



**CITY OF DENISON  
CITY COUNCIL MEETING  
MINUTES**

**Monday, November 6, 2023**

Announce the presence of a quorum.

Mayor Janet Gott called the meeting to order at 6:00 p.m. Council Members present were Mayor Pro Tem Robert Crawley, Brian Hander, Michael Courtright, James Thorne and Aaron Thomas. Council Member Josh Massey was absent. Staff present were City Manager, Bobby Atteberry, City Attorney, Julie Fort, and Deputy City Clerk, Karen Avery. Assistant City Manager, Renee Waggoner, and City Clerk, Christine Wallentine, were absent. Department Directors were also present.

1. INVOCATION, PLEDGE OF ALLEGIANCE AND TEXAS PLEDGE

Larry Goodwin, Pastor of The Refuge gave the invocation which was followed by the Pledge of Allegiance and Texas Pledge led by Denison High School Baseball Players, Trace Sharp, Preston Paulson, Dawson Stegman and Zayden Johnson.

2. PROCLAMATIONS AND PRESENTATION

A. Municipal Court Week Proclamation.

Mayor Gott presented Municipal Court Staff, Rebecca Gray and Anne Ulmer, and Presiding Judge, Don Banman, with a proclamation recognizing Municipal Court Week. The City of Denison has hosted the Denison Municipal Court since April 26, 1920. The Denison Municipal court is a state court, and its judges are members of the state judiciary. While Denison Municipal Judges are not policy makers for the City of Denison, they are bound by the law and the Canons of Judicial Conduct and are required to make decisions independent of the governing body of the City Council, City officials, and employees. Municipal courts play a significant role in preserving public safety and promoting quality of life in Texas. As a matter of fact, more people come in contact with municipal courts than all other Texas courts combined, and public impression of the Texas judicial system is largely dependent upon the public's experience in municipal court. The Denison Municipal Court is committed to the notion that our legal system is based on the principle that an independent, fair and competent judiciary will interpret and apply the laws that govern us, and that judges and court personnel should comply with the law and act in a manner that promotes public confidence in the integrity and impartiality of the judiciary. The Judges, Prosecutor, Clerks, and City Marshals work diligently to uphold the principles of fairness, accountability and public trust in their daily responsibilities. The City Council recognizes that the Constitution and laws of the State of Texas contain procedural safeguards in criminal cases for all defendants, including indigent defendants, and supports the Denison Municipal Court in complying

with such legal requirements. Mayor Gott then proclaimed November 6 – 10, 2023, as Municipal Court week and extended appreciation to our Denison Municipal Judges, Prosecutor, City Marshals and Court personnel for the vital services they perform and their exemplary dedication to our community.

3. PUBLIC COMMENTS

Mayor Gott called for any public comments at this time and reminded those wanting to comment of the guidelines established by the City Council. Karen Avery, Deputy City Clerk, confirmed there was only one Request to Speak Card received by this point in the meeting relating to the Public Hearing. Mayor Gott asked the requestor if she wished to speak now or what until the agenda item is addressed. The requestor stated she would wait until the item was addressed. Therefore, no public comments were heard.

