

Minutes

The City of Princeton

Regular City Council Meeting of April 14, 2014

The City Council of the City of Princeton, Texas, met in Regular Session in the Council Chamber of City Hall on April 14, 2014 at 7:00 p.m.

The following Councilmembers were present: Mayor Pro Tempore Steve Deffibaugh, Councilmember Bruce Beauchamp, Councilmember JM Caldwell Jr., Councilmember Bill Glass and Councilmember Rick Neudorff. The following Staff Members were present: City Manager Derek Borg, Assistant City Manager/City Secretary Lesia Thornhill, Deputy City Secretary/Grant Coordinator Tabatha Monk, Public Works Director Tommy Mapp, Lieutenant Michnick and Chief James Waters. The following Councilmember was absent: Mayor Ken Bowers.

Mayor Pro Tempore **Deffibaugh** called the **City Council Meeting to order at 7:01 PM.**

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

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

Mayor Pro Tempore **Deffibaugh** then asked Councilmember **Glass** to lead the Council audience in the Pledge of Allegiance.

Mayor Pro Tempore **Deffibaugh** then announced **Citizen Appearance.** Betty Pease and Jenny Rosbury spoke.

Mayor Pro Tempore **Deffibaugh** 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 of the March 24, 2014 regular meeting", Councilmember **Neudorff** made a motion to approve the Consent Agenda. Councilmember **Caldwell** seconded the motion. The motion carried unanimously.

Mayor Pro Tempore **Deffibaugh** then 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 (A) Texas Government Code"** Pending or Contemplated litigation, **Section 551.074 (a) (1) "Texas Government Code"** Personnel.

Mayor Pro Tempore **Deffibaugh** adjourned into Executive Session at 7:08 p.m.

Mayor Pro Tempore **Deffibaugh** reconvened into Regular Session at 8:04 p.m.

Mayor Pro Tempore **Deffibaugh** then announced "**Action pertaining to Executive Session**". Councilmember **Glass** made a motion to allow Mr. Campbell to release the investigative report dated May 1, 2009 at his discretion as discussed in executive session. Councilmember **Neudorff** seconded the motion. The motion carried unanimously.

Mayor Pro Tempore **Deffibaugh** then announced the first item under the Regular Agenda: **(2014-048)** "Presentation, discussion and possible action regarding the yearly audit as presented by Neal Conway of Conway & Associates". Mr. Conway presented

audit. Councilmember **Neudorff** made a motion to approve the audit.

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

Mayor Pro Tempore **Caldwell** then announced the second item under the Regular Agenda: **(2014-049)** "Discussion and possible action regarding a Proclamation declaring April as National Safe Digging Month". Mayor Pro Tempore **Deffibaugh** read the Proclamation. Councilmember **Glass** approved the Proclamation.

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

Mayor Pro Tempore **Deffibaugh** then announced the third item under the Regular Agenda: **(2014-050)** "Second public hearing regarding a request from Nathan Council regarding a Specific Use Permit for a Church, Lifeway Fellowship of Princeton, per the requirements of the City of Princeton Zoning Ordinance (Ordinance No. 2009-06-09) for the following tract of land described as being situated in the City of Princeton, Collin County, Texas, in the Hardin Wright Survey, Abstract No. 957, and being a part of the Second tract described in the deed from L.A. Caldwell to Ed Combest, et al dated February 20, 1969, and filed in the office of the County Clerk of Collin County, Texas, on February 21, 1969 as instrument No. 2145, and being more fully described as follows: .29 acres, 106 E. Princeton Drive, Princeton, Texas 75407".

Mayor Pro Tempore **Deffibaugh** opened the public hearing at 8:23 p.m.

No one spoke.

Mayor Pro Tempore **Deffibaugh** closed the public hearing at 8:24 p.m.

Mayor Pro Tempore **Deffibaugh** then announced the fourth item under the Regular Agenda: **(2014-051)** "Discussion and possible action regarding an Ordinance amending the Zoning Map of the City of Princeton by approving a Specific Use Permit for certain

property located at 106 E. Princeton Drive, Princeton, Texas, known as Lifeway Fellowship of Princeton”. Councilmember **Glass made a motion to approve the SUP.** Councilmember **Caldwell seconded the motion.** The **motion carried unanimously.**

Mayor Pro Tempore **Deffibaugh** then announced the fifth item under the Regular Agenda: **(2014-052)** “Second public hearing regarding a request received from the Princeton Independent School District regarding a Specific Use Permit for an Elementary School per the requirements of the City of Princeton Zoning Ordinance (Ordinance No., 2009-06-09) for the following tract of land described as Abbey Crossing Phase 3 Subdivision, David Cherry Survey, Abstract A0166, Block 4, Tract 192, 2101 Forest Meadow Drive, Princeton, Texas”.

Mayor Pro Tempore **Deffibaugh** opened the public hearing at 8:27 p.m.

No one spoke.

Mayor Pro Tempore **Deffibaugh** closed the public hearing at 8:28 p.m.

