



# City of Rowlett

## Meeting Minutes

### City Council

4000 Main Street  
P.O. Box 99  
Rowlett, TX 75030-0099  
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 972-412-6109 or write PO Box 99, Rowlett, Texas, 75030-0099, at least 48 hours in advance of the meeting.*

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Tuesday, May 17, 2011

5:30 P.M.

Municipal Building – 4000 Main Street

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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 Pro Tem Gottel, Deputy Mayor Pro Tem Jackson, Councilmember Phillips, Councilmember Davis, Councilmember Kilgore and Councilmember Gallops**

**1. CALL TO ORDER**

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

**CONVENE INTO EXECUTIVE SESSION**

Convened into Executive Session at 5:30 p.m.

**2. EXECUTIVE SESSION (5:30 P.M.)**

**2A.** The City Council shall convene into Executive Session pursuant to the TEXAS GOVERNMENT CODE, §551.071 (Legal Consultation with City Attorney) to seek legal advice regarding lease agreements for the cell tower at 8000 Princeton Road and the permits and equipment at the cell tower. (10 minutes)

**2B.** The City Council shall convene into Executive Session pursuant to the TEXAS GOVERNMENT CODE, §551.071 and §551.087 to seek legal advice and to deliberate on economic development incentives and financial prospects for property located at or around Pecan Grove Park. (60 minutes) (NOTE: THIS EXECUTIVE SESSION WILL NOT OCCUR UNTIL AFTER THE REGULAR SESSION.)

This item was discussed following the regular session portion of the Council meeting.

- 2C.** The City Council shall convene into Executive Session pursuant to the TEXAS GOVERNMENT CODE, §551.071 (Legal Consultation with City Attorney) regarding the following pending lawsuit: United States of America and The State of Texas v. The City of Rowlett. (15 minutes) (NOTE: THIS EXECUTIVE SESSION WILL NOT OCCUR UNTIL AFTER THE REGULAR SESSION.)

This item was discussed following Item 2A.

### **RECONVENE INTO OPEN SESSION**

Reconvened into open session at 6:14 p.m.

### **3. WORK SESSION ITEMS (5:45 P.M.)**

- 3A.** Discussion regarding date and agenda for next Town Hall meeting. (15 minutes)

Staff stated the earliest a Town Hall meeting can be scheduled due to the Special Election will be July 21<sup>st</sup>; stated the date would be modified if there is a need for a Special Election Run-off Election.

Consensus was reached for a Town Hall meeting to be tentatively scheduled for August 25<sup>th</sup>.

Staff spoke concerning the Town Hall agenda. Stated the Town Hall meeting will be set up as a "trade show" having a table for each department to provide information for the citizens of the departments' duties.

- 3B.** Update regarding the Rowlett Television Network's (RTN16) new layout and functions. (20 minutes)

Staff stated the new format will streamline the cable channel. Spoke regarding different streaming videos, traffic videos and weather/radar information. Stated the new layout will provide a great communication tool and supply transparency to the City.

- 3C.** Discussion of Rockwall County Emergency Services Corp. goals by Deputy Mayor Pro Tem Patrick Jackson. (15 minutes)

Deputy Mayor Pro Tem Jackson gave a brief update regarding the goals of the corporation.

- 3D. Discuss the Rockwall County Emergency Management Corp. (EMC) proposed changes regarding the Regional Firearms Training Facility. (10 minutes)

Staff stated the training facility has benefited the City. Spoke regarding the acoustical baffling deterioration due to the design and the weather conditions.

A member of Council asked about the guarantee of the materials to be used.

Staff stated the same product is currently used at the City of Lewisville's facility and they have had no issue.

Council came to a consensus to move forward with the changes to the training facility.

- 3E. Discuss Alternate Building Materials request for Firewheel Bible Fellowship Church. (5 minutes)

Staff gave a brief history regarding this item. Stated the color of the materials to be used on the church do not copy to the correct color; therefore, the reason why this item is being discussed.

- 3F. Discuss presentation of the "Key to the City" to visiting Pastor Enoch A. Adeboye. (5 minutes)

Deputy Mayor Pro Tem Jackson discussed with the Council the presentation of a Key to the City.

A consensus was reached to present Pastor Adeboye with a Key to the City.

