



CITY COUNCIL WORKSHOP AND REGULAR SESSION - MINUTES

Thursday, March 03, 2022 at 5:45 PM

City Hall | 3300 Corinth Parkway

**STATE OF TEXAS
COUNTY OF DENTON
CITY OF CORINTH**

On this, the 3rd day of March 2022, the City Council of the City of Corinth, Texas, met in Workshop & Regular Session at the Corinth City Hall at 5:45 P.M., located at 3300 Corinth Parkway, Corinth, Texas. The meeting date, time, place, and purpose as required by Title 5, Subtitle A, Chapter 551, Subchapter C, Section 551.041, Government Code, with the following members to wit:

Council Members Present:

Bill Heidemann, Mayor
Sam Burke, Mayor Pro Tem
Scott Garber, Council Member
Steve Holzwarth, Council Member
Kelly Pickens, Council Member

Council Members Absent:

Tina Henderson, Council Member

Staff Members Present:

Bob Hart, City Manager
Katherine Lindsey, Assistant to the City Manager/Deputy City Secretary
Patricia Adams, City Attorney
Lee Ann Bunselmeyer, Finance, Communications & Strategic Services Director
Elise Back, Economic Development Director
John Webb, Planning and Development Director
George Marshall, City Engineer
Michelle Mixell, Planning and Development Manager
Cindy Troyer, Purchasing Agent
Linda Thoms, Buyer
James Trussell, Multimedia Specialist

CALL TO ORDER

Mayor Heidemann called the meeting to order at 5:45 P.M.

1. Receive a report and hold a discussion on the Communications Strategic Plan.

Kim Newcomer and Melita Pawlowski from Slate Communications presented the item and discussion followed.

2. Receive a report, hold a discussion, and give staff direction on over 65 tax exemption options.

The item was presented and discussed.

3. Receive a report and hold a discussion of the activities of the Corinth Economic Development Corporation for the preceding six months.

The item was presented and discussed.

4. Discuss regular meeting items on Regular Session Agenda, including the consideration of closed session items as set forth in the Closed Session Agenda items below.

No items for the Regular Session Meeting were discussed.

ADJOURN WORKSHOP

Mayor Heidemann adjourned the Workshop Session at 7:02 P.M.

CALL TO ORDER, INVOCATION, PLEDGE OF ALLEGIANCE & TEXAS PLEDGE

Mayor Heidemann called the Regular Session Meeting to order at 7:09 P.M.

PROCLAMATIONS AND PRESENTATIONS

1. Recognize and proclaim the month of March 2022 as Procurement Month to further expand the awareness of procurement professionals' role in the daily operations of the organization.

Cindy Troyer and Linda Thoms accepted the Proclamation presented by Mayor Heidemann.

2. Present the Achievement of Excellence in Procurement® (AEP) for 2021 from the National Procurement Institute, Inc.

Cindy Troyer and Linda Thoms received the award presented by Mayor Heidemann.

CITIZENS COMMENTS

Please limit your comments to three minutes. Comments about any of the Council agenda items are appreciated by the Council and may be taken into consideration at this time or during that agenda item. Council is prohibited from acting on or discussing items brought before them at this time.

There were no comments made.

PUBLIC HEARING

3. Conduct a public hearing and consider and act on an Ordinance amending the City's Unified Development Code (UDC), Section 4: Sign and Fence/Screening Regulations, Subsection 4.02.11. Screening Requirements for Residential and Nonresidential Properties, Subsection 4.02.11.C.1. Nonresidential Construction Abuts Residential Zoning Classifications (ZTA21-0001).

Mayor Heidemann opened the Public Hearing at 7:19 P.M., and closed it at 7:19 P.M.

There were no comments made.

Mayor Pro Tem Burke motioned to approve Ordinance No. 22-03-03-07 amending Section 4.02.11 Screening Requirements for Residential and Nonresidential properties as presented. Council Member Garber seconded.

Voting Yea: Mayor Pro Tem Burke, Council Member Garber, Council Member Holzwarth, Council Member Pickens

BUSINESS AGENDA

4. Consider and act on a Park and Trail Dedication application for a combined dedication of approximately 17,416 square feet of trails and money-in-lieu-of land in the amount of \$151,800 for the Landmark at Tower Ridge Multi-Family Project, consisting of 296 multifamily dwelling units on approximately 12.989 acres. The property is generally located on the north side of FM 2181, east of Olympus Court, south of Cliff Oaks Drive, and west of the Public Safety Complex. (PARK22-0001)

Motion made by Council Member Garber to approve the application for a combined dedication of approximately 17,416 square feet of trails and money-in-lieu of land in the amount of \$151,800 for the Landmark at Tower Ridge Multi-Family Project. Seconded by Council Member Pickens.

Voting Yea: Mayor Pro Tem Burke, Council Member Garber, Council Member Holzwarth, Council Member Pickens

5. Consider and act upon an Alternative Compliance-Tree Preservation application for the removal of Protected Trees (6+ caliper inches), including the replanting and payment-of-fee-in-lieu-of replanting of mitigation trees located on approximately 12.989 acres within the Landmark at Tower Ridge Multifamily Planned Development. The property is generally located on the north side of FM2181, east of Olympus Court, south of Cliff Oaks Drive, and west of the Public Safety Complex. (AC22-0001)

Motion made by Council Member Garber to approve the Alternative Compliance application for tree removal/preservation for Landmark at Tower Ridge as presented, providing for replanting as presented; a fee-in-lieu of replanting of \$64,350.00; and for discretionary authority to the department director to assess fees for additional mitigation and unforeseen removal. Seconded by Mayor Pro Tem Burke.