3. CONSENT AGENDA

- A. Receive a report, hold a discussion and take action on approving the Minutes from the Regular City Council Meeting held on October 16, 2023.
- B. Receive a report, hold a discussion and take action on the appointment of Michael Roberts to the Convention and Visitors Bureau Advisory Board to serve an unexpired term effective upon appointment and expiring on December 31, 2023.
- C. Receive a report, hold a discussion and take action on a Resolution approving Grayson Central Appraisal District's proposal to renovate the property situated at 512 N. Travis Street, Sherman, Texas and acquire the right of way/alleyway by agreement with adjacent property owners.
- D. Receive a report, hold a discussion and take action on a resolution in support of the Texas Department of Transportation US 75 Segment 6 (CSJ 0047-18-092) Project for reconstruction of US 75 from North Loy Lake Road to the Union Pacific Rail Yard Bridge.
- E. Receive a report, hold a discussion and take action on approving a Memorandum of Understanding between the City of Denison and United Way of Grayson County outlining general framework between the parties in the event of a disaster or emergency, and authorize the Interim City Manager to execute the same.
- F. Receive a report, hold a discussion and take action on the reappointment of Anne Gary and Obie Greenleaf as members of the Cemetery Advisory Board, each to serve a two-year term.
- G. Receive a report, hold a discussion, and take action on entering into a contract with Hardin and Associates Consulting for professional services for Cross Connection Control Compliance Support for \$147,000.00 and authorize the Interim City Manager to execute all related documents.
- H. Receive a report, hold a discussion, and take action on the purchase of a new side-load sanitation truck body in the amount of \$126,500.00 from Southwest Equipment Company and authorize the Interim City Manager to execute any associated documents.

- I. Receive a report, hold a discussion and take action on the Membership Application and Agreement for Membership Year 2024 with the Electric Reliability Council of Texas, Inc. ("ERCOT"), and authorize the Interim City Manager to execute the same.
- J. Receive a report, hold a discussion, and take action on a Professional Services Agreement for Construction Inspections, and authorize the Interim City Manager to execute the same.
- K. Receive a report, hold a discussion, and take action on a Professional Services Agreement with Halff Associates Inc. in the amount of \$678,000 for Construction Inspection and authorize the Interim City Manager to execute the same.
- L. Receive a report, hold a discussion and take action on adopting amendments to Chapter 5, Building Codes, of the City of Denison's Code of Ordinances and also adopting the 2023 National Electric Code.
- M. Receive a report, hold a discussion, and take action on approving the purchase of a mechanic crane truck for use at various utility locations in the amount of \$174,999.24 from Sewell Chrysler Dodge Jeep Ram and authorize the Interim City Manager to execute all related documents.

Council Action

On motion by Mayor Pro Tem Crawley, seconded by Council Member Courtright, the City Council unanimously approved, **Ordinance No. 5322**, "AN ORDINANCE OF THE CITY OF DENISON, TEXAS, AMENDING CHAPTER 5 "BUILDINGS AND BUILDING REGULATIONS"; PROVIDING FOR REPEALING, SAVINGS, AND SEVERABILITY CLAUSES; AND PROVIDING FOR AN EFFECTIVE DATE"; **Resolution No. 4145**, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DENISON, TEXAS APPROVING THE GRAYSON CENTRAL APPRAISAL DISTRICT'S RESOLUTION #2023-02"; **Resolution No. 4146**, "A RESOLUTION OF THE CITY OF DENISON, TEXAS IN SUPPORT OF FUNDING OF A TEXAS DEPARTMENT OF TRANSPORTATION PROJECT FOR THE RECONSTRUCTION OF US 75 FROM NORTH LOY LAKE ROAD TO THE UP RAIL YARD BRIDGE; PROVIDING A SAVINGS/REPEALINGS CLAUSE; DETERMINING COMPLIANCE WITH THE TEXAS OPEN MEETINGS ACT; AND PROVIDING AN EFFECTIVE DATE"; and the rest of the Consent Agenda as presented.

5. PUBLIC HEARINGS

- A. Receive a report, hold a discussion, conduct a public hearing, and make take action on an Ordinance for a Conditional Use Permit (CUP) for property legally described as being all of Lot 1 and 2, Block 7 of Steven's Addition, an addition, to the City of Denison, according to the plat recorded in Volume 28, Page 362, Deed Records of Grayson County, Texas; also known as 604 W. Morton Street, GCAD Property ID No. 142139, to allow for a restaurant with drive-thru in the Neighborhood Services Zoning District. (Case No. 2023-091CUP)

