

City of Pilot Point, Texas

Minutes of the August 12, 2021

City Council Meeting

The City Council of the City of Pilot Point, Texas met on this date at 6:30pm for a Regular City Council Meeting. City Council members present were Mayor Shea Dane-Patterson, Mayor Pro Tem Matt McIlravy, Councilmembers Mario Cisneros, Everett Cummings, Elizabeth Jones, and Dean Cordell. City Staff members present were City Manager Britt Lusk, Police Chief Tim Conner, Detective Cole Green, Development Services Director John Taylor, Finance Director Michele Sanchez, Finance Manager Lana Ensminger, Public Works Director Trent Vandagriff, Capital Projects Manager Matt Kaminski, EDC Director Denise Morris, and City Secretary Lenette Cox. Brenda McDonald of Messer, Fort, & McDonald Law Firm was also in attendance.

A. VIDEO CONFERENCE

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AGENDA

B. ROLL CALL/CALL TO ORDER

Mayor Dane-Patterson called the meeting to order 6:30pm and conducted roll call.

Place 1 Mario Cisneros – Present
Place 2 Everett Cummings - Present
Place 3 Mary Rawls – Absent
Place 4 Elizabeth Jones – Absent
Place 5 Dean Cordell – Present
Place 6 Matt McIlravy – Present
Mayor Shea Dane-Patterson – Present

C. PLEDGE TO FLAGS

1. United States of America
2. Texas Flag

*Honor the Texas Flag, I pledge allegiance to thee,
Texas, one state under God, one and indivisible*

D. INVOCATION

Mayor Pro Tem Matt McIlravy led the invocation.

E. ITEMS OF COMMUNITY INTEREST

Councilmember Elizabeth Jones arrived at 6:32pm.

Mayor Dane-Patterson announced the following items:

- Saturday, September 4, 2021 – Chrome Fest Car Show sponsored by Grace Point Nazarene Church
- Thursday, August 12, 2021 - PPISD First Day of School
- Friday, August 13, 2021 - Union Pacific Big Boy Locomotive Tour stop at Liberty Street
- Weekends of August 13th and August 20th – Arsenic and Old Lace is being performed at the Pilot Point Community Opera House

F. PUBLIC FORUM, PRESENTATIONS AND RECOGNITION:

Public Forum:(Citizens are allowed 3 minutes to speak. If the issue is on the agenda, the City Council may choose to discuss and consider the item. If the issue is not on the agenda, the Council is not permitted by state law to respond to or discuss the item other than to make statements of specific factual information in response to a citizen's inquiry or to recite existing policy in response to the inquiry. The Council may request the issue to be placed on a future agenda for action in accordance with state law. This forum is not the appropriate place to address complaints against Public Officials and/or Staff. Complaints of this nature should be made in writing and filed with the City Manager.)

G. CONSENT AGENDA

1. Minutes from the July 22, 2021 Regular City Council Meeting
2. Authorize the Mayor to enter in a Joint Election Agreement and Contract with Denton County for the November 2021 Election Services
3. Approval of Police Station Change Order #7 in the amount of \$8,993.60.
4. Approval of Change Order #8 of the Police Station Project in the amount of \$7,692.30
5. Approval of payment to KW Utility Construction, Inc. in the amount of \$5,114.18.
6. Approval of payment to Magnum and Manhole Underground Company in the amount of \$7,497.

Councilmember Cordell moved to approve the Consent Agenda. Councilmember Jones seconded the motion. The motion passed.

Ayes: Mayor Dane-Patterson, Mayor Pro Tem McIlravy, Councilmembers Cisneros, Cummings, Jones, and Cordell

Absent: Councilmember Rawls

H. REGULAR AGENDA

1. **Presentation by PPISD Superintendent Todd Southard regarding the school bond proposal**
PPISD Superintendent Todd Southard gave a presentation overview of the proposed \$38 million dollar bond election being held on November 2, 2021.
2. **Discuss, consider, and possible action on a Resolution accepting the resignation of Mary Rawls and declaring a vacancy for City Council Place Three.**
RESOLUTION 2021-06-509
Mayor Dane-Patterson moved to accept the resignation of Councilmember Rawls. Councilmember Jones seconded the motion. The motion passed.
Ayes: Mayor Dane-Patterson, Mayor Pro Tem McIlravy, Councilmembers Cisneros, Cummings, Jones, and Cordell
3. **Discuss, consider, and possible action setting a timeline to fill the vacancy of City Council Place Three.**
Mayor Dane-Patterson stated no action is needed to be taken on this item.
4. **Discuss, consider, and possible action on an ordinance ordering a Special Election to be held in the City of Pilot Point on November 2, 2021 for the purpose of electing a Council Member for Place Three.**
ORDINANCE 452-13-2021
Mayor Dane-Patterson moved to call a Special Election on November 2, 2021 for the purpose of electing a Council Member for Place Three. Mayor Pro Tem McIlravy seconded the motion. The motion passed.
Ayes: Mayor Dane-Patterson, Mayor Pro Tem McIlravy, Councilmembers Cisneros, Cummings, Jones, and Cordell
5. **Discuss, consider, and possible action on an ordinance ordering a Special**

Election to be held in the City of Pilot Point on November 2, 2021 to allow for on premise alcohol consumption.

ORDINANCE 453-13-2021

City Attorney McDonald stated a petition would be needed to call an election for on premise alcohol consumption. Mayor Dane-Patterson stated no action is needed to be taken on this item.

6. **Discuss, consider, and possible action on the acceptance of the public infrastructure of Ruthye Lane plat of the Yarbrough Farms development.**

Capital Projects Manager Kaminski stated he received an email from Jacob Tudor of Yarbrough Farms asking this item be tabled until the August 26, 2021 meeting. Mayor Dane-Patterson stated no action is needed to be taken on this item.