Mayor Pro Tempore **Deffibaugh** then announced the sixth item under the Regular Agenda: **(2014-053)** “Discussion and possible action regarding an Ordinance amending the Zoning Map of the City of Princeton by approving a Specific Use Permit for certain property located at 2101 Forest Meadow Drive, Princeton, Texas, known as PISD”. Councilmember **Neudorff made a motion to approve the SUP.** Councilmember **Glass seconded the motion.** The **motion carried unanimously.**

Mayor Pro Tempore **Deffibaugh** then announced the seventh item under the Regular Agenda: **(2014-054)** “Discussion and possible action regarding a petition received from Griffin West Partners, L.P., for a for a voluntary annexation of property being a 182.393 acre tract of land situated in the Hardin Wright Survey, Abstract No.

957, in the City of Princeton, Collin County, Texas, and being a part of the land described in deed to Griffin-West Partnership, recorded in Volume 2132, Page 757 of the deed records of Collin County, Texas (D.R.C.C.T.) and all of the remainder of Lot 1, Block 4 of Princeton Parks P.D.D. Phase 1A, an addition to the City of Princeton, recorded in Cabinet G, Page 200 of the plat records of Collin County, Texas (P.R.C.C.T.), said 182.393 acre tract being more particularly described by metes and bounds and being more particularly described as follows: 182.393 acre tract of land, southwest corner of Hwy. 380 and FM 982, and crossing Tickey Creek, Princeton, Texas”.

Mayor Pro Tempore **Deffibaugh** then announced the eighth item under the Regular Agenda: **(2014-055)** “First public hearing regarding a request received from Richard K & Sandra L Traylor for a voluntary annexation of property, being all of that certain 15.106 acre tract situated in the City of Princeton, Collin County, Texas, in the David Cherry Survey, Abstract No. 166 and the Hardin Wright Survey, Abstract No. 957m and being part of a called 12.22 acre tract of land described in a Warranty Deed with Vendor’s Lien recorded in Volume 4587, Page 797 of the Collin County Deed Records and a part of a called 3.360 acre tract of land described in a Special Warranty Deed recorded in Volume 4700, Page 3383 of said deed records, and being more particularly described as follows: 15.106 acres of land more or less located West of the Northwest corner of W. Princeton Drive (Hwy. 380) and Princeton Oaks Drive, Princeton, Texas”.

Mayor Pro Tempore **Deffibaugh** opened the public hearing at 8:33 p.m.

No one spoke.

Mayor Pro Tempore **Deffibaugh** closed the public hearing at 8:34 p.m.

Mayor Pro Tempore **Deffibaugh** then announced the ninth item under the Regular Agenda: **(2014-056)** "Discussion and possible action regarding a petition received from Princeton 55, Ltd. for a voluntary annexation of property, being a tract of land situated in the Hardin Wright Survey, Abstract Number 957, Collin County, Texas, and being the remaining portion of a called 55.46 acre tract of land described in the deeds to Princeton 55, LTD., recorded in Instrument Numbers 20070219000228440 and 20070219000228450, Official Public Records of Collin County, Texas, and a portion of Princeton Drive (U.S. Highway 380) right-of-way and being more particularly described as follows: 54.330 acres (2,366,602 square feet) of land more or less, Southwest corner of U.S. Highway 380, East of the EZ Mart, Princeton, Texas". Councilmember **Beauchamp made a motion to approve the application for voluntary annexation.** Councilmember **Glass seconded the motion.** The **motion carried unanimously.**

Mayor Pro Tempore **Deffibaugh** then announced the thirteenth item under the Regular Agenda: **(2014-057)** "First public hearing regarding a request received from Princeton 55, Ltd. for a voluntary annexation of property, being a tract of land situated in the Hardin Wright Survey, Abstract Number 957, Collin County, Texas, and being the remaining portion of a called 55.46 acre tract of land described in the deeds to Princeton 55, LTD., recorded in Instrument Numbers 20070219000228440 and 20070219000228450, Official Public Records of Collin County, Texas, and a portion of Princeton Drive (U.S. Highway 380) right-of-way and being more particularly described as follows: 54.330 acres (2,366,602 square feet) of land more or less, Southwest corner of U.S. Highway 380, East of the EZ Mart, Princeton, Texas".

Mayor Pro Tempore **Deffibaugh** opened the public hearing at 8:36 p.m.

No one spoke.

Mayor Pro Tempore **Deffibaugh** closed the public hearing at 8:37 p.m.