- 3G. Discuss Council's Summer Calendar and Dress Code. (20 minutes)

Staff spoke regarding a summer dress policy to be enforced from Memorial Day through Labor Day due to the heat in the upcoming months.

Staff spoke regarding the upcoming summer calendar including changes to the upcoming Budget meetings; the Council Retreat; the 2<sup>nd</sup> Annual Boards and Commissions Volunteer Fair; the Boards and Commissions Applicants interview dates; the Municipal Management District meeting; the canvassing of the various upcoming elections; and the Joint City Council and Planning and Zoning Commission meeting.

#### 4. **DISCUSS CONSENT AGENDA ITEMS**

Item 7F was removed from the Consent Agenda to be considered individually.

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

Convened into the Council Chambers at 7:33 p.m.

**INVOCATION**

The invocation was led by Reverend Chad McMullin, First Christian Church.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Councilmember Phillips.

**TEXAS PLEDGE OF ALLEGIANCE**

The Texas Pledge of Allegiance was led by Councilmember Kilgore.

**5. PRESENTATIONS AND PROCLAMATIONS**

**5A. Proclamation recognizing the week of May 15 – 21, 2011 as National Public Works Week.**

Councilmember Davis presented Dennis Abraham, Bobby Jacobs and Robbin Webber with a proclamation recognizing National Public Works Week.

**5B. Proclamation recognizing the week of May 21 – 27, 2011 as National Boating Safety Week.**

Councilmember Kilgore presented Chief Harris with a proclamation recognizing National Boating Safety Week.

**5C. Proclamation recognizing the week of May 15 – 21, 2011 as National Emergency Medical Services Week.**

Councilmember Phillips presented Chief Harris with a proclamation recognizing National Emergency Medical Services Week.

**5D. Proclamation recognizing the month of May as National Water Safety Month.**

Deputy Mayor Pro Tem Jackson presented Chief Harris and Jermel Stevenson with a proclamation recognizing National Water Safety Month.

- 5E. Proclamation recognizing the Parks and Recreation Advisory Board Junior Alternate Member Gabriel Palma.

Councilmember Gallops presented Gabriel Palma with a proclamation thanking him for his service and recognizing his admission to West Point.

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

Members of Council and Management gave a brief update to the Council on the various activities in the City including the Community Charette on May 21<sup>st</sup> at the Community Centre beginning at 9 am; the unofficial election results are available on the website; the General Election Run-off will be held on June 18<sup>th</sup>; the Special Election will be held on July 16<sup>th</sup>; the opening of Paddle Point Park; the revitalization of the Farmer's Market; the last meeting of the My Community, My Money, My Choice meetings will be held on May 18<sup>th</sup>; the President George Bush Turnpike north and south frontage roads from Miller Road to Merritt Road will be opened for the public beginning May 18<sup>th</sup> for one-way traffic; the 7<sup>th</sup> Annual Bike Rodeo and Safety Fair will take place on May 21<sup>st</sup> at the Rowlett High School East Parking Lot beginning at 10 am; a Low Cost Vaccination Clinic will be held at the Animal Shelter on May 28<sup>th</sup> beginning at 12:30 pm; the Wet Zone Waterpark opens May 21<sup>st</sup>; the Memorial Day Celebration, Touch-a-Truck Event and Classic Car Show will be held on Main Street on May 28<sup>th</sup> beginning at 10 am; City offices will be closed on May 30<sup>th</sup> in observance of Memorial Day; an Appreciation Picnic will be held at Kenwood Heights Park on June 4<sup>th</sup> beginning at 11:30 am; the Rowlett Road Phase 2 Construction Public Meeting will be held on June 8<sup>th</sup> in the Council Chambers beginning at 7 pm; the DART Construction Public Meeting will be held on June 15<sup>th</sup> in the Council Chambers beginning at 6:30 pm; the City of Garland Transfer Station will be closed for repairs from June 6<sup>th</sup> – August 1<sup>st</sup>; Rowlett Road will be closed in both directions from June 21<sup>st</sup> – June 29<sup>th</sup> at the DART rail crossing between Main Street and Lakeview Parkway; and a hotline (972-651-0414) has been set up by Austin Bridge & Road to address any questions regarding the Rowlett Road Closure and the DART Community Affairs number is 214-749-2598.

