



City of Rowlett

Meeting Minutes

City Council

4000 Main Street
P.O. Box 99
Rowlett, TX 75030-0099
www.rowlett.com

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Tuesday, May 5, 2009

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.

1. CALL TO ORDER

Mayor Harper 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

2A. The City Council shall convene into executive session pursuant to the TEXAS GOVERNMENT CODE, §551.071 and §551.087 to seek legal advice on and discuss economic development prospects for property located at State Highway 66 and Rowlett Road. (10 minutes)

2B. The City Council shall convene into executive session pursuant to the TEXAS GOVERNMENT CODE, §551.071 to seek legal advice from the City Attorney and discuss litigation related to GOFF vs. BICKERSTAFF and sexually oriented business regulations. (5 minutes)

2C. The City Council shall convene into executive session pursuant to the TEXAS GOVERNMENT CODE, §551.071 to seek legal advice and consultation concerning a donation made to the Waterview Golf Course. (10 minutes)

RECONVENE INTO OPEN SESSION

Convened into open session at 6:06 p.m.

3. WORK SESSION ITEMS (5:55 P.M.)

- 3A.** Receive and discuss a presentation entitled "Construction Industry Outlook" by Bruce Grantham, Professional Engineer. (15 minutes)

Bruce Grantham spoke concerning the industry perspective on the future. Mr. Grantham presented a PowerPoint presentation entitled "Availability of Engineering & Construction Resources to Perform Future City of Rowlett Bond Work (8 slides).

Introduction

1. A five (5) year period
 - 2010 through 2015
2. Only the local market
 - Rowlett and competing public agencies
3. Information sources
 - Consulting engineers, contractors, suppliers, other cities, transportation agencies

Definitions

1. Firms = consulting engineers, architects & contractors
2. Public work = cities, counties, utility districts, transportation agencies
3. Private work = land development
4. Information in () provides examples, not complete lists
5. MOF = Municipal oriented firms
 - Cities are a significant target market regardless of the economy
 - Civil work includes roads, drainage, water, sewer
 - Architectural work includes buildings

General Trends

1. MOF perform the majority of city work
2. Impact of economic cycles is less severe in public work than in private work
 - Maintenance & capacity improvements still required
 - Demand for public service remains
3. Increased competition for public work during downturns reduces costs
4. Increased regulatory requirements have increased costs
 - TCEQ (improve water quality, reduce erosion, limit sewer overflows)
 - USACE (wetlands)
 - TDLR (accessibility standards)
 - Building codes
5. Increasing demand for (technical) labor & materials (worldwide) has increased costs except during downturns

General Impact of Other Sectors

1. Transportation (TxDOT, NTTA, DART)
 - Large national/international firms compete for major transportation projects; typically don't compete with MOF
 - Some MOF compete for smaller transportation agency work (roadways not highways)
2. Utilities (NTMWD, TRA, DWU)
 - Water & wastewater treatment work is specialized
 - Local/national firms compete for other utility projects; some compete with MOF
3. Land Development (infrastructure & buildings)
 - Firms involved in private work compete aggressively for public work during downturns

- Reduces municipal construction prices during downturn

Council posed the question as to how the stimulus funding money will affect the City's execution of Capital Improvement Projects (CIP).

Stated resources needed for planning, designing and controlling are available for the CIP projects.

Current Trends

1. Most MOF remain busy although the future outlook is uncertain
 - Reduced work backlogs & belt tightening are occurring
 - Key resources have not been reduced to date
2. Resources at MOF exceed the current volume of work available
3. Most cities are scaling back CIP projects
4. Contractor competition for municipal work & reduced demand for materials has reduced prices (10-15% average)

Future Forecast

1. Rowlett CIP projects
 - Competitive contractor bids due to an ongoing surplus of resources
 - Increased interest from engineering firms
2. Federal stimulus dollars are unlikely to pull resources from MOF
3. A land development resurgence will require a prolonged rebound in the housing market
4. Regulatory requirements will continue to increase

