

Minutes

The City of Princeton

Regular City Council Meeting of August 12, 2008

The City Council of the City of Princeton, Texas, met in regular session in the Council Chamber of City Hall on August 12, 2008 at 7:00 p.m.

The following Councilmembers were present: Mayor Steven Deffibaugh, Mayor Pro Tempore Billy Combest, Councilmember JM Caldwell Sr, Councilmember Bruce Beauchamp and Councilmember Ken Bowers. The following Staff Members were present: City Administrator Lee Lawrence, Assistant City Administrator/City Secretary Lesia Thornhill, City Attorney Bonnie Goldstein, Finance Director Patty Martinez, Economic Development Coordinator Cathy Dunkel and Chief Barnett. The following Councilmember was absent: Councilmember Rick Wheeler.

Mayor **Deffibaugh** called the City Council Meeting to order at 7:04 PM.

Mayor **Deffibaugh** led the Council and audience in the invocation.

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

Mayor **Deffibaugh** then announced **Citizen Appearance**. Jennie Rosbury and Ophelia Godwin spoke.

Mayor **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 approval of the City Council meeting minutes of July 22, 2008", "Discussion and possible approval of an amendment to the Interlocal Agreement between the City of Princeton and Collin County for Environmental Services, and authorizing the Mayor to sign", "Discussion and

possible approval of investment report for period April 1, 2008 – June 30, 2008”. Councilmember **Caldwell made a motion to approve the minutes.** Mayor Pro Tempore **Combest seconded the motion.** The **motion carried unanimously.**

Mayor **Deffibaugh** announced the Council would be going into Executive Session citing the following: **Section 551.071 (b) “Texas Government Code”** Consultation with City Attorney. **Section 551.071 (a) “Texas Government Code”** Pending or Contemplated litigation.

Mayor **Deffibaugh adjourned into Executive Session at 7:17 p.m.**

Mayor **Deffibaugh reconvened into Regular Session at 7:47 p.m.**

Mayor **Deffibaugh** then announced “Action pertaining to the Executive Session”. No action required.

Mayor **Deffibaugh** announced the Council could be taking item 2008-191 out of order.

Mayor **Deffibaugh** then announced the first item under the Regular Agenda: **(2008-179)** “a. Discussion and possible approval of removal of Jill Caldwell as member of the Charter Commission. B. Discussion and possible approval of appointments to the Charter Commission”. Councilmember Caldwell made a motion to remove Jill Caldwell from the Charter Commission. Councilmember Beauchamp seconded the motion. The motion carried unanimously. Councilmember **Caldwell made a motion to appoint the three applicants to the commission.** Councilmember **Bowers seconded the motion.** The **motion carried unanimously.**

Mayor **Deffibaugh** then announced the second item under the Regular Agenda: **(2008-180)** “Discussion and possible approval of the appointment of Fred Fennell to the Community Development Corporation, Place 5”. Councilmember **Bowers made a motion to approve.** Councilmember **Caldwell seconded the motion.** The **motion carried unanimously.**

Mayor **Deffibaugh** announced the third item under the Regular Agenda: **(2008-181)** “Discussion and possible approval to accept the resignation of Dayna Johnson, Place 5, from the Parks & Recreation Board”. Councilmember **Caldwell made a motion to accept the resignations.** Mayor Pro Tempore **Combest seconded the motion.** The **motion carried unanimously.**

Mayor **Deffibaugh** then announced the fourth item under the Regular Agenda: **(2008-182)** “Discussion and possible approval of an ordinance abandoning north-south alleyway in block bounded by Oak, North Fourth, East College (undeveloped), and North fifth Streets and retaining utility easement”. Mr. Lawrence spoke on regarding this item. Councilmember **Beauchamp made a motion to approve with easement attached.** Councilmember **Caldwell seconded the motion.** The **motion carried unanimously.**

Mayor **Deffibaugh** then announced the fifth item under the Regular Agenda: **(2008-183)** “Discussion and possible approval of an ordinance abandoning north-south alleyway in block bounded by Jefferson, North Fourth, Woody, and North Fifth Streets and retaining utility easement”. Mr. Lawrence explained this was the same situation as the previous item. Councilmember **Caldwell made a motion to approve with easement attached.** Councilmember **Bowers seconded the motion.** The **motion carried unanimously.**

