



# City of Rowlett

## Meeting Minutes

### City Council

4000 Main Street  
Rowlett, TX 75088  
www.rowlett.com

*City of Rowlett City Council meetings are available to all persons regardless of disability. If you require special assistance, please contact the City Secretary at 972-412-6115 or write 4000 Main Street, Rowlett, Texas, 75088, at least 48 hours in advance of the meeting.*

Tuesday, April 1, 2014

5:30 P.M.

Municipal Building – 4000 Main Street

As authorized by Section 551.071 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 herein.

The City of Rowlett reserves the right to reconvene, recess or realign the Regular Session or called Executive Session or order of business at any time prior to adjournment.

**Present: Mayor Gottel, Mayor Pro Tem Kilgore, Deputy Mayor Pro Tem Gallops, Councilmember Bobbitt, Councilmember Dana-Bashian, Councilmember Phillips and Councilmember Pankratz**

#### 1. CALL TO ORDER

Mayor Pro Tem Kilgore called the meeting to order at 5:30 p.m. Mayor Gottel arrived at 5:40 p.m.

#### 2. EXECUTIVE SESSION (5:30 P.M.)\* Times listed are approximate

- 2A. The City Council shall convene into Executive Session pursuant to the Texas Government Code, §551.087 (Economic Development) and §551.071 (Consultation with Attorney) to receive legal advice from the City Attorney and to discuss and deliberate the offer of financial or other incentives to business prospects that the City may seek to have locate in or near Elgin B. Robertson Park. (15 minutes)

Council convened in Executive Session at 5:31 p.m. Out at 5:33 p.m.

- 2B The City Council shall convene into Executive Session pursuant to the Texas Government Code, §551.071 (Consultation with Attorney) to receive legal advice from the City Attorney regarding management by American Golf of the Waterview Golf Course and contractual options. (15 minutes)

Council convened in Executive Session at 5:33 p.m. Out at 5:59 p.m.

#### 3. WORK SESSION (6:00 P.M.)\* Times listed are approximate

**3A.** Discuss the replacement of Municipal Court Software. (30 minutes)  
Alan Guard, Director of Financial and Information Services, along with Lori Prentice, Court Manager, provided background on the process of reviewing the software needs of the City and provided examples of how this proposed software will improve efficiency and provided reasoning as to why staff is recommending the InCode system versus SunGard, who was the lowest bidder. Eric Cate, with Tyler Industries, provided additional information regarding service issues and how those would be managed. This also included clarification of the implementation timeline and training.

**3B.** Discuss proposed amendments to the Code of Ordinances related to the adoption of the 2012 editions of the International Building, Residential, Mechanical, Plumbing, Fuel Gas, and Fire Codes; the 2011 edition of the National Electric Code; and the 2009 edition of the International Energy Conservation Code, along with the North Central Texas Council of Governments recommended amendments. (20 minutes)

Marc Kurbansade, Director of Development Services, along with Blake Scott, Building Official, Neil Howard, Fire Chief, and Bryan Beckner, Fire Marshal, provided background on the adoption process and the last update. Council discussion regarding the potential difference in development costs between the 2009 and 2012 Codes.

**3C.** Discuss amending the Code of Ordinances to amend Division 6 ("Hand-Held Communications Devices in School Zones") of Article II ("Specific Street Regulations") of Chapter 66 ("Traffic and Vehicles") to repeal Section 66-140 and replace Section 66-140 with a new section to prohibit the use of hand-held wireless communication devices to transmit and receive text messages while operating a motor vehicle. (30 minutes)

Police Chief Mike Brodnax provided information regarding the proposed ordinance, which is for community education and safety and not for generating tickets. He did explain that it will be a difficult ordinance to enforce. Council discussion regarding "probable cause", unintended consequences, and proper signage and notification. It was the consensus of Council to bring this forward for consideration at a later time.

**4. DISCUSS CONSENT AGENDA ITEMS**

Council took a short break at 7:30 p.m.

**CONVENE INTO THE COUNCIL CHAMBERS (7:30 P.M.)\***

Reconvened at 7:37 p.m.

**INVOCATION** – Kason Huddleston, Freedom Church

**PLEDGE OF ALLEGIANCE**

**TEXAS PLEDGE OF ALLEGIANCE** – Led by the City Council

## 5. PRESENTATIONS AND PROCLAMATIONS

- 5A. Proclamation recognizing National Public Safety Telecommunicators Week as April 13-19, 2014.

