

**SPECIAL MEETING OF THE TOWN COUNCIL  
HICKORY CREEK TOWN HALL  
1075 RONALD REAGAN, HICKORY CREEK, TEXAS  
THURSDAY, DECEMBER 15, 2022**

**MINUTES**

**Call to Order**

Mayor Clark called the meeting to order at 6:53 p.m.

**Roll Call**

The following members were present:

Mayor Lynn Clark  
Councilmember Randy Gibbons  
Councilmember Chris Gordon  
Mayor Pro Tem Paul Kenney  
Councilmember Ian Theodore

The following member was absent:

Councilmember Richard DuPree

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**

Mayor Pro Tem Kenney gave the invocation.

**Items of Community Interest**

Thanks to town staff for planning and executing the 2022 Tree Lighting held on December 2, 2022.

**Public Comment**

Brian Lovelady, 301 Hilltop Lane, stated on October 23, 2022 high winds blew down a large tree and utility pole on town property located in front of his and the next door neighbor's property. Oncor replaced the utility pole and restored power the same day. Public works also came out on the 23<sup>rd</sup> and removed large branches from the tree that were blocking his neighbor's driveway. He was told the tree removal is a low priority and he would like for it to become a high priority because the tree has been down for eight weeks and is an eyesore to the neighborhood.

**Consent Agenda**

1. November 2022 Council Meeting Minutes
2. November 2022 Financial Statements

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

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

**Regular Agenda**

3. Consider and act on an appeal from the decision of the designated representative for a variance of Section 13.03.075 of the Town's Code of Ordinances adopting Title 30 Texas Administrative Code Chapter 285 regarding residential lot sizing. The legal description of the property is Harbor Grove Estates 1 BLK C Lot 13R.

Motion made by Councilmember Theodore to approve a variance of Section 13.03.075 of the Town's Code of Ordinances adopting Title 30 Texas Administrative Code Chapter 285 regarding residential lot sizing, Seconded by Mayor Pro Tem Kenney.

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

4. First reading of a resolution of the Town Council of the Town of Hickory Creek, approving an amended and restated performance agreement by and between the Hickory Creek Economic Development Corporation and Hard Sun V, LLC, a Texas limited liability company, for economic development purposes, authorized pursuant to Sections 501.103, 505.152 and 505.158 of the Texas Local Government Code and providing for an immediate effective date.

No action taken.

5. Second reading and consider and act on a resolution of the Town Council of the Town of Hickory Creek, approving an amended and restated performance agreement by and between the Hickory Creek Economic Development Corporation and Hard Sun V, LLC, a Texas limited liability company, for economic development purposes, authorized pursuant to Sections 501.103, 505.152 and 505.158 of the Texas Local Government Code and providing for an immediate effective date.

No action taken.

6. Consider and act on a resolution of the Town Council of the Town of Hickory Creek, Texas, authorizing the President or Executive Director or the Hickory Creek Economic Development Corporation to execute a real estate sales contract, attached hereto as Exhibit "A" and all documents necessary to acquire the approximately 0.92-acre tract or tracts of land situated in the Ventana Addition, Phase II, Lot 7, an addition to the Town of Hickory Creek.

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Motion made by Mayor Pro Tem Kenney to approve a resolution of the Town Council of the Town of Hickory Creek, Texas, authorizing the President or Executive Director or the Hickory Creek Economic Development Corporation to execute a real estate sales contract, attached hereto as Exhibit "A" and all documents necessary to acquire the approximately 0.92-acre tract or tracts of land situated in the Ventana Addition, Phase II, Lot 7, an addition to the Town of Hickory Creek, Seconded by Councilmember Gordon.

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

**Future Agenda Items**

There were no future agenda items requested.

**Adjournment**

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

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

The meeting did then stand adjourned at 7:07 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