

Minutes

The City of Princeton

Regular City Council Meeting of February 11, 2013

The City Council of the City of Princeton, Texas, met in Regular Session in the Council Chamber of City Hall on February 11, 2013 at 7:00 p.m.

The following Councilmembers were present: Mayor Ken Bowers, Mayor Pro Tempore Steve Deffibaugh, Councilmember Bruce Beauchamp, Councilmember JM Caldwell Jr., Councilmember Tiffany Long and Councilmember Bill Glass. The following Staff Members were present: City Manager Derek Borg, Asst. City Manager/City Secretary Lesia Thornhill, Deputy City Secretary Tabatha Monk, City Attorney Bonnie Lee Goldstein, and Lieutenant Michnick.

Mayor **Bowers** called the City Council Meeting to order at 7:00 PM.

Mayor **Bowers** called roll, present were Councilmembers **Beauchamp, Glass, Long, Caldwell, Mayor Bowers and Mayor Pro Tempore Deffibaugh.**

Mayor **Bowers** then asked Mayor Pro Tempore **Deffibaugh** to lead the Council and audience in the invocation.

Mayor **Bowers** then asked Councilmember **Beauchamp** to lead the audience in the Pledge of Allegiance.

Mayor **Bowers** then asked City Council to adjourn into Executive Session. City Council had no objections.

Mayor **Bowers** announced the Council would adjourn into **Executive Session** citing the following: **Section 551.071 (2) "Texas Government Code"** Consultation with City Attorney. **Section 551.071 "Texas Government Code"** Pending or Contemplated litigation.

Mayor **Bowers** adjourned into Executive Session at 7:02 p.m.

Mayor **Bowers** reconvened into Regular Session at 8:50 p.m.

Mayor **Bowers** then announced there would be a 10 minute recess and the meeting would reconvene at 9:00 p.m.

Mayor **Bowers** then announced **Citizen Appearance**. The following citizens spoke: Cassandra Fine, Jonna Catenaccio and Dean Page. The following citizens left meeting and did not speak: Jenny Rosbury, Shirley Kent and Mary McCullough.

Mayor **Bowers** then announced the Consent Agenda: All consent agenda items listed are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember so request, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda. "Discussion and possible action to approve the minutes from the October 9, 2012 Special meeting". "Discussion and possible action to approve the minutes from the November 19, 2012 Special meeting". "Discussion and possible action to approve the minutes of the December 10, 2012 Regular meeting". "Discussion and possible action to ratify an Ordinance, amending the Rules of Order, Ordinance No. 2012-12-10-01, as were amended and approved at a Regular City Council meeting held on December 10, 2012". "Discussion and possible action to approve a Resolution to allow for the submission of an application to the Texas Parks & Wildlife for a trail grant with matching funds in the amount of \$40,000.00 provided by the Community Development Corporation". Mayor **Bowers** advised Item 1 would be removed from Consent, minutes had already been approved. Councilmember **Long** asked for discussion. Mayor **Bowers** said yes for Item 1 only.

Councilmember **Long** made a motion to approve **Item 1 with changes**.

Councilmember **Beauchamp** seconded the motion. The motion carried **unanimously**. Mayor **Bowers** asked for any other objections to Consent Agenda.

Councilmember **Beauchamp** made a motion to approve **remainder of Consent Agenda**. Councilmember **Glass** seconded the motion. Councilmember **Long** opposed. The motion carried **4-1**. Councilmember **Long** made a motion to reopen **Item 3 on the Consent Agenda**. Councilmember **Glass** seconded the motion.

Councilmember **Beauchamp** opposed. The motion carried **4-1**. Councilmember **Long** made a motion for **Staff to listen to tape**. Councilmember **Glass** seconded the motion. Councilmembers **Beauchamp** and **Caldwell** opposed. The motion carried **3-2**. Councilmember **Long** made a motion to reopen **Item 4**. Councilmember **Glass** seconded the motion. Councilmembers **Beauchamp**, **Caldwell** and Mayor Pro Tempore **Deffibaugh** opposed. The motion failed **3-2**.