## Council Action

Dianne York, Planner, stated this is a request for a conditional use permit for a restaurant with a drive thru for property that's located at 604 West Morton that is currently zoned Neighborhood Services. This property is located at the corner of Morton and North Myrick Avenue and is predominantly surrounded by the Multifamily One Zoning District with a few local retail zoning districts across the street and to the southeast. The property currently has a building, that is approximately 522 square feet located on the property. This building has been there for quite a while. The applicant has been trying to find a way to redevelop this property and landed on a restaurant with a drive-through and is meeting a lot of our development standards for a restaurant with a drive-through. The site plan depicts about five parking spaces. However, those are going to be for the employees only given the size of the building. An actual sit-down restaurant would not work. So, the applicant is proposing drive thru only. The applicant has provided a stacking line of about eight cars along with an emergency escape lane. The applicant is also proposing, kind of in between the drive entries and exits, a landscaped area. However, there are no proposed facade changes to the existing building or other landscape updates. The applicant is proposing the hours of operation to be between 7am and 10:30am for the workers to come in and prepare the food and then for hours of operations for customers to drive through and eat to be between the hours of 10:30 a.m. and 7:30 p.m. Given the residential zoning that's adjacent to the property, when developed the applicant will have to meet all of the screening requirements for a commercially zoned area that is adjacent to residential zoning. So, that means on the west side and on the south side, there will be screening in accordance with our screening requirements in the zoning code. Given this is a less intensive use, Neighborhood Services is intended to kind of separate residential zoning districts from more intense commercial uses. Also given this is less intense use, there is not a lot of parking. It's not a large building. Staff recommends approval of the conditional use permit and so did the Planning and Zoning Commission at their meeting on October 24 2023.

Mayor Gott asked Ms. York if the conditional use permit goes with the business and does not carry beyond the business. Ms. York responded that the only way the conditional use permit will lapse is if the use changes.

Council Member Thomas asked if the lot accommodated any customers that would like to park and maybe pick up their order, or if this is strictly a drive-through. Ms. York responded this would be strictly drive-through and that the applicant, in his conversations with staff or the project narrative, presented the option for individuals to walk up and pick up their food. Based off the concept plan, parking would not be allowed on site, it would be street parking.

Mayor Gott then asked if there was anyone present who wished to speak on this agenda item. Ms. Nash came forward and provided the following information for the record:

Name: Carly Nash

Address: 601 W. Morton Street  
Denison, TX 75020

Ms. Nash said she had been thinking all day about what to say before the Council that is not in a way of just a personal problem, but that is what this is for her and her neighbors – a personal problem. Ms. Nash said she became a Denison resident at the end of July, so she hasn't been here long, but during this time it has been a refreshing change. Ms. Nash has two daughters in the Denison School District, and she is closer to her place of employment. She and her spouse have loved being in Denison for the time they have been here, but if this restaurant is located directly across the street from her home, they will be forced to sell at a decreased price, which she is sure many of her neighbors will be also. It will increase traffic resulting in increased debris, car accidents, crime and pests. Ms. Nash also stated you cannot back out onto Morton Street very well without getting hit on either side. So, you already have to sue the alley ways. Ms. York mentioned there will not be very much parking and Ms. Nash said she encourages the Council to drive the block before making any decision and see how big this lot is that she is asking to be approved. There are family homes on each side of this lot and across the street. As Ms. York said, there will be five parking spaces that can fit in the parking lot that they're designating, which would mean the rest of the parking would not be able to happen on Morton, it would need to be on the side of her house on Mirick. Ms. Nash said they already have a lot of traffic from homeless people being on the same street as a shelter. So, if people are parking and going to pick up food that they have ordered, and increased debris that she will have to pick up while she's mowing and things like this, or when her older children are playing outside. Ms. Nash said she really encourages the Council to consider her income and the income of her neighbors over the income a new restaurant would bring that is actually going to be very small to the community as opposed to all the other restaurants that we have already on Morton Street.

Mayor Gott then asked if there was anyone else present who wished to speak on this agenda item, to which there were none. With that, Mayor Gott closed the public hearing.