Other Thoughts

1. CIP projects involve multiple steps prior to public availability
 - Planning, design, property acquisition, utility relocation, bidding & construction.
2. Strategic planning will help prioritize allocation of CIP funds
3. Rowlett has two major transportation links coming with PGBT and DART rail
4. A bond election would provide funds for future development partnering opportunities
5. The City can control the rate of bond expenditures following a successful election

3B. Discuss the Merritt Road widening project. (25 minutes)

Staff stated the City will receive approximately \$11.2M from the North Central Texas Council of Governments Toll Road Revenue Fund during the first round of funding. Stated it is necessary to plan the widening project to accomplish several goals. These goals include the project being good for the residents, good for the motorist, good for economic development, and the project being technically sound. Stated there are several items of consideration including: planning the construction, technical issues, timing issues, and expenditures on current and future funding.

Stated staff would like direction on the following:

- Are there any parameters in the Phase I study that need to be considered in the alignment study?
- What are the parameters and timing considerations on the Liberty Grove alignment study?

- Would there be any interim improvements to be made to the existing roadways should the Liberty Grove widening project be delayed?

Trisha Hatley, Principal with Freese & Nichols introduced colleagues Kevin Johnson, Civil Engineer and Eddie Haas, Certified Planner.

Eddie Haas presented a PowerPoint presentation entitled "Merritt/Liberty Grove Road Project (7 slides).

Agenda

- Project Limits
- Study of east side of PGBT
- Schedule
- Council Input

Project Limits

- Data Collection and Site Analysis
- Assessment of Area Travel Characteristics
- Alternatives Development and Analysis
- Corridor Funding and Implementation
- Project Coordination and Input
 - Public Meeting at study initiation
 - Public Meeting to present final results
- Project Documentation

Council asked staff the status of the Interlocal Agreement with the Texas Department of Transportation (TxDOT).

Staff stated the agreement has not been executed as they are awaiting information from the North Texas Council of Governments (NTCOG).

Stated once the Interlocal Agreement is executed, the City will manage the project. The City will report the management and progress of the project to NTCOG not to TxDOT.

Benefits of Study

- Understanding of Project Challenges
- Environmental impacts
- Traffic benefits/impacts
- Economic benefit
- Public Involvement
- Cost-Benefit Analysis
- Understanding of Schedule

Schedule

City Council Input

- Phase I, Segment A & B

- Phase II –Alignment Study
 - Perform Study?
 - Appropriate Options for Study
- Schedule
- Council Input

Council stated Freese & Nichols' system affords Council the unbiased approach to achieving the overall goal.

Council stated the project needs to be completed and opened with the opening of the Turnpike.

Council asked for an explanation of the process the engineering firm takes before making recommendations concerning alignment decisions.

Ms. Hatley stated for the firm to recommend an alignment decision it must factor numerous concerns which include: the floodplain issues, the drainage issues, the environmental impacts, the relocating or constructing around the North Texas Municipal Water District waterlines, the geometrics of the existing road, the cost of the right-of-ways, and public concerns.

Dr. B.M. McCarter, resident of Merritt Road spoke concerning the floodplain and the elevation of a portion of his property. Voiced concerns regarding the alignment of the spine road.

A member of Council voiced concern regarding the construction of the spine road prior to the completion of the Turnpike. Stated the road was heavily traveled during the morning and afternoon.

Staff stated they will consider some temporary pavement for traffic movement.

Direction was given to staff to use the system that Freese & Nichols has employed in the past for ranking; and for the engineering firm to provide their professional opinion to the Council.

3C. Discuss rehabilitation of the screening wall and entry features of the Ridgecrest Subdivision. (20 minutes)

Staff stated as a result of the road construction on Miller Road, the rehabilitation of the screening wall has escalated. Staff met with representatives from the Ridgecrest Subdivision on March 30, 2009, it was stated by the subdivision representative that they believe the screening wall issue is due to the Miller Road construction project. Staff stated if the screening wall is not deemed relevant to the Miller Road construction; it will be a part of the screening wall conversation that will be brought before the City Council in June.

