



DeSoto City Council Meeting Agenda

City Council Chambers

Jim Baugh Government Center

DeSoto City Hall 211 E. Pleasant Run Road

DeSoto, TX 75115 (972) 230-9646

Mayor Rachel L. Proctor
Mayor Pro Tem Andre' Byrd, Sr.
Councilmember Patricia Ledbetter
Councilmember Nicole Raphiel
Councilmember Dinah Marks
Councilmember Crystal Chism
Councilmember Letitia Hughes

DATE: Tuesday, March 7, 2023

WORK SESSION: 6:00pm Council Chambers

REGULAR SESSION: 7:00pm Council Chambers
(Executive Session immediately following Regular Session)

As authorized by Section 551.071(2) of the Texas Government Code, this meeting may be convened into closed Executive Session for the purpose of seeking confidential legal advice from the City Attorney on any agenda item listed herein. Pursuant to Texas Government Code 551.127, one or more members of the governing body may appear via videoconference call. The presiding officer and a quorum of the City Council will be physically present at this meeting.

DeSoto City Council Meetings are open to the public; however, since space is limited and citizens are encouraged to view the meetings online rather than in person due to concerns related to the spread of COVID-19. Citizens attending in-person are asked to maintain a distance of at least 6-feet from other members of the public, City Council and staff. The meeting will be live-streamed on DeSoto's website at www.desototexas.gov for those wanting to view the meeting online.

Time limit is 3 minutes per speaker.

A. WORK SESSION

1. Review of Master Calendar of Events and Special Meetings
2. Review of Regular Agenda items
3. Presentation and discussion of the City's Fraud Hotline submission and investigation process and the structure of the Audit & Finance Committee

B. REGULAR SESSION - CALL TO ORDER

1. Invocation by: Pastor Rodney Singleton, Christ Point Community Church
2. Pledge of Allegiance led by: Jazira Taylor, International Leadership of Texas Lancaster - DeSoto High School
3. Student Ambassador: Jazira Taylor, International Leadership of Texas Lancaster - DeSoto High School

C. ITEMS OF COMMUNITY INTEREST

1. Pursuant to Texas Government Code Section 551. 0415 the City Council may report on the following items: (1) expression of thanks, congratulations or condolences; (2) information about holiday schedules; 3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; and (6) announcements involving imminent threat to public health and safety.

2. Liaison Updates

D. **CITIZEN APPEARANCES**

The City Council invites citizens to address the Council on any topic not already scheduled for Public Hearing. Citizens wishing to speak should complete a "Citizen Comment Card" and present it to the City Secretary or return to the Ambassador table prior to the meeting. In accordance with the Texas Open Meetings Act, the City Council cannot take action on items not listed on the agenda. However, your concerns may be addressed by City Staff, placed on a future agenda, or responded to by some other course.

Time limit is 3 minutes per speaker.

E. **PRESENTATIONS**

1. Recognition of Mayor, Judge, Police Chief & Fire Chief for a Day students

F. **CONSENT AGENDA**

Items are listed on the Consent Agenda by the City Manager and are recommended to the City Council for single vote approval. An item(s) may be removed from the Consent Agenda for separate vote at the request of a Councilmember, the Mayor, or the City Manager.

1. **Other Items**

- a. Recognition of proclamation honoring Women's Month
- b. Recognition of proclamation honoring American Red Cross Month
- c. Recognition of proclamation honoring National Read Across America Day
- d. Confirmation of appointment of Uchenna Nwaizu to the Library Board
- e. Confirmation of appointment of Akilah Wallace to the DeSoto Development Corporation
- f. Confirmation of appointment of Felicia Pierson to the DeSoto Development Corporation