Council Member Courtright stated that his first reaction when he saw this was that it did seem a little out of place for him. He would like to hear the Council's opinion because it is right in the middle of a bunch of residential and then all of a sudden you have a random drive-through. Ms. York stated the zoning is entitled. The Neighborhood Services zoning district has been there for a long time. This was a previous restaurant at some point. The applicant may be able to speak more to history or if you've been here, you may remember when it was a restaurant, but this zoning entitlement does allow for some type of commercial to go there. There are other uses that are commercially oriented that are allowed by right. However, because there was a historic restaurant there, the applicant wanted to carry on that tradition and provide another restaurant at that location.

Council Member Thomas asked what type of restaurant the applicant is planning to open at this location. Ms. York asked the applicant, Mr. White, to come forward. The applicant then came forward and provided the following information for the record:

Name: James White

Address: 4210 W. Crawford Street  
Denison, TX 75020

Mr. White stated he would be happy to address any questions. Mr. White said he is ready to share the tradition and the southern cuisine they plan for this quality drive-through restaurant. Something that is difficult to find sometimes. Mr. White said this is his hometown and he would never in any way, form or fashion, be condescending, negative in any kind of way toward any neighbors. Mr. White said he also has a reputation of being clean and wanted to stress again he would never put in any business that would not support what we stand for here in Denison, a clean hometown, one that welcomes everybody. Mr. White has owned this property for a number of years and has only been used as an office for the most part, a meeting place to do real estate deals. Mr. White has heard a few comments, some of which were tonight, and he read some in the previous meeting, most of it had to be fabricated because they absolutely don't know him. In addition to that, with respect to having a clean place, and not having rodents around, most of us know rodents can't get up in the trash containers we have today, especially with the tops on. Mr. White stated he will keep his corner as clean as it can be kept. As far as trash or anything like this being dispersed in the community, this is a drive thru restaurant. The individuals welcome here will be driving through not standing outside at the window. This would be dangerous. It is strictly a drive thru restaurant. Council Member Thomas asked if there were any accommodations for walk up. Mr. White responded no. In his opinion this would be dangerous. Mr. White went on to say they are not allowed to use the existing parking, but they will create five more parking spaces that will be on the property. It is not on the street. We wouldn't even allow on-street parking. Mr. White said everything is going to be within the two lots. He is planning to put up a six-foot fence along the west boundary and the southern boundary of the property. As far as noise level, which Mr. White has heard mentioned, you come in to get food, not to entertain individuals. Mr. White said what he wants to do is provide a quality drive thru restaurant that serves a southern cuisine, kind of like grandma's cooking.

Mayor Gott asked Mr. White how many employees he plans to have. Mr. White responded he will have three full-time employees.

Council Member Courtright asked Mr. White if he has any experience running a restaurant. Mr. White said very little, probably about 30-45 days. Mr. White said he tried this at one time, but he is not going to be the one managing this. It is going to be someone who has a quality cook and enjoys this. As a matter of fact, a person that has had a residence here and is planning retirement and wanting to come in and do kind of a dream thing along with some family members.

Council Member Hander asked about the sidewalks. Council Member Hander would like to see Mr. White extend the sidewalk down Mirick Avenue. Anytime we have the opportunity to connect the whole city, he thinks this is really important that we take advantage of it. So, Council Member Hander wanted to see if Mr. White would be open to this and if he is open to adding a little bit more landscaping around the building itself. Mr. White stated he was absolutely open to landscaping because he plans to do it. It is not all shown in the concept. Mr. White said he also had no issues with regard to extending the sidewalk. Mr. White said he thinks once this goes in, and people understand that entering on Mirick and exiting on Mirick is probably a really good thing.

