

Minutes

The City of Princeton

Regular City Council Meeting of August 24, 2010

The City Council of the City of Princeton, Texas, met in regular session in the Council Chamber of City Hall on August 24, 2010 at 7:00 p.m.

The following Councilmembers were present: Mayor Ken Bowers, Mayor Pro Tempore Billy Combest, Councilmember Bruce Beauchamp, Councilmember Rick Wheeler, JM Caldwell Sr. and Councilmember Steve Deffibaugh. The following Staff Members were present: City Administrator Lee Lawrence, Asst. City Administrator/City Secretary Lesia Thornhill, Deputy City Secretary/Grant Coordinator Tabatha Monk, Finance Director Cathy Crane, Development Coordinator Kathy Morris, Sgt. James Waters, Chief Jeff Barnett, and Engineer Jeff Payne.

Mayor **Bowers** called the City Council Meeting to order at 7:02 PM.

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

Mayor **Bowers** then asked Councilmember **Wheeler** 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 announced **Citizen Appearance**. Robert McIvoich, Mark Chalman, DL Caldwell, Deanna Wolf, Jenny Rosbury, Robert Broxton, Michael Porter, Travis Lemley, Rocky Lemley, Donna Lemley, Doyce Lemley, and Pam Cartwright.

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. a. Discussion and possible approval of the City Council meeting minutes from July 27, 2010. b. Discussion and possible approval of the City Council meeting minutes from August 10, 2010. c. Discussion and possible approval of a Continuation of Coverage Administrative Agreement between the City of Princeton and TML Intergovernmental Employee Benefits Pool and authorizing the Mayor to sign. Councilmember **Beauchamp made a motion to approve the Consent Agenda.** Councilmember **Wheeler seconded the motion.** The **motion carried unanimously.**

Mayor **Bowers** then announced the first item under the Regular Agenda: **(2010-177)** "Discussion and possible action regarding an appeal by Texas Motorcars to waive requirements of Section 7.5.3 of the Princeton Zoning Ordinance, Ord. No. 2009-06-09 (masonry requirements) for building located at 2160 West Princeton Drive, Princeton, Texas". Property Owner, Tom Spagnolia, spoke to the Council. Mr. Spagnolia stated he would prefer to put up a fence around the property as opposed to having to correct the masonry issue due to the expense of doing so. He stated that he was going to put the fence up no matter what. Councilmember **Wheeler made a motion to approve the waiver with an eight (8) foot fence as long as the fence was in compliance with the ordinance.** Councilmember **Caldwell seconded the motion.** Councilmember **Beauchamp opposed the waiver.** The **motion carried 4-1.**

Mayor **Bowers** then announced the second item under the Regular Agenda: **(2010-178)** "Second public hearing regarding a request by the City of Princeton for a voluntary annexation being a survey of a tract of land situated in the David Cherry Survey, Abstract No. 166, Princeton, Collin County, Texas and being a portion of the 10.00 acre tract of land conveyed to Justice Burton Norris by the deed recorded in Volume 4426, Page 3992 of the Deed Records of Collin County, Texas, and said 10.00 acre tract of land being defined in the Contract of Sale and Purchase of Justice Burton Norris

recorded in Volume 1001, Page 800 of the Deed Records of Collin County, Texas. Being more particularly described by metes and bounds as follows: 8.724 acres of land”.

Mayor **Bowers** opened the public hearing at 7:51 p.m.

No one spoke for or against this item.

Mayor **Bowers** closed the public hearing at 7:52 p.m.

Mayor **Bowers** then announced the third item under the Regular Agenda: **(2010-179)** “Discussion and possible action regarding an ordinance for a water rate increase to pass through costs associated with an increase in treated water costs from NTMWD for fiscal year 2010/2011”. Councilmember **Wheeler made a motion to approve**. Councilmember **Beauchamp seconded the motion**. **The motion carried unanimously**.