Mayor **Deffibaugh** then announced the sixth item under the Regular Agenda: **(2008-184)** “Discussion and possible approval of an ordinance rezoning 14.5 acre tract located on north side of U.S. Highway 380 (West Princeton Drive) at west edge of Princeton city limits from Agricultural – AG to Commercial – C1 and Multi-family – MF, on petition of property owner, Habib Shehata”. Mr. Lawrence gave a brief explanation of this item and explained what the developer was planning to develop there. Councilmember **Beauchamp made a motion to approve.** Mayor Pro Tempore

Combest seconded the motion. Councilmember Bowers opposed. Councilmember Caldwell abstained. The motion carried 2-1.

Mayor **Deffibaugh** then announced the seventh item under the Regular Agenda: **(2008-185)** "Discussion and possible approval of a Resolution accepting donation of property by MNF Properties, JV to City of Princeton, property being located on CR 447 approximately 1,000 feet south of intersection of CR 447 and CR 398". Mr. Lawrence gave a description of where this land was located and the potential of future annexation possibilities. Councilmember **Caldwell made a motion to approve. Councilmember Bowers seconded the motion. The motion carried unanimously.**

Mayor **Deffibaugh** then announced the eighth item under the Regular Agenda: **(2008-186)** "Discussion and possible approval of authorization of Mayor to formally request a speed study on U.S. Highway 380 (Princeton Drive)". Mayor Deffibaugh explained the need for the study and the possible outcome from the TxDot study. Councilmember **Bowers made a motion to approve. Councilmember Caldwell seconded the motion. The motion carried unanimously.**

Mayor **Deffibaugh** then announced the ninth item under the Regular Agenda: **(2008-187)** "Discussion and possible approval of an ordinance accepting the certified tax roll for the City of Princeton". Councilmember Caldwell stepped out for this discussion. Councilmember **Beauchamp made a motion to approve. Councilmember Caldwell seconded the motion. The motion carried unanimously.**

Mayor **Deffibaugh** then announced the tenth item under the Regular Agenda: **(2008-188)** "Discussion and possible approval of a Resolution regarding the renewal of the Investment Policy for City of Princeton". Mr. Lawrence explained this was the annual renewal of the current policy in place now. Councilmember **Caldwell made a motion to approve the agreement. Councilmember Beauchamp seconded the motion. The motion carried unanimously.**

Mayor **Deffibaugh** then announced the eleventh item under the Regular Agenda: **(2008-189)** "Discussion and possible approval of an ordinance adopting revised Personnel Policies Manual for City Of Princeton". Staff directed to make requested changes and bring ordinance back at the next meeting.

Mayor **Deffibaugh** then announced the twelfth item under the Regular Agenda: **(2008-190)** "Presentation and discussion of proposed 2008/2009 budget and the proposed tax rate for 2008/2009". Mr. Lawrence stated he would like to focus on the Enterprise Fund.

Mayor **Deffibaugh** then announced the thirteenth item under the Regular Agenda: **(2008-191)** "Discussion and possible approval of retention of Terry Morgan & Associates to provide legal counsel to the City relative to the case of Beazer Homes Texas, L.P., v. City Of Princeton, Texas". Councilmember **Bowers made a motion to approve item 2008-191**. Mayor Pro Tempore **Combest seconded the motion**. **The motion carried unanimously**.

Mayor **Deffibaugh** then announced the first item under the Report Agenda "Mayor". Mayor thanked staff for their hard work.

Mayor **Deffibaugh** then announced the second item under the Report Agenda "Council". Councilmember **Caldwell** updated Council on the status of Princeton Meadows HOA.

Mayor **Deffibaugh** then announced the third item under the Report Agenda "Administrator". Mr. Lawrence gave brief updates on the status of the following projects: NTMWD rate changes, Home Rule Charter update, Caldwell Street, and the budget work session scheduled for Saturday, August 16, 2008 at 8:00 a.m.

Councilmember **Caldwell made a motion to adjourn**. Councilmember **Beauchamp seconded the motion**. **The motion carried unanimously**.

Mayor **Deffibaugh adjourned the meeting at 9:06 p.m.**

Steven Deffibaugh 8-26-08
Steven Deffibaugh, Mayor Date

ATTEST:

Lesia Thornhill 8-26-08
Lesia Thornhill, City Secretary Date