Mayor Gott then called Ms. Nash back to the podium, as she had something else, she wanted to say. Ms. Nash came forward and said she is not denying the quality of whatever restaurant is meant to be brought to Denison. I'm opposing the location. Like Mr. white said, Morton is very busy so they would have to use Mirick. Ms. Nash said her house is on the corner of Mirick and Morton. So, all of the traffic will be right there by her house. How would Mr. White enforce the additional traffic if the drive-through is full? If the location is so small that you can only have five parking spots, four of which will be used by employees and one additional maybe waiting for an order, or whatever, do you have two that fit in this drive thru? Three maybe? You're looking at four customers. How fast are you going to get the food out? As Mr. White said, he has 35 days in the business. So, I assume it's going to take quite a while for these orders to come out. It's not a McDonald's or Jack in the Box. So, if you think of these things, you're going to have this drive thru full of people, waiting, they can't get in, they are turning, they get into a little wreck right here. You know, just think of all the all these possibilities. Please, before you make your decision.

Council Member Hander had Ms. York pull up the site plan. So, we can fit eight (8) cars in the drive thru from the looks of it because the drive thru curves around. Council Member Hander said, in his opinion, it makes the neighborhood stronger. This is a historic building that has been there a lot longer than Council Member Hander has been alive and it kind of tells the story of the community in that par. So, being able to use it, as it was, but adapted to more modern needs with the drive thru, it really meets a lot of what we are trying to do by growing our neighborhoods by building that quality neighborhood where you can get all of these services. Council Member Hander mentioned The Right Spot, which is two blocks down and asked if we have had any complaints or any parking issues. Ms. York responded that it is hard to compare because that is a sit-down restaurant and they do have a very big parking lot. Ms. York said she personally hasn't received any complaints, but it's quite a bit different than what this one is. Council Member Hander said he did not think we had any increase in accident or anything at The Right Spot location. It is a similar concept in that it is still a smaller restaurant style. Council Member Hander thinks The Right Spot added a lot to the neighborhood.

Council Member Thomas agreed with Council Member Hander in that The Right Spot enhanced the look of the neighborhood. The building was sitting there abandoned for several years. It looks better.

There was no further discussion or questions from Council.

On motion by Council Member Hander, seconded by Council Member Thorne, the City Council unanimously approved, with the addition of a sidewalk down the Mirick Avenue side and additional landscaping as discussed by the applicant, Mr. White, Ordinance No. 5323, "AN ORDINANCE OF THE CITY OF DENISON, TEXAS, PROVIDING FOR SPECIFIED CHANGES IN THE OFFICIAL ZONING MAP OF THE CITY OF DENISON, TEXAS; PROVIDING FOR A CONDITIONAL USE PERMIT FOR A RESTAURANT WITH DRIVE-THROUGH SERVICE IN THE NEIGHBORHOOD SERVICES DISTRICT ON THE PROPERTY DESCRIBED IN EXHIBIT A, BEING APPROXIMATELY 0.34444 ACRES, BEING LEGALLY DESCRIBED AS LOT 1 AND LOT 2, BLOCK 7, STEVENS ADDITION, GRAYSON COUNTY, TEXAS, AND

COMMONLY KNOWN AS 604 W. MORTON STREET, CITY OF DENISON, GRAYSON COUNTY, TEXAS; PROVIDING A PENALTY CLAUSE; PROVIDING REPEALER, SEVERABILITY AND SAVINGS CLAUSES; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.”

6. ITEMS FOR INDIVIDUAL CONSIDERATION

- A. Receive a report, hold a discussion, and take action on entering into a Construction Manager at Risk contract with Archer Western Construction Corp. including preconstruction services in the amount of \$350,000, for the Northwest Denison Development Water and Wastewater Improvements Project, and authorize the Interim City Manager to execute the same.

