



THE STATE OF TEXAS §
COUNTY OF FANNIN §

August 10th, 2021

BE IT REMEMBERED THAT A Regular Meeting of the City Council of the City of Leonard, Fannin County, Texas was begun and held in the Council Chambers of City Hall on August 10th, 2021 at 6:30 P.M.

Members Present: Mayor Michael Pye, Council members Garry Doyle, Noel Nixon, Jay Barker, Debra Wilcox and Billy Wayne Martin.

Staff Present: City Administrator Terry McCalpin, Police Chief Meserole. Public Works Director Woody Patrick.

Guests Present: Teresa Nixon, Donna Martin, Charles Wrenn, Gaye Doyle, Tiffany Pitts, Alisha Pye, Eddie Sudderth, Karen Murphy, Don Murphy, Margy Hall, Debra Wilcox, Doug Morfeld, Debbie Morfeld, Joe Aristondo, Valerie Aristondo, Cathy Songer, Al Stephens, Mandrake Greene, Janie Ware, Bettye Barker, Peyton Webster, Donna Rushing, Tommy Moore, Lisa Moore, Rosemary Clemons, Bob Clemons, Cindy Kohler, Chuck Kohler, Nelda Mitchell, Carol Dutilly,

MINUTES OF THE REGULAR SESSION

- 1 Invocation** The invocation was led by Mayor Pye. **Pledges of Allegiance to the United State and Texas Flags** Mayor Pye led in the Pledge of Allegiance to the United States and Texas Flags. **Call to Order, Proof of Posting of Notice of Meeting and Verification of Quorum** Mayor Pye called the meeting to order at 6:30 pm with a quorum of Five council members. Mayor Pye noted the proof of posting of meeting by City Secretary Leath Robinson and noted the quorum of Five.
- 2 Discussion Possible Action on approving Kimley-Horn as official City of Leonard Engineer.** Councilwoman Wilcox motioned to approve Kimley-Horn as official City of Leonard Engineer. Second by Councilman Barker. Mayor Pye called for a vote—All were in favor, the motion carried.
- 3 Presentation from Planning & Zoning Commission regarding a Specific Use Permit for Property ID: 125512, Legal Description: ORIG TOWN LEONARD , BLOCK 16 LOT 9R ACRE .3214, commonly known as 206 East Fannin Street for use as an event venue and hotel.**
 - i. Property Owner Comments**
Property owner Karla Schmidt spoke to council.
 - ii. P&Z Report**

Peyton Webster spoke to Council on behalf of the P&Z board.

iii. **Resident Comments for/against**

Cindy Kohler and Joe Aristondo voiced their concerns to council.

iv. **Council Discussion and possible action approving or denying Specific Use permit.**

Councilman Doyle motioned to approve the specific use permit. Second by Councilman Martin. Mayor Pye called for a vote—All were in favor, the motion carried.

Councilwoman Wilcox motioned to move the executive session to the end of the Agenda. Second by Councilman Nixon. Mayor Pye called for a vote—All were in favor, the motion carried.

7. Citizens Comments: No speakers.

8. Consent Items:

Councilwoman Wilcox motioned to move consent items to other action items. Second by Councilman Nixon. Mayor Pye called for a vote—All were in favor, the motion carried.

Ordinance / Resolution / Other Action Items:

Reports from Department Heads

Chief Meserole gave his Police Department report to Council.

Public Works Director Woody Patrick gave a report to Council for Public Works.

Councilman Martin gave a report to Council for the Fire Department

Financials

Councilman Barker motioned to approve the Financials. Second by Councilwoman Wilcox. Mayor Pye called for a vote—2 FOR (Barker, Wilcox) 3 AGAINST (Nixon, Doyle, Martin) the motion failed.

9 Discussion and possible action on Approval of July 2021 Minutes

Councilman Nixon motioned to approve July 2021 Minutes with the amendments given by Council. Second by Councilwoman Wilcox. Mayor Pye called for a vote—All were in favor, the motion carried.

10 Discussion and possible action on Adopting the Hart InterCivic Verity DUO Version 2.4 (will install 2.5 on August 19th) Paper ballot voting system for use in all parts of the election process and to be used in all elections.

Councilman Nixon motioned to Adopt the Hart InterCivic Verity DUO Version 2.4 (will install 2.5 on August 19th) Paper ballot voting system for use in all parts of the election process and to be used in all elections. Second by Councilman Martin. Mayor Pye called for a vote—All were in favor, the motion carried.

11 Discussion and possible action on presentation by Karen Murphy regarding scope of work for approval 409 East Grayson.

Councilman Nixon motioned to approve the scope of work for 409 East Grayson, a 3rd party inspector and a second water meter to be reinstalled at the property. Second by Councilman Doyle. Mayor Pye called for a vote—All were in favor, the motion carried.

