

Minutes

The City of Princeton

Regular City Council Meeting of March 24, 2009

The City Council of the City of Princeton, Texas, met in regular session in the Council Chamber of City Hall on March 24, 2009 at 7:00 p.m.

The following Councilmembers were present: Mayor Steven Deffibaugh, Councilmember Rick Wheeler, Councilmember Bruce Beauchamp, Councilmember J.M. Caldwell Sr. and Councilmember Ken Bowers. The following Staff Members were present: City Administrator Lee Lawrence, Assist. City Administrator/City Secretary Lesia Thornhill, Deputy City Secretary/Grant Coordinator Tabatha Monk, City Engineer Kevin Johnson, Fire Marshall Derek Borg, Development Kathy Morris, Utility Billing Supervisor Buddy Rainey, Administrative Assistant Amy Williams and Police Chief Jeff Barnett. The following Councilmember was absent: Mayor Pro Tempore Billy Combest.

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

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

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

Mayor **Deffibaugh** then led the audience in the **Pledge of Allegiance**.

Mayor **Deffibaugh** then announced **Citizen Appearance**. No one 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. a. Discussion and possible approval

of the City Council meeting minutes of March 10, 2009. Councilmember **Beauchamp made a motion to approve.** Councilmember **Caldwell seconded the motion.** The **motion carried unanimously.**

Mayor **Deffibaugh** then announced the first item under the Regular Agenda: **(2009-058)** "Discussion and possible approval of an ordinance adopting regulations designed to minimize flood losses as recommended by the Texas Water Development Board and FEMA". Mayor **Deffibaugh** stated he would be taking this item out of order. Leon Curtis with the Texas Water Development Board discussed this ordinance with the Council. Councilmember **Caldwell made a motion to approve the ordinance.** Councilmember **Bowers seconded the motion.** The **motion carried unanimously.**

Mayor **Deffibaugh** then announced the second item under the Regular Agenda: **(2009-051)** "Presentation by IESI regarding a proposed program for implementing a recycling program with the city and other issues associated with trash collection such as the collection of bulk items, plastic bags and the placement of trashcans". Shawn Eiras with IESI gave a presentation to Council. Council asked for Mr. Eiras to meet with Mr. Rainey and Staff to bring back a proposal for recycling with the City of Princeton.

Mayor **Deffibaugh** then announced the third item on the Regular Agenda: **(2009-052)** "Discussion and possible approval to accept an application from Robert Fishell for voluntary annexation of property located at the southeast corner of FM 1377 and County Road 458, approximately 5.306 acres of land". Mark Stacey spoke on behalf of Robert Fishell. Councilmember **Caldwell made a motion to approve the application.** Councilmember **Wheeler seconded the motion.** The **motion carried unanimously.**

Mayor **Deffibaugh** then announced the fourth item under the Regular Agenda: **(2009-053)** "Discussion and possible approval to accept an application from Yang J, Inc. for voluntary annexation of property located at the southwest corner of FM 982 and FM 546, approximately 1.501 acres of land". Councilmember **Caldwell made a motion to**

**approve the application.** Councilmember **Wheeler seconded the motion.** The **motion carried unanimously.**

Mayor **Deffibaugh** then announced the fifth item under the Regular Agenda: **(2009-054)** "Second public hearing regarding a request from D.L. Caldwell for zoning of the following tracts of land to Commercial 1 "C1", situated in the Hardin Wright Survey, Abstract No. 957, and being all of OL-2 and OL-3 of the T.F. Brown Addition to the City of Princeton that is recorded in Volume 2, Page 16 of the Deed of Records of Collin County, Texas, and being more particularly described as follows: 1.0830 acres of land more or less located at 200 & 208 Princeton Drive, West, Princeton, Texas".

Councilmember **Caldwell** stepped down for this item.

Mayor **Deffibaugh** opened the public hearing at 7:47 p.m.

John Griffith with Greenway Enterprises spoke for the zoning.

Mayor **Deffibaugh** closed the public hearing at 7:51 p.m.

Mayor **Deffibaugh** then announced the sixth item under the Regular Agenda: **(2009-055)** "Second public hearing regarding a request from Habitat for Humanity, is the owner of a 0.4505 acre tract of land situated in the David Cherry Survey, Abstract No. 166, Collin County, Texas, said tract being all of Lots 1 and 2, Block 4, Princeton Estates Subdivision, an addition to the City of Princeton, Texas, as recorded in Volume 6, Page 24, Plat Records Collin County, Texas (P.R., C.C.T.), said tract being more particularly described as follows: 0.4505 acres of land more or less, 301 Bonnieview Drive (SE corner of Bonnieview and 3<sup>rd</sup> Street) Princeton, Texas".