Council Action

Fanchon Stearns, CIP/Engineering Manager, presented this agenda item to Council. This item is for the construction manager at risk or CMaR contract for the Northwest Denison Development Water and Wastewater Improvements. Ms. Stearns reminded Council this project has been previously discussed on a few occasions. Ms. Stearns provided a map of the project. The different project elements are included. Some elements are currently under construction right now. The City issued a request for proposals for the CMaR project in September of this year and opened them in October. Staff and the Engineer recommend an award of the CMaR contract to Archer Western Construction. This contract includes \$350,000 for the preconstruction services, the preconstruction phase. During this time, the CMaR will work with the City and the Project Engineer, Plummer & Associates, on design and constructability review, construction sequencing and scheduling, cost model development, utility location and exploration, equipment pre-purchase and a number of other things that are generally included in pre-construction services. With the help of the CMaR, plans for each element of the project will be finalized and with these final plans, Archer Western will be able to develop and present a guaranteed maximum price for construction. Staff anticipates having this back before the Council for consideration in early 2024. Archer Western is currently the CMaR for the Lake Texoma Raw Water Pump Station Project. They have also helped the City with some improvements at the Rylant Water Treatment Plant, the Paw Paw Wastewater Treatment Plant and they have done great work. They also have a great reputation and staff is looking forward to working with them on this project.

There was no discussion or questions from the Council.

On motion by Mayor Pro Tem Crawley, seconded by Council Member Thomas, the City Council unanimously approved entering into a Construction Manager at Risk contract with Archer Western Construction Corp. including preconstruction services in the amount of \$350,000, for the Northwest Denison Development Water and Wastewater Improvements Project, and authorized the Interim City Manager to execute the same

- B. Receive a report, hold a discussion, and take action on authorizing FY2023 year-end budget amendments and appropriation of funds from FY2023 to FY2024.



## Council Action

Laurie Alsabbagh, Finance Director, reported she was present to bring the FY2023 year-end budget amendments and appropriations before Council for approval. Last week, we closed out at our final closing of fiscal year 2023 and finalized all of our numbers. Amendments are required for revenues that come in \$50,000 or more under budget and for expenses that come in \$5,000 or more over budget. In addition to amendments, you'll be approving the appropriations which are items that were budgeted in fiscal year 2023 But not spent before year end. So, these need to be carried over or appropriated to fiscal year 2024. Ms. Alsabbagh then summarized the cash positions for the General Fund. We originally estimated ending our cash at \$6.83 million. We actually came in at \$7.67 million. We came in higher than anticipated. This was due to property tax and sales tax being higher than expected for fiscal year 2024. We are now looking at ending the year with \$7.67 million, which is 61 days of reserve. If you recall, we are required to be within 60 to 90 days reserves. On the Utility Fund, we originally estimated ending the year with \$4.15 million, and we came in at \$4.11 million, which is slightly below what was anticipated. Although revenues did come in stronger expenses were also up, so you don't really see that gain. For fiscal year 2024, we are looking at ending the year with 65 days of reserve, which is \$4.23 million. So, staff is requesting approval of the fiscal year 2023 budget amendments and appropriations.

There was no discussion or questions from Council.

On motion by Mayor Pro Tem Crawley, seconded by Council Member Thomas, the City Council unanimously approved authorizing FY2023 year-end budget amendments and appropriation of funds from FY2023 to FY2024.

## 7. EXECUTIVE SESSION

The Council then adjourned into Executive Session at 6:37 p.m. pursuant the Chapter 551, Texas Government Code, in accordance with the Authority:

- A. Consult with attorney on a matter in which the attorney's duty to the governmental body under the Texas Disciplinary Rules of Professional Conduct conflicts with this chapter and/or consult with attorney about pending or contemplated litigation or contemplated settlement of the same. Section 551.071.**
1. Confer with City Attorney regarding *City of Denison vs. AB Sherman Holding Company, LLC*, as to the properties located at 1527 S. Austin Avenue, Cause No. CV-23-0583, and 2824 W. Crawford, Cause No. CV-23-0582, 15th Judicial District, Grayson County, Texas.
  2. Confer with City Attorney regarding Senate Bill 2038 and *City of Grand Prairie v. State of Texas*, Travis County, Texas.
  3. Confer with City Attorney regarding provision of utility service.
- B. Discuss the possible purchase, exchange, lease, or sale value of real property (public discussion of such would not be in the best interests of the City's bargaining position). Section 551.072.**

