MINUTES
RICHARDSON CITY COUNCIL
WORK SESSION AND COUNCIL MEETING
NOVEMBER 2, 2020

- **Call to Order**
  Mayor Voelker called the meeting to order at 6:01 p.m. with the following Council members present:

Paul Voelker	Mayor
Janet DePuy	Mayor Pro Tem
Bob Dubey	Councilmember
Mark Solomon	Councilmember
Kyle Kepner	Councilmember
Ken Hutchenrider	Councilmember
Steve Mitchell	Councilmember

The following staff members were also present:

Dan Johnson	City Manager
Don Magner	Deputy City Manager
Kent Pfeil	Chief Financial Officer
Shanna Sims-Bradish	Assistant City Manager Admin/Leisure Services
Aimee Nemer	City Secretary
Jessica Almendarez	Management Analyst
Michael Spicer	Director of Development Services

WORK SESSION – 6:00 PM, COUNCIL CHAMBERS

A. REVIEW AND DISCUSS ITEMS LISTED ON THE CITY COUNCIL MEETING AGENDA

Michael Spicer, Director of Development Services, reviewed Zoning File 20-10.

B. REVIEW AND DISCUSS THE NORTH TEXAS MUNICIPAL WATER DISTRICT REGIONAL WATER CONTRACT AMENDMENT

Don Magner, Deputy City Manager, reviewed the contract amendment and new rate methodology.

Draw Down Methodology

- For every 3 gallons a growing cities exceeds their minimum annual volume, non-growing cities can reduce their minimum annual volume by one gallon the following year

Example:

- Growing cities 2020 minimum volume = 1,000,000 gallons
- Growing cities 2020 actual use (2021 minimum volume) = 1,100,000 gallons
- Growing cities 2020 excess water = 100,000 gallons
- Non-growing cities 2020 minimum volume = 1,000,000 gallons
- Non-growing cities 2021 minimum volume = 967,000 gallons
- Adjusted down by 33,000 gallons or 1/3 of the 100,000 gallons the growing cities exceeded their 2020 minimum volume by

Rolling Average Methodology

- Minimum annual volume is calculated by averaging the actual volumes of each of the past 5-years

8-Year Draw Down, 5-Year Rolling Average

- Years 1-8 – Draw Down Methodology; Years 9-13 – Phased in Rolling Average
- Year 8 Volume will be less than today's Minimum Annual Volume as a result of the Draw Down Methodology utilized in Years 1-8
- Year 13 is the first full year of the 5-year Rolling Average

Advantages of 8/5 Methodology approach

- Minimum Annual Volumes for all Member Cities will be set using a 5-year rolling average
- The new approach starts with FY 2021; no delay in starting the phasing in
- The new methodology is conservation oriented; annual rebates are maintained
- The gradual phasing in of the new 8/5 Methodology is fair and reasonable to all parties
- The approach allows growing cities time to plan and adopt pricing, conservation and efficiency strategies to lessen the impact
- Excess water charge revenues are used to help mitigate impacts of the 8/5 Methodology on all Member Cities
- While the impact to non-growing cities may not be significant immediately, over the years the 8/5 Methodology will slow the pace at which water rates have been rising and result in savings
- Unit cost may increase but we will be purchasing less units
- Customer Cities will be allowed to revise their contracts

C. REPORT ON ITEMS OF COMMUNITY INTEREST

Council reported on items of community interest.

COUNCIL MEETING – 7:00 PM, COUNCIL CHAMBERS

1. INVOCATION – MARK SOLOMON

2. PLEDGE OF ALLEGIANCE: U.S. AND TEXAS FLAGS – MARK SOLOMON

3. MINUTES OF THE SEPTEMBER 28, 2020, OCTOBER 5, 2020, OCTOBER 5, 2020 (BOARDS & COMMISSIONS), OCTOBER 12, 2020, OCTOBER 19, 2020, AND OCTOBER 26, 2020 MEETINGS

Council Action

Councilmember Hutchenrider moved to approve the Minutes as presented. Councilmember Kepner seconded the motion. A vote was taken and passed, 7-0.

4. ACKNOWLEDGEMENT OF PUBLIC COMMENT CARDS

There were no public comment cards submitted.

