



****AMENDED****

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 Letitia Hughes
Councilmember Pierette Parker
Councilmember Nicole Raphiel
Councilmember Andre' Byrd, Sr.
Councilmember Dinah Marks
Councilmember Crystal Chism

DATE: Tuesday, September 5, 2023

WORK SESSION: 6:00 p.m. Council Chambers

REGULAR SESSION: 7:00 p.m. Council Chambers

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 and will be live-streamed on DeSoto's website at www.desototexas.gov for those wanting to view the meeting online.

Attendees may speak on any item listed on the agenda during that portion of the agenda; however, for topics not scheduled, attendees will speak during Citizen Appearances. The standard time limit is 3 minutes per speaker and may be modified at the Mayor's discretion to maintain an efficient flow of the meeting.

A. WORK SESSION

1. Review of Master Calendar of Events and Special Meetings
2. Review of Regular Agenda items
3. Presentation of updates from the Economic Development Department's involvement at the International Council of Shopping Centers Conference

B. REGULAR SESSION - CALL TO ORDER

1. Invocation by: Chaplain Genette Wheeler, DeSoto Police Department
2. Pledge of Allegiance led by: Cadet Tatianna Hazel, DeSoto High School
3. Student Ambassador: Cadet Tatianna Hazel, 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.

Attendees may speak on any item listed on the agenda during that portion of the agenda; however, for topics not scheduled, attendees will speak during Citizen Appearances. The standard time limit is 3 minutes per speaker and may be modified at the Mayor's discretion to maintain an efficient flow of the meeting.

E. **PRESENTATIONS**

1. Presentation to the Valedictorian of Wiley College - Antoinette LaShon Allen
2. Presentation of the Small Business Administration (SBA) Proclamation
3. Presentation of proclamation in honoring Constitution Week
4. Presentation of proclamation honoring National Hispanic Heritage Month
5. Presentation of value engineering findings for the McCowan Aquatic and Recreation Center

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. **Approval of Minutes**

- a. Regular City Council Meeting
July 18, 2023

2. **Other Items**

- a. Confirmation of the appointment of Paul Dryer to the Park Board
- b. Confirmation of appointment of James Clay to the DeSoto Cultural Arts Foundation (HOA Representative)
- c. Confirmation of the appointment of Don Dewberry to the Planning and Zoning Commission
- d. Confirmation of the appointment of Tina Tuccelli to the Planning and Zoning Commission
- e. Consider an Ordinance repealing Article 8.700 of the DeSoto City Code of Ordinances "Curfew Hours for Juveniles" in compliance with Texas State Law effective September 1, 2023
- f. Consider an Ordinance approving the Franchise Agreement with Atmos Energy Corporation and authorizing the City Manager to execute all necessary documents
- g. Consider a Resolution approving the 2023 Byrne Justice Assistance Grant Program Funds Sharing and Fiscal Agency Agreement in the amount of \$14,939
- h. Consider a Resolution approving a grant application on behalf of the DeSoto Police Department from the Office of the Governor, Public Safety Office for the Truancy Prevention and Intervention Program Grant for the DeSoto Clergy and Community (DPCC) Juvenile Truancy and Wellness Program in the amount of \$90,300
- i. Consider authorizing the City Manager to negotiate and execute a purchase contract for two vehicles from Rush Truck Center in the amount of \$82,565.46 (utilizing BuyBoard Contract No. 601-19) for vehicles identified in the FY 2022 Vehicle Replacement Program

G. **PUBLIC HEARINGS**

- 1. Conduct a Public Hearing and consider an Ordinance amending Planned Development No. 145 (PD-145) in order to align with the City of DeSoto's adopted 2023 Nance Farm Master Plan. The applicant and property owner is the City of DeSoto. (Case No. Z-1497-23)
- 2. Conduct a Public Hearing and consider an Ordinance adopting the 2024 Assessment Rate for the Stillwater Canyon Public Improvement District, the Five-Year Plan and FY 2023-2024 Budget, and levy a Special Assessment

3. Conduct a Public Hearing and consider an Ordinance adopting the 2024 Assessment Rate for the Candle Meadow Public Improvement District, the Five-Year Plan and FY 2023-2024 Budget, and levy a Special Assessment
4. Conduct a Public Hearing on the Proposed Budget for FY 2023-2024 pursuant to Article VII of the City of DeSoto Charter

H. **REGULAR AGENDA - New Business**

1. Consider an Ordinance to amend Planned Development-111 (PD-111) to create a new Planned Development with base zoning district of SF-8 with deviations. (Public Hearing conducted before the City Council on August 15, 2023.) The properties consist of approximately 17.25 acres of land legally described as being Tract 2 in the Jonas Buskirk Survey, Abstract 110 (501 W. Wintergreen Road) and 9.52 acres of land legally described as being Tract 2.1 in the Jonas Buskirk Survey, Abstract 110 (601 W. Wintergreen Road). The applicant is Dietz Engineering and the property owner is Nueva Vida Life Assembly. (Case No. Z-1501-23)
2. Consider authorizing staff and consultants to move forward with the Plan of Finance prepared and presented by Hilltop Securities, and provide authorization for staff and Financial Advisors to proceed to issue Tax Notes, Series 2023
3. Consider authorizing the Economic Development Director to negotiate and execute an economic development incentive facade improvement grant with ALPA Insurance Agencies, LLP located at 900 N Hampton Road in an amount not-to-exceed \$16,000 as approved by the DeSoto Development Corporation Board at their August 24, 2024 meeting
4. Consider authorizing the Economic Development Director to negotiate and execute a workforce development grant with the DeSoto Independent School District to establish an ESports Club Program at DeSoto High School as approved by the the DeSoto Development Corporation Board at their August 24, 2023 meeting
5. Consider a Resolution updating the City Council's Rules & Procedures Manual regarding Council Member requests to place items on Work Session Agendas

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

No items scheduled for this agenda.

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: **Friday, July 18, 2023 by 7:00 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.