7. **Discuss, consider, and possible action on making an appointment to the Lake Ray Roberts Planning and Zoning Committee for Denton County.**

Development Services Director Taylor stated he had received notice from the Lake Ray Roberts Planning and Zoning Committee that a Denton County employee is able serve on the board and is not considered to be a conflict of interest. Mayor Pro Tem McIlravy nominated Councilmember Cisneros to serve on the board. Mayor Dane-Patterson seconded the motion. The motion passed.

Ayes: Mayor Dane-Patterson, Mayor Pro Tem McIlravy, Councilmembers Cisneros, Cummings, Jones, and Cordell

8. **Discussion on the proposed FY 2022 Operating and Capital Improvement Budget.**

Finance Director Sanchez gave a presentation on the FY2022 proposed budget.

9. **Discuss, consider, and possible action to allow the City Manager to enter an Interlocal Agreement with the Town of Little Elm for Jail Services.**

Councilmember Cordell moved to allow the City Manager to enter into an Interlocal Agreement with the Town of Little Elm for Jail Services. Councilmember Cisneros seconded the motion. The motion passed.

Ayes: Mayor Dane-Patterson, Mayor Pro Tem McIlravy, Councilmembers Cisneros, Cummings, Jones, and Cordell

10. **Discuss, consider, and possible action on Ordinance 451-13-2021 of the City of Pilot Point, Texas amending Chapter 1 "General Provisions", Article 1.04 "City Officers and Employees", Division 2 "City Manager", Sec. 1.04,042 "Authority to Purchase", by amending Subsection (a) granting the authority to the City Manager to contract for certain expenditures of a certain amount of the city without further approval of the City Council; providing a cumulative repealer clause; providing a severability clause; and providing an effective date.**
ORDINANCE 451-13-2021

Finance Director Sanchez stated the City Manager currently has a \$5,000 approval limit. Councilmember Cisneros moved to raise the City Manager's approval authority limit to \$25,000 for all approved budget line items. Mayor Pro Tem McIlravy seconded the motion. The motion passed.

Ayes: Mayor Pro Tem McIlravy, Councilmembers Cisneros, Cummings, and Jones
Nays: Mayor Dane-Patterson, Councilmember Cordell

11. **Discuss, consider, and possible action on Resolution No. 2021-06-508 – Granting a petition for annexation from Property Owners Winn Farms, LLC, 3G Investments, L.L.C., Sutton Field Investments, LLC and Longhorn Lakes, L.P., for property identified as Denton CAD IDs 41200, 702495 and 42916, generally located south of FM 455, east of FM 1385, north of Moberly Road and west of Tischler Road; and being an approximate 669.39 acre tract of land situated in the C. Mossenton Survey, Abstract A0808A, Tract 2 and in the C. Fliesner Survey, Abstract A0431A, Tracts 3 and 2A, Denton County, Texas;**

setting a date, time, and place for a public hearing on the proposed annexation of certain property by the City of Pilot Point, Texas; authorizing and directing the City Secretary to have published notice of such public hearing; and authorizing and directing city staff to negotiate and enter into a written services agreement.
RESOLUTION 2021-06-508

Mayor Pro Tem McIlravy moved to grant the petition for voluntary annexation of Mustang Ranch and call for a Public Hearing on September 9, 2021. Councilmember Cisneros seconded the motion. The motion passed.

Ayes: Mayor Dane-Patterson, Mayor Pro Tem McIlravy, Councilmembers Cisneros, Cummings, Jones, and Cordell

I. EXECUTIVE SESSION

The City Council of the City of Pilot Point will recess into Executive Session (Closed Meeting) pursuant to the provisions of Chapter 551, Subchapter D, Texas Government Code, to discuss the following:

1. Section 551.071: Consultation with Attorney to seek advice of the City's attorney about pending or contemplated litigation; or a settlement offer; or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this Chapter regarding: 102 W. Main St.

Mayor Dane-Patterson stated the City Council would recess into Executive Session at 7:56pm.

J. RECONVENE INTO REGULAR SESSION

The City Council of the City of Pilot Point will reconvene into Regular Session (Open Meeting) pursuant to the provisions of Chapter 551, Subchapter D, Texas Government Code, to take any action necessary regarding the following items discussed in Executive Session.:

The City Council reconvened into Regular Session at 8:13pm. Mayor Pro Tem McIlravy made a motion to permit the attorney to begin a lawsuit in the District Court of Denton County regarding code enforcement issues with the property owner at 102. W. Main St. Councilmember Cordell seconded the motion. The motion passed.

Ayes: Mayor Dane-Patterson, Mayor Pro Tem McIlravy, Councilmembers Cisneros, Cummings, Jones, and Cordell

K. FUTURE AGENDA ITEMS/REQUESTS BY COUNCILMEMBERS TO BE ON NEXT AGENDA

Councilmembers shall not comment upon, deliberate, or discuss any item that is not on the agenda. Councilmembers shall not make routine inquiries about operations or project status on an item that is not posted. Any Councilmember may, however, state an issue and a request that this issue be placed on a future agenda.

L. ADJOURN

Mayor Dane-Patterson moved to adjourn the meeting at 8:15pm. Mayor Pro Tem McIlravy seconded the motion. The motion passed.

Ayes: Mayor Dane-Patterson, Mayor Pro Tem McIlravy, Councilmembers Cisneros, Cummings, Jones, and Cordell


Shea Dane-Patterson, Mayor

ATTEST:



Lenette Cox, City Secretary