5. VISITORS

Tom Huch, 3406 Sweetwater Drive, addressed Council regarding inspections.

6. PRESENTATION OF A PROCLAMATION FOR A PURPLE HEART CITY RECOGNITION

Don Magner, Deputy City Manager, reviewed the City's veteran partnership initiatives. A presentation designating the City as a Purple Heart City was given by Gus Wittschack, State Commander, and Jon Lunkwicz, of the Department of Texas Military Order of the Purple Heart

7. CONSIDER APPOINTMENTS AND REAPPOINTMENTS TO THE CITY PLAN COMMISSION, CIVIL SERVICE BOARD, PARKS AND RECREATION COMMISSION, SIGN CONTROL BOARD, AND TAX INCREMENT FINANCING BOARDS.

Council Action

Council approved the following motions unanimously.

City Plan Commission

Councilmember Mitchell moved to reappoint the following to a term ending August 1, 2022, seconded by Mayor Pro Tem DePuy:

Ron Taylor, Chair
Ken Southard
Stephen Springs
Gary Beach, Alternate

and to appoint Michael Keller to full member for a term ending August 1, 2022

Civil Service Board

Councilmember Kepner moved to reappoint the following to a term ending August 31, 2022, seconded by Councilmember Solomon:

Jeanne Hooker, Vice Chair
Tim Griffy, Member

Parks & Recreation Commission

Councilmember Hutchenrider moved to reappoint the following to a term ending December 1, 2022, seconded by Councilmember Dubey:

Steve Hendry, Vice Chair
Daniel Burdette, Member
Drew Hayes, Member
Greg Kish, Member

Sign Control Board

Councilmember Solomon moved to appoint the following seconded by Councilmember Dubey:

1) to appoint Scott Petty as Chair for the remainder of his term ending December 1, 2021
2) to appoint Dani-Bree Bialek as Vice Chair for the remainder of her term ending December 1, 2021
3) to appoint Jill Blevins to full member for a term ending December 1, 2022

4) to appoint Sibyl LaCour to full member for a term ending December 1, 2022

TIF Boards
Mayor Pro Tem DePuy moved to appoint Jeremy Thomason to fill an unexpired term ending April 9, 2021 to TIF Board 1 and to an unexpired term ending November 28, 2021 for TIF Boards 2 and 3. Councilmember Mitchell seconded the motion.

PUBLIC HEARING ITEM:

8. PUBLIC HEARING, ZONING FILE 20-10, A REQUEST FOR MAJOR MODIFICATIONS OF THE DEVELOPMENT STANDARDS OF THE W. SPRING VALLEY PD PLANNED DEVELOPMENT ON 3.004-ACRES LOCATED AT 910 SPRING VALLEY PLAZA, THE NORTHWEST CORNER OF W. SPRING VALLEY AND SPRING VALLEY PLAZA FOR AN APARTMENT DEVELOPMENT.
Citizens wishing to address the City Council can submit comments electronically by 5:00 p.m. by utilizing the Public Comment Card found here: www.cor.net/PublicCommentForm.

Public Hearing
After a presentation from staff, Mark Tolson, representing the applicant, presented the zoning request to Council. Mayor Voelker opened the Public Hearing. The following spoke in favor of the request.

Barry Hand, 710 Laguna
Andrew Laska, 502 Hyde Park
Jeremy Thomason, 3301 Canyon Creek

With no further comments, Mayor Voelker closed the Public Hearing with a motion by Councilmember Solomon, seconded by Councilmember Kepner, and approved unanimously.

Council Action
Councilmember Mitchell moved to approve the request as presented. Councilmember Hutchenrider seconded the motion. A vote was taken and passed, 7-0.

ACTION ITEMS:

9. CONSIDER ADOPTION OF ORDINANCE NO. 4361, REGARDING THE REVIEW OF THE CODE OF ETHICS, CHAPTER 2, ARTICLE I OF THE CODE OF ORDINANCES; AMENDING SECTION 2-3 UPDATING THE DEFINITION OF OFFICERS; AMENDING 2-5 TO ADD SUBSECTION (d) AND (e) TO REQUIRE CITY COUNCIL COMPLIANCE WITH PERSONAL FINANCIAL STATEMENT REQUIRED UNDER CHAPTER 145 TEXAS LOCAL GOVERNMENT CODE AND CITY COUNCIL COMPLIANCE WITH THE CONFLICTS DISCLOSURE STATEMENT REQUIRED UNDER TEXAS LOCAL GOVERNMENT CODE CHAPTER 176; AMENDING SECTION 2-7 (c) AND (f) TO PROVIDE THE CITY ATTORNEY AND OUTSIDE LEGAL COUNSEL WITH THE SAME SUBPOENA POWER AS THE CITY COUNCIL; AND ADDING SECTION 2-11 ACKNOWLEDGEMENT OF CODE OF ETHICS.

