessary to enter into the Texas Comptroller of Public Accounts' Texas SmartBuy Membership Program.
7. Consider and act on a recommendation from Halff Associates, Inc. to reject all bids received for FY 2021 Capital Outlay Project, Bid# 2021-1.
8. Consider and act on a provisional amendment to the Town of Hickory Creek Personnel Policy Manual; Section 9.2: Personal Days, granting full time employees an additional three personal days to apply to the 2020-2021 Fiscal Year only.

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

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

### **Regular Agenda**

9. Consider and act on a site and landscape plan for Domino's Pizza located at 1043 Hickory Creek Boulevard. The property is legally described as Wal-Mart Addition, Block A, Lot 7R (n pt).

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Motion made by Councilmember DuPree to approve the site and landscape plan for Domino's Pizza subject to review by the town engineer, Seconded by Councilmember Gordon.

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

10. 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, Texas and DFW Boat Charters, LLC. concerning use of Sycamore Bend Park.

Motion made by Councilmember Gordon to approve agenda item 10 with the following stipulations: permit to be placed on a temporary hold during pending road construction; one warning for excessive dock manipulation, damage, or any other disruption; permit to be suspended per the town administrator's authority for a designated time or permanent ramification for second warning; operator does not distribute passes to individuals, each individual vehicle required to have a day use or annual pass; rentals to be spaced between 30 to 60 minutes from the end of a rental to beginning of new rental, Seconded by Mayor Pro Tem Kenney.

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

11. Consider and act on acceptance of the resignation of Councilmember Tracee Elrod.

Motion made by Councilmember Theodore to accept the resignation of Councilmember Tracee Elrod, Seconded by Councilmember Gordon.

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

12. Consider and act on an appointment for Council Place 1.

Motion made by Councilmember DuPree to appoint Randy Gibbons to Council Place 1, Seconded by Councilmember Theodore.

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

13. Consider and act on approval of the Hickory Creek Police Department Annual Racial Profiling Report for 2020.

Motion made by Councilmember DuPree to approve the Hickory Creek Police Department Annual Racial Profiling Report for 2020 as presented, Seconded by Councilmember Theodore.

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

14. 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 McCrorey Family Limited Partnership concerning irrigation and irrigation maintenance services.

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Motion made by Councilmember Gordon to approve agenda item 14 as discussed subject to town administrator and town attorney review in regard to trees, water, sidewalk repairs and permitting required, Seconded by Councilmember DuPree.

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

15. Discussion regarding Winter Storm Uri.

Discussions regarding the impact of Winter Storm Uri were held. Details regarding communications with State Representative Lynn Stucky, Denton County Judge Any Eads, electric providers and others throughout the storm were provided. Preparations needed for future disasters were also discussed.

**Adjournment**

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

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

The meeting did then stand adjourned at 8:38 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