



**FARMERSVILLE CITY COUNCIL  
REGULAR SESSION MINUTES  
For  
November 12, 2019, 6:00 P.M.**

**I. PRELIMINARY MATTERS**

- Mayor Rice called the meeting to order at 6:00 p.m. Council members Jim Hemby, Mike Hurst, Craig Overstreet, Dwain Mathers and Donny Mason were all present. City staff members Ben White, Sandra Green, Rick Ranspot, Michael Sullivan, Kim Morris and City Attorney Alan Lathrom were also present.
- Prayer was led by Kim Morris, Fire Chief for the City of Farmersville, followed by the pledges to the United States and Texas flags.
  - Calendar of upcoming holidays and meetings.
  - City Hall will be closed on November 28<sup>th</sup> and 29<sup>th</sup> in observance of Thanksgiving.
  - Farmers and Fleas will be on Saturday, December 7<sup>th</sup>.
  - The Christmas Parade will be on Saturday, December 14<sup>th</sup>.
  - Chief Sullivan stated they will be hosting a Citizens Police Academy from November 14, 2019 through February 6, 2020. If interested contact Officer Gonzales.
  - Proclamation for Community
    - Mayor Rice read the Proclamation

**II. PUBLIC COMMENT ON AGENDA ITEMS (FOR NON-PUBLIC HEARING AGENDA ITEMS)**

- No one came forward.

**III. CITIZEN COMMENTS ON MATTERS NOT ON AGENDA**

- Phyllis Tanner who resides at 408 Highway 78 N addressed Council concerning a portion of Washington Street and Farmersville Parkway and stated her daughter's car was damaged because of the condition of the roadway. She

stated the incident occurred on June 19, 2019. She indicated her daughter was driving a PT Cruiser and it did not clear the buckle in the roadway. She explained that it sheared off the bolts that holds the engine to the frame of the car and the engine shifted. When that happened more damage occurred. She said they paid \$836.11 and a tow fee for \$75.00 to have the car repaired. City insurance did file a claim but it was rejected because of the Texas Tort Claims Act and they said the city was not negligent. She is asking the Council and Mayor Rice to have the city reimburse them for \$911.16

#### **IV. CONSENT AGENDA**

Items in the Consent Agenda consist of non-controversial or "housekeeping" items required by law. Council members may request prior to a motion and vote on the Consent Agenda that one or more items be withdrawn from the Consent Agenda and considered individually. Following approval of the Consent Agenda, excepting the items requested to be removed, the City Council will consider and act on each item so withdrawn individually.

- A. City Council Minutes
  - B. Police Department Report (OpenGov)
  - C. Code Enforcement/Animal Control Report (OpenGov)
  - D. Fire Department Report (OpenGov)
  - E. Municipal Court Report (OpenGov)
  - F. Warrant Officer Report (OpenGov)
  - G. Public Works Report
  - H. Library Report (OpenGov)
  - I. City Manager's Report
- Mike Hurst pulled the City Council Minutes and the City Manager's Report.
    - Motion to approve items B-H made by Mike Hurst
    - 2<sup>nd</sup> to approve was Donny Mason
    - All council members voted in favor
  - On the City Council Minutes Mike Hurst asked about the street names that were brought up at the last meeting and if it would cause confusion with 9-1-1 addressing.
  - Mayor Rice stated the street names that were in conflict had already been changed a few years ago.

- Motion to approve City Council Minutes made by Craig Overstreet
  - 2<sup>nd</sup> to approve was Jim Hemby
  - All council members voted in favor
- On the City Manager's report Mike Hurst wanted to receive an update on the building inspector applications.
  - Ben White explained they have had one interview at this time.
  - Mike Hurst asked about the internet issues at Palladium.
  - Ben White stated they have been trying since the summer to receive internet services. He said they supposedly could obtain services from Spectrum.
  - Mike Hurst asked if it was something the city needed to be involved in to try and get the internet service.
  - Ben White stated he has been trying to put pressure on Spectrum to get the apartments internet service. He said it might add fuel to the fire if Council took an action to help the process.
  - Dwain Mathers stated this is a sign that something needs to happen with internet services in the city.
- Motion to approve City Manager's Report made by Craig Overstreet
  - 2<sup>nd</sup> to approve was Mike Hurst
  - All council members voted in favor

