

**SPECIAL MEETING OF THE TOWN COUNCIL
HICKORY CREEK TOWN HALL
1075 RONALD REAGAN, HICKORY CREEK, TEXAS
MONDAY, MAY 13, 2024**

MINUTES

Call to Order

Mayor Clark called the meeting to order at 6:05 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 led by the Honorable Bobbie J. Mitchell, Commissioner Precinct 3

Honorable Bobbie J. Mitchell, Commissioner Precinct 3, gave the invocation.

Honorary Recognition of Councilmember Richard DuPree

Mayor Clark and the Town Council honored Councilmember Richard DuPree for his years of service on the Town Council from 2010-2024.

Presentation of Awards

1. 2023 Business of the Year

Mayor Clark presented the 2023 Business of the Year award to Don Camillo Tuscan Grill.

2. 2023 Citizen of the Year

Mayor Clark presented the 2023 Citizen of the Year award to Dinah Stults.

3. 2024 Female Athlete of the Year

Mayor Clark presented the 2024 Female Athlete of the Year award to Abby Kell.

Town of Hickory Creek

May 13, 2024

Page 2

4. 2024 Male Athlete of the Year

Mayor Clark presented the 2024 Male Athlete of the Year award to Humphrey Kakuba.

5. 2024 Scholar of the Year

Mayor Clark presented the 2024 Lake Dallas Scholar of the Year award to Alexis Mabbun.

6. Eagle Scout Josiah McKinley

Mayor Clark presented a plaque of appreciation to Josiah McKinley for completing his Eagle Scout project.

7. Eagle Scout Avery Pruitt

Mayor Clark presented a plaque of appreciation to Avery Pruitt for completing his Eagle Scout project.

8. Eagle Scout Candidate Trevor Zackowski

Mayor Clark presented a plaque of appreciation to Trevor Zackowski for completing his Eagle Scout project.

Proclamations

9. Motorcycle Safety and Awareness

Mayor Clark proclaimed May 2024 as Motorcycle Safety & Awareness Month in the Town of Hickory Creek.

Items of Community Interest

There were no items of community interest.

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.

10. April 2024 Council Meeting Minutes

11. April 2024 Financial Statements.

12. Consider and act on a resolution designating Don Camillo Tuscan Grill as the 2023 Business of the Year.

Town of Hickory Creek

May 13, 2024

Page 3

13. Consider and act on a resolution designating Dinah Stults as the 2023 Citizen of the Year.
14. Consider and act on a resolution designating Abby Kell as the 2024 Female Athlete of the Year.
15. Consider and act on a resolution designating Humphrey Kakuba as the 2024 Male Athlete of the Year.
16. Consider and act on a resolution designating Alexis Mabbun as the 2024 Lake Dallas High School Scholar of the Year.
17. Consider and act on an ordinance of the Town Council of the Town of Hickory Creek, Texas re-appointing a presiding judge and appointing an associate judge for Municipal Court of Record No. 1.
18. Consider and act on a resolution of the Town Council of the Town of Hickory Creek, Texas authorizing the Mayor of the Town of Hickory Creek, Texas to execute an agreement by and between the Town of Hickory Creek, Texas and Cynthia Burkett for municipal judge services.
19. Consider and act on a resolution of the Town Council of the Town of Hickory Creek, Texas authorizing the Mayor of the Town of Hickory Creek, Texas to execute an agreement by and between the Town of Hickory Creek, Texas and Kristen Homyk for municipal judge services.
20. Consider and act on a resolution of the Town Council of the Town of Hickory Creek, Texas, nominating one candidate to a slate of nominees for the board of managers of the Denco Area 9-1-1 District.

Motion made by Councilmember DuPree to approve consent agenda items 10-20 as presented, Seconded by Councilmember Gibbons.

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

Regular Agenda

21. Presentation of Certificates of Election and Administration of Oaths of Office to candidates elected.
22. Ceremonial Oath of Office and Presentation of Badge to Officer Truman Franklin.

Chief Dunn administered the Oath of Office to Officer Truman Franklin.
23. Interviews for various boards and commissions.

The Town Council interviewed Todd Asaad, Christi Kulesza, Tony Martinez and Bill Nippert for various boards and commissions.

Town of Hickory Creek

May 13, 2024

Page 4

24. Presentation from Halff Engineering regarding the Hickory Creek Leisure Center.

Lane Olivo, Landscape Architect Project Manager, and Kirk Wilson, Director of Landscape Architecture, Halff Associates, provided an overview of the project including survey results, the design process and the final concept design. The Town Council asked questions and provided input regarding elements that should be included in the final design.

25. Consider and act on bids submitted for Sycamore Bend Road BID# 2024-01.

John Smith, Town Manager, stated there were ten bidders for the project. Halff Associates reviewed the qualifications and references for the low bidder which was Capko Concrete Structures and answered questions from the Town Council.