- g. Confirmation of re-appointment of Michael Baldwin to the DeSoto Development Corporation
- h. Consider authorizing the City Manager to disqualify the apparent low bidder, MK Construction, and authorize the City Manager to negotiate and execute a construction contract with Texas Bit in the amount of \$1,335,685.31 and establish a total contract amount of \$1,402,469.58 to include construction and contingency for pavement reconstruction services for the 2021 Water/Wastewater Renovation and Replacement Project Phase 2
- i. Consider the Preliminary Plat (Case No. PP-337-22) of "Oakmont Addition, Block I, Lots 12X, 13-18 and Block A, Lots 33X, 34-39". The property is legally described as being situated in the Curtis Parks Survey, Abstract 1124. The applicant is Windrose Land Survey, and the property owner is S. Gabriel Ekpo.
- j. Consider the Preliminary Plat (Case No. PP-341-22) of "Medlock Addition No. 1, Block A, Lots 1-5 and 6X". The property is legally described as being Tract 11 in the William A. Forgy Survey, Abstract No. 464 (1110 S. Westmoreland Road). The applicant is Pansak Sribhen, Land surveyor and the property owner is Kenneth R. Medlock.

G. **PUBLIC HEARINGS**

- 1. No items scheduled for this agenda.

H. **REGULAR AGENDA - New Business**

- 1. Consider an Economic Development Incentive Program to assist small businesses to locate in prime commercial properties while supporting the renovation and repositioning of aging inline retail assets in the City of DeSoto

I. **EXECUTIVE SESSION AND RESULTING POTENTIAL ACTION**

- 1. The City Council shall convene into Executive Session pursuant to the Texas Government Code, Section §551.072, for the purpose of deliberations regarding the purchase, exchange, lease, or value of real property generally located along Pleasant Run Road
- 2. The City Council shall convene into Executive Session pursuant to the Texas Government Code, Section §551.072, for the purpose of deliberations regarding the purchase, exchange, lease, or value of real property generally located along Westmoreland Road

3. The City Council will convene into Executive Session as authorized by Section 551.071, Texas Government Code, to consult with the attorney regarding pending litigation: Charter School Fund LLC v. City of DeSoto Texas et al Case No. 3:19-cv-01053-M-BT
4. Action as a result of Executive Session
 - a. Consider a Resolution authorizing the exercise of eminent domain to acquire real property, Parcel 11 located at 904 W. Pleasant Run Road, for the construction of the Pleasant Run Road Improvement Project
 - b. Consider a Resolution authorizing the exercise of eminent domain to acquire real property, Parcel 7 located at 602 S. Westmoreland Road, for the construction of the Westmoreland Road Improvement Project

J. **ADJOURNMENT OF REGULAR SESSION**

NOTICE OF ASSISTANCE AT THE PUBLIC MEETING

The building in which the above meeting will be conducted is wheelchair accessible. Person with disabilities who plan to attend this meeting and may require auxiliary aid or services such as readers or large print, or interpreters for persons who are deaf or hearing impaired, are requested to contact the Office of City Secretary at 972-230-9646 or by E-mail at athomas@desototexas.gov or by calling through a T.D.D. (Telecommunication Device for the Deaf) to Relay Texas 800-732-2989.

I, the undersigned authority, do hereby certify that this Notice of Meeting was posted in accordance with the regulations of the Texas Open Meetings Act on the bulletin board located at the entrance to the City of DeSoto's Jim Baugh Government Center, a place convenient and readily accessible to the general public as well as to the City's website www.desototexas.gov and said Notice was posted on the following date and time: **Thursday, March 2, 2023 by 6:00 P.M.** and remained so posted at least two (2) hours after said meeting was convened.



Alicia Thomas, City Secretary



DeSoto City Council Meetings are broadcast live in their entirety on DeSoto's City Website www.desototexas.gov Government Access Channel 16 available to Spectrum subscribers and Channel 99 available to AT&T U-verses subscribers on the first and third Tuesday of each month at 7:00 p.m. A taped broadcast is aired each day on Channel 16 and Channel 99 at 10:00 a.m., 2:00 p.m., 7:00 p.m., and 11:00 p.m. following the live broadcast. Questions regarding the broadcast schedules or internet viewing should be directed to Kathy Jones, Community Relations Manager, at 972-230-9648. These taped broadcasts are also available to view on the City's website (www.desototexas.gov) at your convenience.