- C. Discuss negotiated gifts or donations to the City (public discussion at this stage would have a detrimental effect on the City's bargaining position). Section 551.073.
- D. Discuss the appointment, employment, evaluation, reassignment of duties, discipline, or dismissal of or to hear a complaint against a public officer or employee. Section 551.074.
- E. Discuss the commercial or financial information received from an existing business or business prospect with which the City is negotiating for the location or retention of a facility, or for incentives the City is willing to extend, or financial information submitted by the same. Section 551.087.
- F. Discuss the deployment or specific occasions for implementation of security personnel or devices. Section 551.076.
- G. Deliberations regarding economic development negotiations pursuant to Section 551.087.**
  - 1. Update by Denison Development Alliance on pending negotiations and projects, including, but not limited to, potential purchase of property by Denison Development Alliance.
  - 2. Discuss information regarding development prospects in Tax Increment Reinvestment Zone No. 2

RECONVENE INTO REGULAR SESSION

The Council then reconvened into Regular Session at 7:30 p.m. and took the following action:

- A. Consult with attorney on a matter in which the attorney's duty to the governmental body under the Texas Disciplinary Rules of Professional Conduct conflicts with this chapter and/or consult with attorney about pending or contemplated litigation or contemplated settlement of the same. Section 551.071.**
  - 1. Confer with City Attorney regarding *City of Denison vs. AB Sherman Holding Company, LLC*, as to the properties located at 1527 S. Austin Avenue, Cause No. CV-23-0583, and 2824 W. Crawford, Cause No. CV-23-0582, 15th Judicial District, Grayson County, Texas.

Council Action

- On motion by Mayor Pro Tem Crawley, seconded by Council Member Courtright, the City Council unanimously approved the settlement agreement between the City of Denison and AB Sherman Holdings, LLC.
- 2. Confer with City Attorney regarding Senate Bill 2038 and *City of Grand Prairie v. State of Texas*, Travis County, Texas.

Council Action

On motion by Mayor Pro Tem Crawley, seconded by Council Member Thorne, the City Council unanimously approved the City of Denison joining the lawsuit regarding Senate Bill 2038, between the City of Grand Prairie and the State of Texas, Travis County, Texas, with a contribution not to exceed \$25,000.

3. Confer with City Attorney regarding provision of utility service.

Council Action

No action taken.

- B. Discuss the possible purchase, exchange, lease, or sale value of real property (public discussion of such would not be in the best interests of the City's bargaining position). Section 551.072.
- C. Discuss negotiated gifts or donations to the City (public discussion at this stage would have a detrimental effect on the City's bargaining position). Section 551.073.
- D. Discuss the appointment, employment, evaluation, reassignment of duties, discipline, or dismissal of or to hear a complaint against a public officer or employee. Section 551.074.
- E. Discuss the commercial or financial information received from an existing business or business prospect with which the City is negotiating for the location or retention of a facility, or for incentives the City is willing to extend, or financial information submitted by the same. Section 551.087.
- F. Discuss the deployment or specific occasions for implementation of security personnel or devices. Section 551.076.
- G. Deliberations regarding economic development negotiations pursuant to Section 551.087.**
  1. Update by Denison Development Alliance on pending negotiations and projects, including, but not limited to, potential purchase of property by Denison Development Alliance.

Council Action

On motion by Mayor Pro Tem Crawley, seconded by Council Member Hander, the City Council unanimously approved a budget amendment requested by Denison Development Alliance Board in the amount of \$502,000.

2. Discuss information regarding development prospects in Tax Increment Reinvestment Zone No. 2.


Council Action

No action taken.

There being no further business to come before the Council, the meeting was adjourned at 7:33 p.m.

  
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JANET GOTT, Mayor

ATTEST:

  
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Christine Wallentine, City Clerk