Mayor Pro Tempore **Deffibaugh** then announced the fourteenth item under the Regular Agenda: **(2014-058)** "Discussion and possible action regarding a Resolution to ratify the approval of a Development Agreement by and between Durrie L. Caldwell, Leland Ray Caldwell and the City of Princeton, relative to three tracts of land located at the southeast corner of the intersection of FM 982 and CR 400 and subsequently annexed into the city based upon said Development Agreement". Councilmember **Neudorff made a motion to approve the Resolution.** Councilmember **Glass seconded the motion.** **The motion carried unanimously.**

Mayor Pro Tempore **Deffibaugh** then announced the fifteenth item under the Regular Agenda: **(2014-059)** "Discussion and possible action regarding the waiving of fees associated with the PSO using the concession stand at the Community Park during baseball/softball season as was discussed with the Council appointed liaisons, Councilmembers Beauchamp and Glass". Councilmember **Beauchamp made a motion to waive the concession stand fees for the remainder of the baseball/softball season.** Councilmember **Neudorff seconded the motion.** **The motion carried unanimously.**

Mayor Pro Tempore **Deffibaugh** then announced the sixteenth item under the Regular Agenda: **(2014-060)** "Discussion and possible action regarding an agreement between the Princeton Economic Development Corporation and Ron Thomas for consulting service relative to the proposed Princeton Industrial Park". Ron Thomas

spoke. Councilmember **Neudorff** made a motion to approve the agreement.

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

Mayor Pro Tempore **Deffibaugh** then announced the seventeenth item under the Regular Agenda: **(2014-061)** "Discussion by Councilmembers Beauchamp and Glass and possible action regarding the development of a Parks & Recreation Department within the city". Councilmember **Beauchamp** made a motion for Staff to move forward developing a job description and creating a Parks & Recreational Department and the funding to do so. Councilmember **Glass** seconded the motion. The motion carried unanimously.

Mayor Pro Tempore **Deffibaugh** then announced the eighteenth item under the Regular Agenda: **(2014-062)** "Discussion and possible action regarding the requirements to receive a scholarship from the city". Councilmember **Caldwell** made a motion to move forward with the application from the PISD. Councilmember **Beauchamp** seconded the motion. The motion carried unanimously.

Mayor Pro Tempore **Deffibaugh** then announced the nineteenth item under the Regular Agenda: **(2014-063)** "Discussion and possible action regarding a Resolution to approve the Racial Profiling report for 2013". Chief Water presented. Councilmember **Glass** made a motion to approve. Councilmember **Neudorff** seconded the motion. The motion carried unanimously.

Mayor Pro Tempore **Deffibaugh** then announced the twentieth item under the Regular Agenda: **(2014-064)** "Possible action approve request for items to be placed on a future agenda and NOT for discussion of these requests". Councilmember **Glass**

as the Texoma Council of Government give a presentation to the City Council regarding what they do and the services they provide.

Mayor Pro Tempore **Deffibaugh** then announced the first item under the Report Agenda: City Manager provided information relative to the Fire hydrants, Trash Off stats, parking on streets and the Easter Egg Hunt to be held on April 5, 2014 from 11:00 a.m. – 1:00 p.m.

Mayor Pro Tempore **Deffibaugh** then announced the first item under the Report Agenda: “City Manager” City Manager, Borg, briefed Council on the following: building permits, City Park wall, Park Place Ridge Park, Easter Egg Hunt, and the tornado.

Mayor Pro Tempore **Deffibaugh** then announced the second item under the Report Agenda: City Council reports about items of community interest regarding which no action will be taken”. Councilmember **Caldwell** reminded everyone of the emergency sirens. Councilmember **Beauchamp** commended the emergency response team during the tornado. Councilmember **Neudorff** stated the emergency Staff did a great job. Citizen Chase Bryant thanked the Emergency Personnel for their assistance during the tornado.

Mayor Pro Tempore **Deffibaugh** then announced the Council would adjourn into Executive Session for a second time citing the following: **Section 551.071 (2) “Texas Government Code”** Consultation with City Attorney, **Section 551.071 (A) Texas Government Code”** Pending or Contemplated litigation, **Section 551.074 (a) (1) “Texas Government Code”** Personnel.

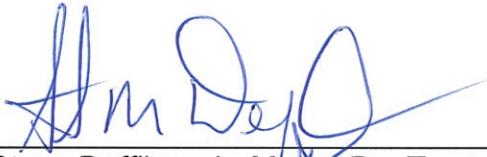
Mayor Pro Tempore **Deffibaugh** adjourned into Executive Session at 9:23 p.m.

Mayor Pro Tempore **Deffibaugh** reconvened into Regular Session at 9:36 p.m.

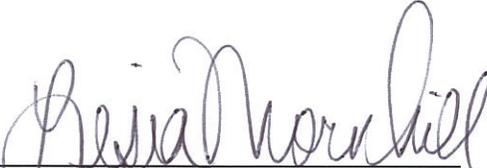
Mayor Pro Tempore **Deffibaugh** then announced “**Action pertaining to Executive Session**”. Councilmember **Glass** made a motion to approve the RFQ and move forward relative to **Section 551.074 (a)(1) Personnel, “A”**. Councilmember **Neudorff** seconded the motion. The motion carried unanimously.

Councilmember **Neudorff** made a motion to adjourn. Councilmember **Glass** seconded the motion. The motion carried unanimously.

Mayor Pro Tempore **Deffibaugh** adjourned the meeting at 9:36 p.m.

  
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Steve Deffibaugh, Mayor Pro Tempore

ATTEST:

  
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Lesia Thornhill, City Secretary