Mayor **Deffibaugh** opened the public hearing at 7:52 p.m.

Mr. Rodriguez spoke regarding this item.

Mayor **Deffibaugh** closed the public hearing at 7:55 p.m.

Mayor **Deffibaugh** then announced the seventh item under the Regular Agenda: **(2009-056)** "Discussion and possible approval to accept the naming of the part in Parkview Heights as LC Park as recommended by the Parks Board". Mr. Lawrence

asked this item be tabled. Councilmember **Caldwell made a motion to table this item.** Councilmember **Beauchamp seconded the motion.** The motion carried **unanimously.**

Mayor **Deffibaugh** then announced the eighth item under the Regular Agenda: **(2009-057)** "Discussion and possible approval to amend the Alarm Systems Ordinance No. 2004-06-22 relative to the regulation of the number of false alarms with the city". City Administrator explained the change in the ordinance was related to the number of false alarms. The change would be from 5 alarms to 2 with an exception to weather related and power outages. Councilmember **Beauchamp made a motion to approve.** Councilmember **Wheeler seconded the motion.** The motion carried **unanimously.**

Mayor **Deffibaugh** then announced the ninth item under the Regular Agenda: **(2009-059)** "Second public hearing to consider public comment on the major amendments to the Princeton Zoning Ordinance (Ordinance No. 98-001, as amended)". Mayor **Deffibaugh** opened the public hearing at 7:58 p.m. No one spoke for or against this item.

Mayor **Deffibaugh** closed the public hearing at 7:59 p.m.

Mayor **Deffibaugh** then announced the tenth item under the Regular Agenda: **(2009-060)** "Discussion and possible approval of an ordinance amending the Comprehensive Zoning Ordinance Number 98-001 to "C1" Commercial 1, located at 200 & 208 Princeton Drive, West, Princeton, Texas". Councilmember **Caldwell** stepped down for this item. Councilmember **Beauchamp made a motion to approve.** Councilmember **Wheeler seconded the motion.** The motion carried **unanimously.**

Mayor **Deffibaugh** then announced the eleventh item under the Regular Agenda: **(2009-061)** "Discussion and possible approval and recommendation to the City Council regarding a request from D.L. Caldwell, for zoning of land located at 200 & 208 Princeton Drive, Princeton, Texas, Commercial 1 "C1", situated in the Hardin Wright Survey, Abstract No. 957, Collin County, Texas, and being all of OL-2 and OL-3 of the

T.F. Brown Addition to the City of Princeton, that is recorded in Volume 2, Page 16 of the Deed of Records of Collin County, Texas and being more particularly described as follows: 1.0830 acres of land more or less". Councilmember **Caldwell** stepped down for this item. Councilmember **Beauchamp** made a motion to approve.

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

Mayor **Deffibaugh** then announced the twelfth item under the Regular Agenda: **(2009-062)** "Discussion and possible approval of a design/engineering contract with Freese & Nichols, Inc., for miscellaneous street improvements". City Administrator and City Engineer presented this item. Councilmember **Beauchamp** made a motion to approve. Councilmember **Bowers** seconded the motion. The motion carried unanimously.

Mayor **Deffibaugh** then announced the first item under the Report Agenda: City Administrator Mr. Lawrence gave status reports on the following: Website, Dogwood pump station, 2<sup>nd</sup> Street/Dogwood waterline, FM 982 waterline and road improvement project, Monte Carlo Boulevard project, Harper Elementary water and sewer lines, Caldwell Street improvements, Community Park improvement projects and AutoZone.

Mayor **Deffibaugh** announced the Council would adjourn into Executive Session citing the following: **Section 551.071 (b) "Texas Government Code"** Consultation with City Attorney. **Section 551.71(A) "Texas Government Code"** Pending or Contemplated litigation. **Section 551.074 (a)(1) "Texas Government Code"** Personnel. Mayor Deffibaugh announced the Council would only be going into Executive Session regarding **Section 551.074 (a)(1) "Texas Government Code"** Personnel.

Mayor **Deffibaugh** adjourned into Executive Session at 8:32 p.m.

Mayor **Deffibaugh** reconvened into Regular Session at 8:40 p.m.

Mayor **Deffibaugh** then announced "Action pertaining to the Executive Session". Councilmember **Beauchamp** made a motion to approve the agreement between the

city and Anthony Randall. Councilmember **Bowers** seconded the motion. The motion carried unanimously.

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

Mayor Deffibaugh adjourned the meeting at 8:41 p.m.

Billy H. Combest

4-15-09

Billy Combest, Mayor Pro Tempore

Date

ATTEST:

Lesia Thornhill 4/15/09  
Lesia Thornhill, City Secretary Date