Councilmember Phillips presented the proclamation to Beth English, Director of Communications, and Assistant Police Chief Paul Sandman.

- 5B. Hear presentation of the Monthly Financial report for the period ending February 28, 2014.

Alan Guard, Director of Financial and Information Systems, presented the report.

- 5C. Update from the City Council and Management: Financial Position, Major Projects, Operational Issues, Upcoming Dates of Interest and Items of Community Interest.

Mayor Gottel announced the following: Upcoming City Council meetings will be held Tuesday, April 8<sup>th</sup>; Work Session starts at 6:00pm in Annex Conference Room, Tuesday, April 15<sup>th</sup>; Regular Meeting - 5:30pm in City Hall Conference Room. Upcoming Planning & Zoning Commissions meetings will be Tuesday, April 8<sup>th</sup> & 22<sup>nd</sup>, 6pm in City Hall Conference Room. Last day to register to vote for the May 10<sup>th</sup> election is Thursday, April 10<sup>th</sup>. Pick up a form at the City Secretary's Office. Remember, a photo ID is now required to vote in Texas. ROWLETT. MY COMMUNITY. MY MONEY. MY CHOICE. CAMPAIGN – give us your .2¢

- Seeking citizen input about future City services
- No longer sustainable at the current tax rate
- Opportunity to have an honest conversation about what our future looks like
- Much more information in the March Newsletter
- 6 meetings around the City in the month of April:
  1. Thursday, April 3<sup>rd</sup>; 7-8pm @ Rowlett Community Centre
  2. Monday, April 7<sup>th</sup>; 7-8pm @ Fire Station #1
  3. Thursday, April 10<sup>th</sup>; 7-8pm @ Fire Station #2
  4. Thursday, April 17<sup>th</sup>; 7-8pm @ Fire Station #3
  5. Monday, April 21<sup>st</sup>; 7-8pm @ Fire Station #4
  6. Thursday, April 24<sup>th</sup>; 7-8pm @ City Hall

STAGE 3 WATER RESTRICTIONS – residents can water Once Every TWO Weeks. A Low-cost vaccine clinic will be held at the Animal Shelter on Saturday, March 29<sup>th</sup>, April 12<sup>th</sup> and 26<sup>th</sup> from 2-4pm at 4402 Industrial Street. Normal Business hours are Monday-Friday, 10am – 5pm and Saturday, 10:30am – 5pm. CONNECT ROWLETT - New City to Citizen Notification Service puts residents in control of the information received and – how it's received! More information and how to sign up is on the website in the upper left hand corner of the home page. Upcoming events for Parks and Recreation: Lakeside Park Community Cleanup Day – Saturday, April 5<sup>th</sup> – 9am–2pm. Senior Health Fair – Tuesday, April 8<sup>th</sup> – 9am–noon. Easter Egg Hunt – Saturday, April 12<sup>th</sup> – 10:00am–12:00pm. Easter Pup-A-Palooza– Sunday, April 13<sup>th</sup> – 2:00–4:00pm at Herfurth Park. Kid Fish– Saturday, April 26<sup>th</sup> – 9:00am – 12:00pm at Community Park. Rowlett Cardboard Boat Regatta – Saturday, April 26<sup>th</sup> – 1:30-3:30pm at Community Park. Memorial Day Celebration featuring Touch A Truck– Saturday, May 24<sup>th</sup>-

10:00am - 1:00pm. Upcoming events at the Rowlett Public Library: Arts & Humanities Commission 13<sup>th</sup> Annual Young Artists Contest and Exhibit. Submit all entries to the Library on Wednesday, April 2<sup>nd</sup> between 6 and 8pm. For more information: visit Arts & Humanities Commission webpage at rowlett.com. Food for Fines, Monday, April 14<sup>th</sup> – Saturday, April 19<sup>th</sup>. Outstanding fines for overdue items erased with canned food donation. All food is donated to local food pantries. Gardening with Gary - Saturday, April 26<sup>th</sup>; 2pm – for all levels of gardeners. Arts & Humanities Commission Annual Writing Contest - Open to all youth and adults. Deadline: Monday, April 28<sup>th</sup>; submit all entries to the Library. For more information: visit Arts & Humanities Commission webpage at rowlett.com.