6. **CITIZENS' INPUT**

No citizens spoke during Citizens' Input.

7. **CONSENT AGENDA**

Item 7F was removed from the Consent Agenda to be considered individually and a citizen requested Item 7C be removed from the Consent Agenda.

City Secretary read the items into the record.

- 7A. Consider approving minutes from the May 3, 2011 City Council Regular Meeting.

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

- 7B. Consider a resolution approving alternate building materials. The subject property is located at the southwest corner of Castle Drive and Toler Road, being Lot 1, Block 1 of the Victory Park Baptist Church Addition.

**This item was approved as RES-063-11 on the Consent Agenda.**

- 7C. Consider 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 one million three hundred thousand dollars (\$1,300,000) and authorizing the Mayor to execute the Standard Public Works Construction contract for said service.

This item was removed from the Consent Agenda to be considered individually.

Mayor Pro Tem Gottel read the item into the record.

Citizen Jeffrey Sheldon spoke regarding the City's commitment to maintaining the infrastructure of the City.

**A motion was made by Councilmember Phillips, seconded by Deputy Mayor Pro Tem Jackson, to approve the item as read. This item was adopted as RES-064-11. The motion carried by the following vote:**

**Ayes: 6 – Mayor Pro Tem Gottel, Deputy Mayor Pro Tem Jackson, Councilmember Phillips, Councilmember Davis, Councilmember Kilgore and Councilmember Gallops**

- 7D. Consider a resolution approving a Tree Survey/Preservation Plan and accompanying Tree Removal Permit associated with the Falcon Ridge Addition, a single-family residential development, located on the west side of Scenic Drive approximately 200 feet north of Nottingham Court and approximately 125 feet south of Fairmont Circle.

**This item was approved as RES-065-11 on the Consent Agenda.**

- 7E. Consider adoption of an ordinance approving an amendment to a law enforcement training facility contract with the County of Rockwall Emergency Services Corporation relating to facility improvements and refinancing of bonds of the Corporation; approving bonds of the Corporation to be issued for such purposes; and resolving other matters related thereto.

**This item was approved as ORD-011-11 on the Consent Agenda.**

- 7F. Consider a resolution approving a special election agreement and election services contract with Dallas County for the July 16, 2011 Special Election and a possible August 20, 2011 Runoff Election.

This item was removed from the Consent Agenda to be considered individually.  
Mayor Pro Tem Gottel read the item into the record.

City Attorney asked that the City Council adopt the resolution but in doing so to make a motion to amend it such that the contract is authorizing the Mayor Pro Tem to sign subject to the approval by the City Attorney.

**A motion was made by Deputy Mayor Pro Tem Jackson, seconded by Councilmember Phillips, to approve the item as read with one modification: that the Mayor be authorized to execute this agreement after approval by the City Attorney. This item was adopted as RES-066-11. The motion carried by the following vote:**

**Ayes: 6 – Mayor Pro Tem Gottel, Deputy Mayor Pro Tem Jackson, Councilmember Phillips, Councilmember Davis, Councilmember Kilgore and Councilmember Gallops**

- 7G. Consider a resolution ratifying the execution of a Discretionary Service Agreement between the City of Rowlett and Oncor for the installation of street lights along Martin Drive associated with the DART Light Rail Transit Blue Line and accepting reimbursement from Austin Bridge & Road in the amount of sixty-two thousand two hundred sixteen dollars and thirty-five cents (\$62,216.35) for the costs associated with the street lights and street light installation.

**This item was approved as RES-067-11 on the Consent Agenda.**

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

**A motion was made by Councilmember Phillips, seconded by Councilmember Gallops, including all the preceding items marked as having been approved on the Consent Agenda. The motion carried by the following vote:**

**Ayes: 6 – Mayor Pro Tem Gottel, Deputy Mayor Pro Tem Jackson, Councilmember Phillips, Councilmember Davis, Councilmember Kilgore and Councilmember Gallops**

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

There were no items for individual consideration.

Following this section, the Council reconvened into the Executive Session at 8:18 pm.

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

No actions followed the Executive Session items.

**9. ADJOURNMENT**

Mayor Pro Tem Gottel adjourned the meeting at 9:40 p.m.

  
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Todd Gottel, Mayor Pro Tem

  
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Susie Quinn, City Secretary

Date Approved: June 7, 2011