12 Discussion and possible action on ORDINANCE 08102021-1: AN ORDINANCE OF THE CITY OF LEONARD, CHANGING APPENDIX 1 SF-2 SIDE YARD SETBACK, SF-E MINIMUM LOT AREA, REMOVAL OF SENTENCE IN NOTES B, C AND F, ADDITION OF SENTENCE TO NOTES TO APPENDIX 1, NOTE "T"

Councilman Nixon motioned to approve ORDINANCE 08102021-1: AN ORDINANCE OF THE CITY OF LEONARD, CHANGING APPENDIX 1 SF-2 SIDE YARD SETBACK, SF-E MINIMUM LOT AREA, REMOVAL OF SENTENCE IN NOTES B, C AND F, ADDITION OF SENTENCE TO NOTES TO APPENDIX 1, NOTE "T". Second by Councilwoman Wilcox. Mayor Pye called for a vote—All were in favor, the motion carried.

13 Discussion and possible action on ORDINANCE 08102021-2: AN ORDINANCE OF THE CITY OF LEONARD, CHANGING RESIDENTIAL ROW TO 45'

Councilman Barker motioned to approve ORDINANCE 08102021-2: AN ORDINANCE OF THE CITY OF LEONARD, CHANGING RESIDENTIAL ROW TO 45'. Second by Councilman Nixon. Mayor Pye called for a vote—All were in favor, the motion carried.

14 Discussion and possible action on RESOLUTION NO. 08102021-3: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEONARD, FANNIN COUNTY, STATE OF TEXAS AUTHORIZING AND DESIGNATING THE OFFICIAL SIGNATURES AND ACH APPROVAL OF THE CITY OF LEONARD FOR BANKING AND DEPOSITORY SERVICES.

Councilwoman Wilcox motioned to approve RESOLUTION NO. 08102021-3: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEONARD, FANNIN COUNTY, STATE OF TEXAS AUTHORIZING AND DESIGNATING THE OFFICIAL SIGNATURES AND ACH APPROVAL OF THE CITY OF LEONARD FOR BANKING AND DEPOSITORY SERVICES.. Second by Councilman Barker. Mayor Pye called for a vote—All were in favor, the motion carried.

15 Discussion and possible action on RESOLUTION NO. 08102021-4: A RESOLUTION OF THE CITY OF LEONARD, TEXAS, AUTHORIZING PROFESSIONAL SERVICEPROVIDER(S) SELECTION FOR AMERICAN RESCUE PLAN ACT (ARP ACT) PROGRAM(S)

Councilman Barker motioned to approve RESOLUTION NO. 08102021-3: A RESOLUTION OF THE CITY OF LEONARD, TEXAS, AUTHORIZING PROFESSIONAL SERVICEPROVIDER(S) SELECTION FOR AMERICAN RESCUE PLAN ACT (ARP ACT) PROGRAM(S). Second by Councilwoman Wilcox. Mayor Pye called for a vote—All were in favor, the motion carried.

16 Discussion and possible action on Government Capital Securities Municipal Advisory Agreement.

Councilman Nixon motioned to approve the Government Capital Securities Municipal Advisory Agreement. Second by Councilman Doyle. Mayor Pye called for a vote—All were in favor, the motion carried.

17 Discussion Possible Action on selecting Tree Trimming service.

Councilman Nixon motioned to table this item. Second by Councilman Martin. Mayor Pye called for a vote—All were in favor, the motion carried.

18 Executive Session –under Texas Government Code Section 551.074 Personnel matters deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.

- i. City Administrator Terry McCalpin
- ii. City Attorney

City Administrator Mr. McCalpin requested that his portion of the Executive Session be discussed in open Session. Council Adjourned into Executive Session at 8:34 P.M.

19 Reconvene into open session.

Council reconvened into open session at 8:42 P.M.

20 Discussion and possible action on matters discussed in executive session:

Texas Government Code Section 551.074 Personnel matters -deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.

i. City Attorney

Councilman Doyle motioned that the city hire Messer Fort MacDonald Law Firm. Second by Councilman Martin. Mayor Pye called for a vote—All were in favor, the motion carried.

ii. City Administrator Terry McCalpin

Councilwoman Wilcox motioned that Council accepts Mr. McCalpin's resignation and that Mr. McCalpin's last day of employment is August 10, 2021. Mr. McCalpin will be paid 40 hours of regular time and 41.32 hours vacation time. Second by Councilman Barker. Mayor Pye called for a vote—All were in favor, the motion carried.

Announcements and Adjournment:

21. Announcements

Councilman Barker announced that he plans on resigning from City Council.

22. Adjournment

Meeting was adjourned at 9:00 P.M.

THE CITY OF LEONARD, TEXAS

By: 

Michael Pye, Mayor

ATTEST:

By: 

Kim Davis, City Clerk