Motion made by Councilmember Gordon to award Sycamore Bend Road BID# 2024-01 to Capko Concrete Structures, in the amount of \$346,697.50, Seconded by Councilmember Theodore.

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

26. 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 concerning phone systems.

John Smith, Town Manager, provided an overview of the proposed agreements received from Lumen, Pavlov Media and Vested Networks and answered questions from the Town Council.

Motion made by Councilmember Theodore to approve the Pavlov five-year agreement, Seconded by Mayor Pro Tem Kenney.

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

Voting Nay: Councilmember Wohr, Councilmember Gordon. Motion passed.

27. 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 between the Town of Hickory Creek, Texas and Anytime Labor Dallas, LLC. concerning public works staffing.

John Smith, Town Manager, stated the terms of the agreement the Town Council approved in April, have been revised and answered questions from the Town Council.

Motion made by Mayor Pro Tem Kenney to execute an agreement between the Town of Hickory Creek, Texas and Anytime Labor Dallas, LLC. concerning public works staffing with an effective date of today, Seconded by Councilmember Gibbons.

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

28. Consider and act on appointments to the Arts and Culture Board.

Mary Alsmiller, Place 2 and Lee Kessee, Place 4.

Motion made by Councilmember Theodore to approve appointments as presented, Seconded by Councilmember Gordon.

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

29. Consider and act on appointments to Board of Adjustments.

Larry Crawford, Position 2, Brian Engle, Position 4 and Dennis Day, Alternate 2.

Motion made by Councilmember Theodore to approve reappointing the slate of candidates to Board of Adjustments, Seconded by Mayor Pro Tem Kenney.

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

30. Consider and act on appointments to the Code of Ethics Board.

Mayor Clark would like to appoint Tracey Caple; Councilmember Wohr would like to appoint John Dunn; Mayor Pro Tem Kenney would like to reappoint Chance Allison.

Motion made by Councilmember Gordon appoint the slate of names mentioned for the Code of Ethics Board, Seconded by Mayor Pro Tem Kenney.

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

31. Consider and act on appointments to the Parks and Recreation Board.

Christi Kulesza, Place 1, Todd Asaad, Place 2, Kyle Knop, Place 4, Gwen McIntosh, Place 6.

Motion made by Councilmember Wohr to approve appointments as presented, Seconded by Councilmember Gibbons.

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

32. Consider and act on appointments to the Planning and Zoning Commission.

Anthony Martinez, Place 2, William Nippert, Place 4 and Tim May, Place 6.

Motion made by Councilmember Gordon to approve appointments as presented, Seconded by Mayor Pro Tem Kenney.

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

33. Consider and act on allocating funds for Tanglewood Park improvements.

John Smith provided an overview of the improvements and answered questions from the Town Council.

Motion made by Councilmember Gordon to approve allocating funds for Tanglewood Park in the amount of \$91,000, Seconded by Councilmember Theodore.

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

34. Consider and act on appointment of Mayor Pro Tem.

Motion made by Councilmember Theodore to appoint Paul Kenney, Mayor Pro Tem, Seconded by Councilmember Gordon.

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

35. Consider and act on appointing councilmembers as liaisons for various boards and commissions.

Councilmember Gibbons, Police Department; Councilmember Woehr, Parks and Recreation; Councilmember Gordon, Planning and Zoning; Mayor Pro Tem Kenney, EDC and Councilmember Theodore, Arts and Culture Board and Board of Adjustments.

Motion made by Mayor Pro Tem Kenney to approve appointments as presented, Seconded by Councilmember Gordon.

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

Executive Session

In accordance with Texas Local Government Code, Chapter 551, the Town Council convened into executive session at 8:45 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.

36. Discussion regarding Denton CAD Property ID# 62326.

Section 551.072

Deliberate the purchase, exchange, lease or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

37. Discussion regarding Denton CAD Property ID# 62274 and 497739.

Reconvene into Open Session

The Town Council reconvened into open session at 10:34 p.m.

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

Denton CAD Property ID# 62326.

Motion made by Councilmember Gordon to authorize the Town Manager to negotiate as discussed in executive session with the property owner, in the alternative, authorize the Town Administrator to prepare a resolution and authorize legal action by the June meeting, Seconded by Councilmember Theodore.

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

Denton CAD Property ID# 62274 and 497739.

Motion made by Councilmember Gordon to authorize the Town Administrator to enter into a real estate agreement with the property owner, Seconded by Mayor Pro Tem Kenney.

Voting Yea: Mayor Pro Tem Kenney, Councilmember Gibbons, Councilmember Woehr, 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 10:40 p.m.

Approved:

Attest:

Lynn C. Clark, Mayor
Town of Hickory Creek

Kristi K. Rogers, Town Secretary
Town of Hickory Creek