Council Action
Councilmember Hutchenrider moved to approve the ordinance as presented. Councilmember Dubey seconded the motion. A vote was taken and passed, 7-0

10. **CONSIDER RESOLUTION NO. 20-21, ADOPTING A SOCIAL MEDIA POLICY FOR ELECTED OFFICIALS AND CITY COUNCIL-APPOINTED BOARD AND COMMISSION MEMBERS.**

Council Action
Councilmember Dubey moved to approve the resolution as presented. Mayor Pro Tem DePuy seconded the motion. A vote was taken and passed, 7-0.

11. **CONSENT AGENDA:**

A. **CONSIDER THE FOLLOWING RESOLUTIONS:**

1. **RESOLUTION NO. 20-22, APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE ATMOS CITIES STEERING COMMITTEE ("ACSC") AND ATMOS ENERGY CORP., MID-TEX DIVISION REGARDING THE COMPANY'S 2020 RATE REVIEW MECHANISM FILING; DECLARING EXISTING RATES TO BE UNREASONABLE; ADOPTING TARIFFS THAT REFLECT RATE ADJUSTMENTS CONSISTENT WITH THE NEGOTIATED SETTLEMENT; FINDING THE RATES TO BE SET BY THE ATTACHED SETTLEMENT TARIFFS TO BE JUST AND REASONABLE AND IN THE PUBLIC INTEREST; APPROVING AN ATTACHED EXHIBIT ESTABLISHING A BENCHMARK FOR PENSIONS AND RETIREE MEDICAL BENEFITS; APPROVING AN ATTACHED EXHIBIT REGARDING AMORTIZATION OF REGULATORY LIABILITY; REQUIRING THE COMPANY TO REIMBURSE ACSC'S REASONABLE RATEMAKING EXPENSES; DETERMINING THAT THIS RESOLUTION WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; AND REQUIRING DELIVERY OF THIS RESOLUTION TO THE COMPANY AND THE ACSC'S LEGAL COUNSEL.**

2. **RESOLUTION NO. 20-23, APPROVING THE TERMS AND CONDITIONS OF THE 2020 HOMELAND SECURITY GRANT PROGRAM FUNDS; AND AUTHORIZING THE EMERGENCY MANAGEMENT COORDINATOR TO SERVE AS THE AUTHORIZED OFFICIAL FOR GRANT MANAGEMENT PURPOSES.**

3. **RESOLUTION NO. 20-24, APPROVING THE TERMS AND CONDITIONS OF THE OFFICE OF THE GOVERNOR 2020 CORONAVIRUS EMERGENCY SUPPLEMENTAL FUNDING (CESF) PROGRAM; AND AUTHORIZING THE EMERGENCY**

MANAGEMENT COORDINATOR TO SERVE AS THE AUTHORIZED OFFICIAL FOR GRANT MANAGEMENT PURPOSES.

B. **CONSIDER AWARD OF BID #10-21 – WE REQUEST AUTHORIZATION TO ISSUE A PURCHASE ORDER TO ALLIANCE BUS GROUP, INC. FOR THE COOPERATIVE PURCHASE OF ONE (1) FORD E-350 CHAMPION CHALLENGER SHUTTLE BUS FOR THE SENIOR CENTER THROUGH STATE OF GEORGIA CONTRACT #99999-001-SPD0000138 IN THE AMOUNT OF $74,502.06.**

Council Action

Councilmember Mitchell moved to approve the Consent Agenda as presented. Councilmember Hutchenrider seconded the motion. A vote was taken and passed, 7-0.

ADJOURNMENT

With no further business, the meeting was adjourned at 8:53 p.m.

MAYOR

ATTEST:

CITY SECRETARY