Mayor **Bowers** then announced the fourth item on the Regular Agenda: **(2010-180)** “Discussion and possible action to approve an addendum to the development and reimbursement agreement between the City of Princeton and Kings Meadow Crossing”. City Administrator, Lee Lawrence, discussed this item with Council. Mr. Lawrence advised that there was no change in the dollar amount and that this was a redesign of the line. He also advised that it would be approximately two (2) months before this project would get started and the reimbursement would not occur until project completion. Councilmember **Wheeler made a motion to approve**. Mayor Pro Tempore **Combest seconded the motion**. Councilmember **Caldwell abstained**. **The motion carried**.

Mayor **Bowers** then announced the fifth item under the Regular Agenda: **(2010-181)** “Discussion and possible action regarding Change Order #3 for Monte Carlo Boulevard reconstruction, in the amount of \$584,273.55 and authorizing the Mayor to sign”. Project Engineer, Caleb Thornhill, spoke regarding this item. Mr. Lawrence advised the Change Order was due to revisions of the project, taking parts out of Phase II and

putting into Phase I. Councilmember **Beauchamp made a motion to approve.** Councilmember **Wheeler seconded the motion.** Councilmember **Caldwell stepped down for a short break.** The **motion carried unanimously.**

Mayor **Bowers** then announced the sixth item under the Regular Agenda: **(2010-182)** "Discussion and possible action regarding a rate increase for Texas New Mexico Power". Councilmember **Wheeler made a motion to approve the opposing of this rate increase.** Mayor Pro Tempore **Combest seconded the motion.** The **motion carried unanimously.**

Mayor **Bowers** then announced the seventh item on the Regular Agenda **(2010-183)** "Discussion and possible action regarding the proposed fiscal year 2010/2011 budget for the City of Princeton". Mr. Lawrence stated the proposed schedule for the adoption of the proposed budget and tax rate. No action was required.

Mayor **Bowers** then announced the eighth item under the Regular Agenda: **(2010-184)** "Discussion and possible action regarding the repairs needed for Second Street." Mr. Lawrence stated this project was still under warranty and he had a meeting scheduled for next week with the Engineer to discuss options for repair/correction. No action required.

Mayor **Bowers** then announced the ninth item on the Regular Agenda: **(2010-174)** "Request for items to be placed on a future agenda and NOT for discussion of these requests". No items requested.

Mayor **Bowers** then announced the first item under the Report Agenda: City Administrator.

Mr. Lawrence thanked everyone that volunteered/participated in the Movie in the Park on August 14, 2010. He acknowledged the Friends of the Library, Michael Biggs. He read a note of accommodation for Chief Woody and Sgt. Michnick from a local citizen and reminded the Council that the budget for the Community Development Corporation would be brought before them at a future meeting.

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 (A) "Texas Government Code"** Pending or Contemplated litigation. **Section 551.074 (a) (1) "Texas Government Code"** Personnel.

Mayor **Bowers** adjourned into Executive Session at 8:26 p.m.

Mayor **Bowers** reconvened into Regular Session at 10:39 p.m.

Mayor **Bowers** then announced "**Action pertaining to the Executive Session**".

No action taken.

Mayor **Bowers** then announced the tenth item under the Regular Agenda: **(2010-186)** "Discussion and possible action regarding a Development Agreement between the City of Princeton and D.L. Caldwell/Leland Caldwell relating to properties located at the southwest corner of the intersection of FM 982 and CR 400". Councilmember **Beauchamp made a motion to approve**. Councilmember **Wheeler seconded the motion**. The motion carried unanimously.

Mayor Pro-Tempore **Combest made a motion to adjourn**. Councilmember **Caldwell seconded the motion**. The motion carried unanimously.

Mayor **Bowers adjourned the meeting at 10:40 p.m.**

Billy H Combest 2/15/10
Billy Combest, Mayor Pro Tempore Date

ATTEST:

Lesia Thornhill 2/15/10
Lesia Thornhill, Asst. City Admin/City Secretary Date

