

A G E N D A
CITY COUNCIL MEETING
May 16, 2022 @ 6:00 p.m.
Council Chambers - Government Center
200 North 12th Street - Corsicana, Texas 75110

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **INVOCATION**
4. **MINUTES**
Consider approving the Minutes for the City Council Regular Session of May 9, 2022.
5. **PUBLIC FORUM**
 - a. Presentation of Proclamation.
 - b. Public comments.
6. **PUBLIC HEARINGS**
7. **ORDINANCES**
8. **RESOLUTIONS**
 - a. Canvass the election results of the General Election held on Saturday May 7, 2022 and administer the Oath of Office to elected officials. **PAGE 11**
 - b. Consider authorizing an Advance Funding Agreement with TxDOT for the Green Ribbon Program Project. **PAGE 14**
9. **APPOINTMENTS**
Confirm the appointment of Mayor Pro Tem.
10. **REPORTS and MISCELLANEOUS ANNOUNCEMENTS**
Mayor/Council
11. **EXECUTIVE SESSION:** The Council will recess into closed or executive session to receive attorney's advice on legal matters pursuant to Section 551.071 of the Texas Government Code, to deliberate on certain matters concerning real property pursuant to Section 551.072 of the Texas Government Code, and to discuss economic development negotiations pursuant to Section 551.087 of the Texas Government Code.
12. **RETURN TO OPEN SESSION:** The Council will consider and act upon items discussed under Executive Session, as necessary.
13. **ADJOURN**

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- ** The complete Agenda packet is located on the City of Corsicana website at:

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Click on “GOVERNMENT”

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Under the “City Council” section, click on the Agenda for the current meeting date.

AGENDA INFORMATION

*** INFORMATION ON THE FOLLOWING
PAGES IS SUBJECT TO CHANGE
PRIOR TO COUNCIL MEETING.**

ITEM NO. 4

Date: May 16, 2022

Subject: Minutes

Comments:

Consider approving the Minutes for the City Council Regular Session of May 9, 2022.

Recommendation: Approve the Minutes as printed.

**CITY OF CORSICANA
COUNTY OF NAVARRO
STATE OF TEXAS**

**CITY COUNCIL REGULAR SESSION MINUTES
MONDAY, MAY 9, 2022**

The City of Corsicana, Texas City Council met in a Regular Session on Monday, May 9, 2022, in the Corsicana Government Center Council Chambers, 200 N. 12th Street, Corsicana, Texas. The meeting was open to the public. Public participation was available by live broadcast on the City's website, and by telephone or teleconference.

City Council Members Present:

Don Denbow	Mayor
Susan Hale	Council Member, Precinct One
Ruby Williams	Mayor Pro Tem and Council Member, Precinct Two
Chris Woolsey	Council Member, Precinct Three
Jeff Smith	Council Member, Precinct Four

Staff Present:

Connie Standridge	City Manager
Kerri Donica	City Attorney
John Boswell	Economic Development Director
Robert Johnson	Police Chief
Justin Goodnight	Information Systems Tech/IT
Cathy McMullan	Acting Finance Director/City Secretary

Mayor Denbow called the meeting to order at 6:00 p.m.

The Pledge of Allegiance was followed by an invocation given by Mayor Pro Tem/Council Member Williams.

Approval of Minutes

The motion was made by Council Member Hale and seconded by Council Member Woolsey to approve the minutes for the City Council Regular Session of April 25, 2022. The motion passed 5-0.

Public Forum

Elbert Turner, 416 E. Oak Grove, 903.654.1822, thanked Council for their service and

commitment.

Billy Joe Kelly, 903 E. Collin St., 903.229.8495, thanked Council for their service and commitment; and suggested a stop sign at S. 9th and Renfroe be installed.

Jackie Sewicky, S. Navarro County, 214.684.9809, spoke against the Bitcoin Mining Project in Navarro County.

Kimberlee Walter, 219 E. 10th, 214.691.3722, spoke to citizens about voting.

Public Hearings

There were no public hearings.

Ordinances:

There were no ordinances.

Resolutions:

There were no resolutions.

Appointments:

There were no appointments.

Executive Session:

Mayor Denbow recessed into closed or executive session at **6:12 p.m.** to receive attorney's advice on legal matters pursuant to Section 551.071 of the Texas Government Code, to deliberate on certain matters concerning real property pursuant to Section 551.072 of the Texas Government Code, and to discuss economic development negotiations pursuant to Section 551.087 of the Texas Government Code.

Return to Open Session:

Mayor Denbow called the meeting to Open Session at **6:42 p.m.**

Adjourn:

There being no further business, Mayor Denbow declared the meeting adjourned at **6:42 p.m.**

**Attested This, the 16th day
of May 2022**

**Attested This, the 16th day
of May 2022**

Acting Director of Finance/City Secretary

Mayor

ITEM NO. 5

Date: May 16, 2022

Subject: **Public Forum**

Comments:

- a. Presentation of Proclamation.
- b. Public comments

Recommendation: No action required.