Mayor **Bowers** then announced the first item under the Regular Agenda: **(2013-001)** "Discussion and possible action to accept the resignation of Anthony Randall as the City of Princeton Municipal Court Judge". Councilmember **Glass** made a motion to accept **Judge Randall's resignation**. Councilmember **Long** seconded the motion. The motion carried **unanimously**.

Mayor **Bowers** then announced the second item under the Regular Agenda: **(2013-002)** "Discussion and possible action to approve a letter of agreement between the City of Princeton and Dana Huffman for services to the Princeton Municipal Court as Presiding Judge". Councilmember **Long** made a motion to approve. Councilmember **Caldwell** seconded the motion. The motion carried **unanimously**.

Mayor **Bowers** then announced the third item under the Regular Agenda: **(2013-003)** "Discussion and possible action to accept the resignation of Jeffrey McGinn from the Community Development Board as recommended by the Corporation". Mayor Pro Tempore **Deffibaugh** made a motion to accept Jeffrey McGinn's resignation. Councilmember **Glass** seconded the motion. The motion carried unanimously.

Mayor **Bowers** then announced the fourth item under the Regular Agenda: **(2013-004)** "Discussion and possible action to appoint Gerald Dotson to fill a vacancy left by Jeffrey McGinn on the Community Development Corporation as recommended by the Corporation". Councilmember **Long** made a motion to approve. Mayor Pro Tempore **Deffibaugh** seconded the motion. The motion carried unanimously.

Mayor **Bowers** then announced the fifth item under the Regular Agenda: **(2013-005)** "Discussion and possible action to approve a Special Event Application for the Lone Star District Boy Scout Camporee to be held on April 12, 13, & 14, 2013". Councilmember **Long** made a motion to approve. Councilmember **Caldwell** seconded the motion. The motion carried unanimously.

Mayor **Bowers** then announced the sixth item under the Regular Agenda: **(2013-006)** "Second public hearing regarding a request from Good Shepherd Academy, Betty I. Pease, 2052 FM 75, Princeton, Texas, for a specific use permit (private school) to be located at 213 McKinney Street, Princeton, Texas 75407, as required by the City of Princeton's Zoning Ordinance (Ordinance No. 2009-06-09)".

Mayor **Bowers** opened the public hearing at 9:36 p.m.

Alan Nichols and Betty Pease spoke.

Mayor **Bowers** closed the public hearing at 9:41 p.m.

Mayor **Bowers** then announced the seventh item under the Regular Agenda: **(2013-007)** "Discussion and possible action to approve an Ordinance regarding a Specific Use Permit for a private school to be located at 213 McKinney Street, Princeton, Texas 75407". Councilmember **Long made a motion to approve.** Councilmember **Caldwell seconded the motion.** The **motion carried unanimously.**

Mayor **Bowers** then announced the eighth item under the Regular Agenda: **(2013-008)** "Discussion and possible action to approve a Facilities Use Agreement between the City of Princeton and the Princeton Sports Organization also including the lease of the Community Park Concession Stand". Councilmember **Beauchamp made a motion to waive the Concession Stand fees only.** Councilmember **Long seconded the motion.** The **motion carried unanimously.**

Mayor **Bowers** then announced the ninth item under the Regular Agenda: **(2013-009)** "Discussion and possible action regarding the City of Princeton regulating registered Sex Offenders residing within the city limits". Mayor Pro Tempore **Deffibaugh made a motion that the city sends a letter to our Legislature on official letterhead supporting HB 601.** Councilmember **Glass seconded the motion.** The **motion carried unanimously.**

Mayor **Bowers** then announced the tenth item under the Regular Agenda: **(2013-010)** "Presentation by the City Manager, Derek Borg, regarding the first quarter financials for the City of Princeton". No action required.

Mayor **Bowers** then announced the eleventh item under the Regular Agenda: **(2013-011)** "Discussion and possible action regarding the proposed street lighting for Monte Carlo Boulevard". Councilmember **Beauchamp made a motion to have Mr.**

Borg proceed with bargaining. Councilmember Glass seconded the motion. The motion carried unanimously.