## V. INFORMATIONAL ITEMS

These Informational Items are intended solely to keep the City Council apprised of the actions and efforts of the various boards and commissions serving the City of Farmersville. Council members who serve as a liaison to a particular board or Commission may report to the City Council regarding that body's most recent and/or upcoming meetings and activities. Council members may also deliberate and/or request further information or clarification regarding any one or more of the items contained in this provision. City Council approval of, or action on, these items is not required or requested. **Matters that require City Council action shall be considered and acted on only if an item related thereto is included in the Consent Agenda or the Regular Agenda.**

Consideration and discussion regarding the following matters, minutes and reports, which consideration and discussion may also include or pertain to individual items and projects set forth in such matters, minutes and reports, as well as related background information and plans for future completion, performance or resolution as may be necessary to understand such individual items and projects and the City's related operation:

- A. City Amenities Board
  - 1. Minutes
  - 2. Possible Council Liaison Report
  
- B. Farmersville Community Development Board (Type B)
  - 1. Minutes
  - 2. Financials
  - 3. Possible Council Liaison Report
    - Dwain Mathers stated they did not have a quorum.
  
- C. Farmersville Economic Development Board (Type A)
  - 1. Minutes
  - 2. Financials
  - 3. Possible Council Liaison Report
    - Mike Hurst stated they discussed the Reliable Concrete waterline having 600 feet to be completed. They also discussed the roadway around the College and inquired where the internet survey stood. They discussed Camden Park and Palladium moving forward and how they were looking forward to them being finished.
  
- D. Main Street Board
  - 1. Minutes
  - 2. Possible Council Liaison Report
    - Donny Mason stated they approved their financial statement and monthly payments. They are trying to find the right material to repair the gazebo. He said they are also searching for a speaker for their 20 year celebration.
  
- E. Planning & Zoning Commission
  - 1. Minutes
  - 2. Possible Council Liaison Report

## **VI. REGULAR AGENDA**

- A. Consider, discuss and act upon Resolution #R-2019-1112-001 pertaining to the duration of certain classes of Resolutions.
  - Motion to approve made by Donny Mason
  - 2<sup>nd</sup> to approve was Jim Hemby
  - All council members voted in favor
  
- B. Consider, discuss and act upon bid tabulations and recommendation from DBI Engineering for the Pipe Bursting Project located on U.S. Highway 380 and Welch Drive.

- Mayor Rice stated the item would be postponed to the next meeting because all the information was not available in order to act upon the item.
- C. Consider, discuss and act upon Resolution #R-2019-1112-002 regarding casting ballots for one or more nominees to serve on the Board of Directors for the Central Appraisal District of Collin County.
- Mayor Rice stated he received a letter from the City of Richardson asking us to support Mr. Mayo.
    - Motion to approve made by Mike Hurst
    - 2<sup>nd</sup> to approve was Donny Mason
    - All council members voted in favor
- D. Consider, discuss and act upon Resolution #R-2019-1112-003 supporting the Application for 2018 Collin County Bond Project.
- Ben White stated the city made application to Collin County for the roadway from CR 611 to State Highway 78. It is a 20%/80% match and that is unusual. He explained the resolution was saying we would support that. He will be going to 4A and TIRZ to see if they will commit to \$1 million in matching funds to support the project. He indicated the city might be able to use something short of that amount and do just a portion of the roadway.
  - Donny Mason asked when the city would hear back about the application.
  - Ben White stated February or March.
  - Dwain Mathers asked if the total project would cost approximately \$4 million.
  - Ben White indicated it would.
  - Dwain Mathers asked why that particular road was chosen.
  - Ben White stated the County looks at our Thoroughfare Plan and the County Thoroughfare Plan. This road is on both and it continues from a road that has already been started.
    - Motion to approve made by Jim Hemby
    - 2<sup>nd</sup> to approve was Donny Mason
    - All council members voted in favor
- E. Discussion on the status of the Master Thoroughfare Plan, Comprehensive Plan, and Disaster Plan.