ITEM NO. 6

Date: May 16, 2022

Subject: **Public Hearings**

Comments: N/A

Recommendation: N/A

ITEM NO. 7

Date: May 16, 2022

Subject: **Ordinances**

Comments: N/A

Recommendation: N/A

ITEM NO. 8A

Date: May 16, 2022

Subject: **Canvass of City of Corsicana's May 7, 2022 General Election**

Comments: On Saturday, May 7, 2022, the City of Corsicana held a General Election, for the elected positions of: *Council Member, Precinct I; and Council Member, Precinct II.* Before the elected officer may take office, Council (the canvassing board) must pass a resolution, canvassing the election.

Recommendation: Canvass the City of Corsicana's May 7, 2022, General Election results as certified by the Mayor (as presiding officer of the canvassing board.)

MOTION:

I MOVE TO CANVASS THE CITY OF CORSICANA'S MAY 7, 2022, GENERAL ELECTION RESULTS, AS CERTIFIED.

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
CORNICANA, TEXAS, CANVASSING THE ELECTION RESULTS OF
THE MAY 7, 2022 GENERAL ELECTION; AND DECLARING
CANDIDATES ELECTED TO OFFICE.**

WHEREAS, the City of Corsicana, Texas is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government code; and

WHEREAS, the City of Corsicana Charter provides that city elections shall be held in accordance with laws of the State of Texas; and

WHEREAS, Section 41.001(a) of the Texas Election Code, as amended by the 85th Texas Legislature, establishes the first Saturday in May as a uniform election date for the purpose of conducting a General Election; and

WHEREAS, Section 3.004(b) of the Texas Election Code provides that the governing body of a municipality shall be the authority to order a General Election for the purposes of electing members to the governing body; and

WHEREAS, on January 24, 2022, the City Council of the City of Corsicana, Texas ordered a general election to be held Saturday, May 7, 2022; and

WHEREAS, an election was duly held in the City of Corsicana on the 7th day of May to elect City Council Members for Precinct I and Precinct II; and

WHEREAS, the City Council has met to canvass the votes cast in such election and accepted the tabulations provided by Navarro County Elections Administrator as listed below:

COUNCIL MEMBER, PRECINCT I (ONE):

<u>Candidate</u>	<u>Total</u>	<u>Vote %</u>	<u>Election</u> <u>Day</u>	<u>Early</u> <u>Voting</u>	<u>Absentee</u>
Susan Hale	<u>356</u>	100.00%	<u>94</u>	<u>253</u>	<u>9</u>
Totals	356		94	253	9

COUNCIL MEMBER, PRECINCT II (TWO):

<u>Candidate</u>	<u>Total</u>	<u>Vote %</u>	<u>Election</u> <u>Day</u>	<u>Early</u> <u>Voting</u>	<u>Absentee</u>
Ruby Williams	174	70.45%	75	88	11
Charles R. Dunnahoe	<u>73</u>	29.55%	<u>29</u>	<u>44</u>	<u>0</u>
Totals	247		104	132	11

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF
CORNICANA, TEXAS, THAT:**

Section 1: The City Council hereby finds that the recitals set forth above are true and correct and are incorporated into this Resolution as if written herein.

Section 2: The following is, and the same is hereby declared to have been elected to the office listed below to serve until May 2024, or until a successor has been duly elected and qualified.

Office: Council Member Precinct I
Name: Susan Hale

Office: Council Member Precinct II
Name: Ruby Williams

Section 3: This Resolution shall take effect and be in full force and effect from and after the date of its adoption, and it is so resolved, and all Resolutions of the City Council of the City in conflict herewith are hereby amended or repealed to the extent of such conflict.

PASSED AND APPROVED on this the 16th day of May, 2022.

CITY OF CORSICANA, TEXAS

Don Denbow, Mayor

ATTEST:

Cathy McMullan, Acting City Secretary

APPROVED AS TO FORM AND LEGALITY:

Kerri Anderson Donica, City Attorney

ITEM NO. 8B

Date: May 16, 2022

Subject: **Advance Funding Agreement for the TxDOT Green Ribbon Program
Project Landscaping Improvements**

Comments: This resolution authorizes the City to enter into an Advance Funding Agreement (AFA) with the Texas Department of Transportation for the TxDOT Green Ribbon Program Project Landscaping Improvements at IH-45 and US 287, Hwy. 31 East and West, and First Avenue and Business 45.

The Texas Transportation Commission passed Minute Order Number 115814 authorizing the State to undertake and complete a highway improvement or other transportation project generally described as landscaping development.

As a participant in this Agreement, the City will replace the signs at each location.

Recommendation: Authorize executing an Advance Funding Agreement with the Texas Department of Transportation.