Mayor **Bowers** then announced the twelfth item under the Regular Agenda: **(2013-012)** "Discussion and possible action regarding the dedication of the new Library". No action required.

Mayor **Bowers** then announced the thirteenth item under the Regular Agenda: **(2013-013)** "Discussion and possible action to approve a repair on Sunnybrook Lane". Councilmember **Beauchamp made a motion to approve item 2013-013.**

Councilmember **Caldwell seconded the motion. The motion carried unanimously.**

Mayor **Bowers** then announced the fourteenth item under the Regular Agenda: **(2013-014)** "Discussion and possible action to approve the City Manager to move forward with updating the City of Princeton's Land Use Map including conducting the required Public Hearings as needed". Councilmember **Long made a motion to approve the 2013 future Land Use Map with the amendment to the Industrial Park North of the ETJ off of 1377 and make that single family. Councilmember Glass seconded the motion. The motion carried unanimously. Councilmember Long clarified her motion was to move forward with the process, making that change before it is presented to Planning & Zoning.**

City Manager, Derek Borg, asked if item 2013-012 could be re-opened.

Mayor **Bowers** asked for a vote to re-open Item 2013-012. Councilmember **Glass made a motion to re-open 2013-012. Councilmember Long seconded the motion. The motion carried unanimously. No action required on this Item.**

Mayor **Bowers** then announced the fifteenth item under the Regular Agenda: **(2013-015)** “Request for items to be placed on a future agenda and NOT for discussion of these requests”. Councilmember **Long** asked for discussion the process in which we approve budgets and budget amendments moving forward in the future and review a conversation and some documents she has from the State Comptroller’s Office. Mayor **Bowers** asked for a concurrence regarding these items. Councilmembers **Glass**, **Beauchamp** and Mayor Pro Tempore **Deffibaugh** did not object. Councilmember **Long** asked that the Rules of Order be brought back for discussion. No concurrence. Councilmember **Long** asked for the complaints that were discussed tonight and ask that Council be given specifically how much the investigation by Mr. Kent Smith cost the Tax Payers. No concurrence. Councilmember **Long** said there lies about her in the investigation and would like to ask the Council what they are going to do so she would like to put the three employees that lied about her on the agenda under personnel issue because they did sign a garity agreement that they would not lie. No concurrence. Councilmember **Long** asked if Council was going to proceed with the information she provided Mr. Smith. No concurrence. Councilmember **Beauchamp** asked that the emergency storm warning sirens be put on agenda. Councilmembers **Caldwell**, **Glass** and Mayor Pro Tempore **Deffibaugh** agreed. Councilmember **Beauchamp** asked that the Fire Department personnel, classification of each one, basically a Resume be brought back. Mayor Pro Tempore **Deffibaugh**, Councilmembers **Glass**, **Caldwell** and **Long** agreed.

Mayor **Bowers** then announced the first item under Report Agenda: City Manager briefed the Council on the following: Easter Egg Hunt, March 16, 2013 and the Trash Off, April 6, 2013.

Mayor **Bowers** then announced City Council reports about items of community interest regarding which no action will be taken. Mayor **Bowers** thanked Lesia, Tabatha, Staff, Fire Department, Police Department, Water Department, Newspaper and everybody today for the Field Trip for the 2nd Graders of Lacy Elementary. Appreciate all the hard work that was put into that and it was a lot of fun.

Mayor **Bowers** then announced Action Pertaining to Executive Session: Councilmember **Glass** made a motion to approve hiring Terry Morgan regarding the LGD Properties and to proceed as directed. Councilmember **Beauchamp** seconded the motion. Councilmember **Long** opposed. Motion carried 4-1. Mayor Pro Tempore **Deffibaugh** made a motion to adjourn. Councilmember **Caldwell** seconded the motion. The motion carried unanimously.

Mayor **Bowers** adjourned the meeting at 11:02 p.m.


Ken Bowers, Mayor

ATTEST:


Lesia Thornhill, City Secretary