Councilmember Pankratz announced the ACTOR production of "Register Here", showing at Main Street Events on Friday/Saturday at 8pm, Sunday at 2pm and the following weekend. For additional information, visit [www.ACTORTX.com](http://www.ACTORTX.com).

**6. CITIZENS' INPUT**

There were no speakers.

**7. CONSENT AGENDA**

**7A.** Consider action to approve minutes from the March 18, 2014, City Council Meeting.

**This item was approved on the Consent Agenda.**

**7B.** Consider action approving a resolution amending the Master Fee Schedule for rate and fee changes to the Solid Waste Fee section for Residential and Commercial Solid Waste Collection Rates.

At the request of Councilmember Bobbitt, this item was removed for individual consideration. Alan Guard, Director of Financial and Information Services, provided background information on the previous discussions held by Council.

**A motion was made by Councilmember Phillips, seconded by Mayor Pro Tem Kilgore, to approve the item as presented. The motion carried with a unanimous vote of those members present. This item was adopted as RES-026-14.**

**7C.** Consider action to approve a resolution entering into an Interlocal Agreement with North Central Texas Council of Governments (NCTCOG) for cooperative purchasing of goods and services.

**This item was approved as RES-027-14 on the Consent Agenda.**

**7D.** Consider a resolution approving Change Order Number 1 to the contract with Crescent Constructors, Incorporated in the amount of \$62,664 for replacement of the existing fence for the Rowlett Road Lower Pressure Plane Pump Station Project and authorizing the Mayor to execute the necessary documents.

**This item was approved as RES-028-14 on the Consent Agenda.**

- 7E. Consider action to approve a resolution awarding the annual bid for concrete repair/replacement for streets and alleys to Tri-Con Services, Incorporated in the unit amounts bid and in an estimated annual amount of \$1,500,000 and authorizing the Mayor to execute the Standard Public Works Construction contract for said service.

**This item was approved as RES-029-14 on the Consent Agenda.**

- 7F. Consider action to approve an Ordinance adopting the 2012 editions of the International Building, Residential, Mechanical, Plumbing, Fuel Gas, and Fire Codes; the 2011 edition of the National Electric Code; and the 2009 edition of the International Energy Conservation Code, along with the North Central Texas Council of Governments recommended amendments.

**This item was approved as ORD-008-14 on the Consent Agenda.**

#### **Passed The Consent Agenda**

**A motion was made by Deputy Mayor Pro Tem Gallops, seconded by Councilmember Phillips, including all the preceding items marked as having been approved on the Consent Agenda. The motion carried with a unanimous vote of those members present.**

#### **8. ITEMS FOR INDIVIDUAL CONSIDERATION**

- 8A. Conduct a public hearing and consider an ordinance approving a Major Warrant for property located at 10000 Beacon Harbor and within the New Neighborhood Form Based District to increase the maximum allowable height from 2.5 stories to 4 stories to accommodate a proposed mixed residential development.

Erin Jones, Director of Development Services, provided background information on the item. Council discussion regarding the focus of Form Based Codes on building materials and style to ensure ongoing value for the property and the current market study being conducted by the applicant. The public hearing opened and closed with no speakers.

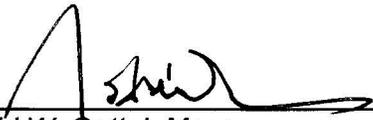
**A motion was made by Councilmember Phillips, seconded by Deputy Mayor Pro Tem Gallops, to approve the item as presented. The motion carried with a unanimous vote of those members present. This item was adopted as ORD-009-14.**

#### **TAKE ANY NECESSARY OR APPROPRIATE ACTION ON CLOSED/EXECUTIVE SESSION MATTERS**

No action taken.

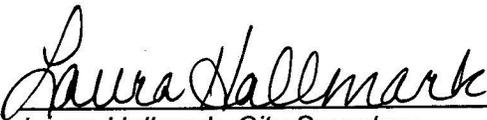
#### **9. ADJOURNMENT**

There being no further business, the meeting adjourned at 8:37 p.m.



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Todd W. Gottel, Mayor



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Laura Hallmark, City Secretary

Date Approved: April 15, 2014