- Ben White stated about every five years the city should update the Comprehensive Plan and we have gone beyond that time frame right now. The updates to the Master Thoroughfare Plan and Future Land Use map has been funded by 4A. The Comprehensive Plan was being held up because of the issues surrounding U.S. Highway 380. He believes it is time to start working on the plan. He stated that in his City Manager's Report there were dates that spell out the timeframes for the Comprehensive Plan.
- F. Consider, discuss and act upon appointment of new member to the Northeast Texas Trails Coalition Board.
- Mayor Rice stated the only application received was by John Klostermann.
    - Motion to approve made by Donny Mason
    - 2<sup>nd</sup> to approve was Mike Hurst
  - Craig Overstreet asked for an overview of the duties for the position.
  - Ben White stated the board is a coalition of several different cities and they support the trail as a whole. They consider whether the trail should become a linear state park. They consider standards to the trail and ways to support the trail.
  - Dwain Mathers asked if there was anything we could do as a city to help people and other cities participate and use the trail.
  - Ben White stated we went through the Parks & Wildlife grants that others can utilize. He stated the use of the trail has gone up overall over the years. It will take Mr. Klostermann six months to a year to catch up with everything. He said it would help since he used to be on the City Council.
  - Donny Mason asked how far the city's trail went.
  - Ben White stated 5.1 miles and stops right behind the Bland High School.
    - All council members voted in favor
- G. Consider, discuss and act upon a recommendation from the Planning & Zoning Commission regarding the final plat of the Farmersville Plant Addition, Lot 1, Block 1.
- Sandra Green stated the plat had been reviewed by DBI and they recommended the Planning & Zoning conditionally approve the plat until the applicant satisfied some comments that needed to be addressed. She stated that since the Planning & Zoning Commission meeting the applicant had addressed all the comments, except they still needed the OSSF certification for their on-site sewer system. She indicated staff was recommending conditional approval until the OSSF certification was placed on the plat.
  - Mike Hurst asked if the city had received the annexation petition yet.
  - Ben White stated that we have not yet, but the plat could not be held up because of that. He indicated the city had an agreement with them and he

would follow up with Tony Strickland to see when they would send in the petition.

- Donny Mason asked if we could disapprove the plat until they give us the petition for annexation.
- Ben White indicated that was not an option because the petition is not a requirement of the Subdivision Ordinance.
  - Motion to conditionally approve until the OSSF certification is placed on the plat made by Craig Overstreet
  - 2<sup>nd</sup> to approve was Jim Hemby
  - All council members voted in favor

H. Consider, discuss and act upon a recommendation from the Planning & Zoning Commission regarding the replat of the Howell Addition, Lots 30R & 31R, Block 1.

- Sandra Green stated the Planning & Zoning Commission approved the plat conditionally until they addressed all the comments recommended by DBI. She said that since the Planning & Zoning Commission meeting the applicant had resubmitted the plat and addressed all the comments. Staff and DBI was recommending approval of the plat.
  - Motion to approve made by Craig Overstreet
  - 2<sup>nd</sup> to approve was Jim Hemby
  - All council members voted in favor

I. Consider, discuss and act upon a recommendation from the Planning & Zoning Commission regarding the replat of the College Heights Addition, Lots 1R & 2R.

- Sandra Green stated the Planning & Zoning Commission approved the plat conditionally until they addressed all the comments as recommended by DBI. She said that since the Planning & Zoning Commission meeting the applicant had resubmitted the plat and addressed all the comments. She indicated the lots were small, but the city cannot regulate the Zoning Ordinance because the property is in the city Extra Territorial Jurisdiction (ETJ) and not in the city limits. She indicated staff and DBI were recommending approval of the plat.
- Mike Hurst wanted to know what they were planning to do with the lots.
- Sandra Green stated their application indicated single-family residences, but since it was in the ETJ the city could not regulate what they place on the lots.
- Dwain Mathers asked if the city encouraged them to come into the city limits.

- Ben White stated he has talked to people who live in that area before about coming in to the city, but the owners did not want to. He indicated the city does not typically ask them if they want to come into the city when they plat. He said that in this particular area the city does provide utilities to the lots.
  - Motion to approve made by Craig Overstreet
  - 2<sup>nd</sup> to approve was Jim Hemby
  - All council members voted in favor

**VII. REQUESTS TO BE PLACED ON FUTURE AGENDAS**

- Craig Overstreet wanted an update on the pilot program for City Hall hours, update of the NTMWD contract, Lakehaven MUD update and update on boundary agreements.
- Donny Mason wanted an update on Hamilton Street.


**VIII. ADJOURNMENT**

Meeting was adjourned at 6:56 p.m.

APPROVE:

  
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Jack Randall Rice, Mayor

ATTEST:

  
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Sandra Green, City Secretary