Voting Yea: Mayor Pro Tem Burke, Council Member Garber, Council Member Holzwarth, Council Member Pickens

6. Consider and act on a Resolution adopting the Corinth Economic Development Incentives Policy.

Motion made by Council Member Garber to approve Resolution No. 22-03-03-03 approving an Economic Development Incentives Policy promoting state and local economic development for the City of Corinth. Seconded by Mayor Pro Tem Burke.

Voting Yea: Mayor Pro Tem Burke, Council Member Garber, Council Member Holzwarth, Council Member Pickens

7. Consider and act on approval of the Communications Strategic Plan.

Motion made by Mayor Pro Tem Burke to approve the Communications Strategic Plan as presented. Seconded by Council Member Pickens.

Voting Yea: Mayor Pro Tem Burke, Council Member Garber, Council Member Holzwarth, Council Member Pickens

8. Consider and act on a Resolution of the City of Corinth establishing a City Logo Use Guide for non-city organizations; and providing an effective date.

Motion made by Council Member Pickens to approve Resolution No. 22-03-03-07 establishing the Logo Use Policy for non-city organizations. Seconded by Council Member Garber.

Voting Yea: Mayor Pro Tem Burke, Council Member Garber, Council Member Holzwarth, Council Member Pickens

9. Consider and act on an Ordinance abandoning a 0.162-acre portion of right-of-way on Lake Sharon Drive, east of I-35E and west of Mayfield Circle.

Motion made by Mayor Pro Tem Burke to approve Ordinance No. 22-03-03-08 abandoning a 0.162-acre portion of right-of-way on Lake Sharon Drive and authorizing the City Manager to execute the necessary documents. Seconded by Council Member Garber.

Voting Yea: Mayor Pro Tem Burke, Council Member Garber, Council Member Holzwarth, Council Member Pickens

10. Consider and act on an Ordinance abandoning a 0.021-acre portion of utility easement on Lot 15R, Block E, Meadows North Estates.

Motion made by Council Member Garber to approve Ordinance No. 22-03-03-09 abandoning a 0.021-acre portion of utility easement on Lot 15R, Block E, Meadows North Estates. Seconded by Mayor Pro Tem Burke.

Voting Yea: Mayor Pro Tem Burke, Council Member Garber, Council Member Holzwarth, Council Member Pickens

11. Consider and act on a Resolution authorizing the Mayor or his designee to execute the Texas Subdivision and Special District Election and Release Form for submission to the Office of the Attorney General relative to the Endo/Par/Teva settlements and any future release election and release forms required as part of the Texas State-Wide Opioid Settlement Agreement led by the Texas Attorney General; and providing an effective date.

Motion made by Mayor Pro Tem Burke to approve Resolution No. 22-03-03-08 authorizing the Mayor or his designee to execute the Texas Subdivision and Special District Election and Release Form for submission to the Office of the Attorney General relative to the Endo/Par/Teva settlements and any future release election and release forms required as part of the Texas State-Wide Opioid Settlement Agreement led by the Texas Attorney General. Seconded by Council Member Garber.

Voting Yea: Mayor Pro Tem Burke, Council Member Garber, Council Member Holzwarth, Council Member Pickens

COUNCIL COMMENTS & FUTURE AGENDA ITEMS

The purpose of this section is to allow each Council Member the opportunity to provide general updates and/or comments to fellow Council Members, the public, and/or staff on any issues or future events. Also, in accordance with Section 30.085 of the Code of Ordinances, at this time, any Council Member may direct that an item be added as a business item to any future agenda.

City Manager Hart inquired with the City Council regarding attendance of events. The Lake Cities Chamber of Commerce Awards Luncheon at the Olana in Hickory Creek, on Wednesday 9th at 11:00 AM. Several Council Members indicated they will attend.

The NCTC Gala at Embassy Suites on Friday March 11th at 6:30 PM. Mayor Heidemann and Council Member Garber will attend.

The State of the City at Corinth City Hall will be held on March 19th from 9:00 AM until noon. Lee Ann Bunselmeyer provided details.

Mayor Heidemann recessed the Regular Session Meeting at 7:56 PM, and immediately convened into Closed Session.

CLOSED SESSION**

In accordance with Chapter 551, Texas Government Code, Section 551.001, et seq., (the "Texas Open Meetings Act"), the City Council will recess into Executive Session (closed meeting) to discuss the following items. Any necessary final action or vote will be taken in public by the City Council in accordance with this agenda.

Section 551.071 - Legal Advice. (1) Private consultation with its attorney to seek advice about pending or contemplated litigation; and/or settlement offer; and/or (2) a matter in which the duty of the attorney to the government body under the Texas Disciplinary Rules of Professional Conduct of the State of Texas clearly conflict with Chapter 551.

- a. Unauthorized third-party use of City-owned property and authorization of eviction proceedings.
- b. The City of Corinth v. Ken Paxton, Attorney General, State of Texas, No. D-1-GN-21-003267 (419th Dist. Ct., Travis County, Tex.).

RECONVENE IN OPEN SESSION TO TAKE ACTION, IF NECESSARY, ON CLOSED SESSION ITEMS

Mayor Heidemann recessed the Closed Session at 8:21 PM, and immediately reconvened into the Regular Session Meeting.

ADJOURN

Mayor Heidemann adjourned the Regular Session Meeting at 8:21 P.M.

Approved by the Council on the 17th day of March 2022.

Katherine Lindsey
Assistant to the City Manager/Deputy City Secretary
City of Corinth