MOTION:

I MOVE TO (APPROVE/DENY) AUTHORIZING AN ADVANCE FUNDING AGREEMENT WITH TXDOT FOR THE GREEN RIBBON PROGRAM PROJECT LANDSCAPING IMPROVEMENTS.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CORSICANA, TEXAS, APPROVING AN ADVANCE FUNDING AGREEMENT (“AFA”) WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE TXDOT GREEN RIBBON PROGRAM PROJECT LANDSCAPING IMPROVEMENTS AT IH-45 AND US 287, HWY 31 EAST AND WEST, AND FIRST AVENUE AND BUSINESS 45; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Texas Department of Transportation’s Green Ribbon Program was established to allocate funds for landscaping activities including planting and establishment of trees and plants on the state highway system; and

WHEREAS, TxDOT requires recipients of Green Ribbon Program funds to enter into an AFA prior to distribution of funds; and

WHEREAS, the City of Corsicana has been awarded Green Ribbon Program Project funds for landscaping improvements at IH-45 and US 287, Hwy. 31 East and West, and First Avenue and Business 45; and

WHEREAS, the City of Corsicana is authorized to enter into an AFA with TxDOT for the Green Ribbon Program; and

WHEREAS, the City Council believes it to be in the best interest of the citizens of Corsicana to approve an AFA with TxDOT for Green Ribbon Project funding for the landscape improvement described above; and

WHEREAS, Title 43, Texas Administrative Code, Chapter 11, Green Ribbon Program, allows local governments by the execution of written agreements, to provide money, property or services for the aesthetic improvements on the state highway system; and

WHEREAS, Rider 15 of House Bill 1 of the 86th Legislature, expands the Green Ribbon Project, a public-private partnership initiative, to enhance the appearance of public highways by incorporating in the design and improvement of public highways the planting of trees and shrubs emphasizing natural beauty and greenspace, integrating public art, and highlighting cultural uniqueness of neighborhoods, to other areas of the state; and

WHEREAS, The Texas Transportation Commission passed Minute Order Number 115814 authorizing the State to undertake and complete a highway improvement or other transportation project generally described as landscaping development. The portion of the project work covered by the Agreement is identified in, Scope of Work; and

WHEREAS, all legal and statutory prerequisites for the adoption of this Resolution have been met, including but not limited to the Open Meetings Act; and

WHEREAS, the City of Corsicana City Council deems the adoption of this Resolution to be in the best interests of the health, safety, and welfare of the public.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CORSICANA, TEXAS, THAT:

SECTION 1. All matters stated hereinabove are found to be true and correct and are incorporated herein by reference.

SECTION 2. The City Council approves and authorized entering into the Advance Funding Agreement (AFA) with TxDOT.

SECTION 3. The City Administrator or Mayor of the City of Corsicana, Texas, is hereby authorized to execute the Advance Funding Agreement, which is attached hereto and incorporated herein, and to exercise the rights and duties of the City thereunder in order to receive funding through the Green Ribbon Program for landscaping improvements at IH-45 and US 287, Hwy. 31 East and West, and First Avenue and Business 45.

SECTION 4. This Resolution shall take effect immediately from and after its passage, as the law and charter in such cases provide.

PASSED and **APPROVED** by majority vote of the City Council of the City of Corsicana, Texas, this **16th** day of **May, 2022**.

Don Denbow, Mayor

ATTEST:

Cathy McMullan, Acting City Secretary

APPROVED AS TO FORM:

Kerri Anderson Donica, City Attorney

ITEM NO. 9

Date: May 16, 2022

Subject: **Appointments/Miscellaneous Business**

Comments: The Mayor has nominated Ruby Williams for reappointment as Mayor Pro Tem.

Recommendation: Confirm the Mayor's nomination for Mayor Pro Tem.

MOTION:

I MOVE TO (APPROVE/DENY) THE MAYOR'S NOMINATION FOR MAYOR PRO TEM AS STATED.

ITEM NO. 10

Date: May 16, 2022

Subject: Reports and Miscellaneous Announcements

Comments:

Mayor/Council

Items to Mention:

May 21 Veterans Parade, 10:00 a.m., Downtown

May 30 Memorial Day Holiday (City offices closed)

Landfill Holiday Schedule:

Saturday, May 28 Closed

Sunday, May 29 Closed

Monday, May 30 Closed

June 3 Food Truck Friday on 224 East 5th Avenue

ITEM NO. 11 & 12

Date: May 16, 2022

Subject: **Executive Session**

- 11. EXECUTIVE SESSION:** The Council will recess into closed or executive session to receive attorney's advice on legal matters pursuant to Section 551.071 of the Texas Government Code, to deliberate on certain matters concerning real property pursuant to Section 551.072 of the Texas Government Code, and to discuss economic development negotiations pursuant to Section 551.087 of the Texas Government Code.
- 12. RETURN TO OPEN SESSION:** The Council will consider and act upon items discussed under Executive Session, as necessary.

Comments: N/A

Recommendation: N/A