Stated there is approximately \$17,000 worth of improvement items to the wooden portion of the fence to bring the fence into compliance with the Code of Ordinances. Stated the fence is the City's responsibility as it is located between an alley right-of-way and the roadway right-of way.

Asked for direction from Council as to whether the City should provide irrigation, pay for water meters, and landscaping that's in the City's right-of-way that the homeowners would be willing to maintain. Staff stated the Ridgecrest subdivision and the University Place subdivision across the street are two (2) subdivisions that have active meters but are not billed. Stated these two (2) subdivisions are without a Homeowner's Association so there is not an organized group to send the water bill.

Council agreed by consensus to fix the subdivision screening wall with the funds from the project.

Council agreed by consensus to install irrigation, install xeroscape, and the City will monitor the water.

3D. Discussion of a draft ordinance allowing the installation of Wind Energy Systems in the City of Rowlett. (10 minutes)

Keri Samford, Director of Development Service, presented a PowerPoint presentation (12 slides).

Wind Energy Draft Ordinance

Background

- The RDC currently does not address wind energy devices.
- The wind energy industry is continuing to grow, especially as consumers look for new methods to lessen their impact on the environment and reduce their energy costs.
- A small wind energy system generally supplements or replaces power from a utility company.
- Several Texas municipalities have recently adopted wind energy ordinances, including Garland, Grand Prairie, Waxahachie, Corpus Christi, and Oak Point.

Definitions

- Small wind energy systems are defined as having rated capacities of 100 kilowatts and less, and are electric generators that utilize wind energy to produce clean, emissions-free power for individual homes, farms, and small businesses. (*American Wind Energy Association (AWEA)*)
- Since 1974, the AWEA has worked to develop wind industry standards in partnership with the U.S. Department of Energy.

How Wind Power Works

- The U.S. small wind turbine industry offers a wide assortment of products for various applications and environments.
- Machines range in size from those that generate 400 watts (W) of electricity for specific small loads such as battery charging for sailboats and small cabins, to 3–15 kilowatt (kW)

systems for a home, to those that generate up to 100 kW of electricity for large loads such as a small commercial operation.

Examples of 10 kW Wind Energy Systems

500 W Examples

1000 W Rooftop Examples

The remainder of the PowerPoint presentation was not presented as it coincides with Item 3E.

Staff stated currently the Rowlett Development Code does not address wind energy systems. Stated items for discussion will include Special Use Permit (SUP) or Conditional Use Permit (CUP) requirement, height requirement, size limit on parcel, tower, roof mount or both, and set back ratios. Stated a wind energy tower will not be allowed in the Takeline Area as it is controlled by the City of Dallas.

Council voiced concerns regarding noise, proper installation, bird kills due to their attraction to humming noises, rotors flying off, and a possible larger set back.

Staff clarified the differences between a SUP and a CUP.

Council suggested SUP as this will allow a public hearing for public input.

- 3E.** Discussion of a draft ordinance limiting the authority of Homeowner Associations to regulate and/or prohibit installation and operation of residential wind energy and solar energy systems. (10 minutes)

This item will be deferred until the draft ordinance for the wind energy system is brought back before the Council.

- 3F.** Hear Quarterly Investment Report for period ended March 31, 2009. (5 minutes)

This item will be combined with Item 8E.

4. DISCUSS CONSENT AGENDA ITEMS

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

Convened into regular session at 7:45 p.m.

5. INVOCATION

The invocation was led by Reverend Steve Leatherwood, First Baptist Church of Rowlett.

6. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Harper.

7. TEXAS PLEDGE OF ALLEGIANCE

The Texas Pledge of Allegiance was led by Mayor Harper.

8. PRESENTATIONS AND PROCLAMATIONS

8A. Proclamation for the National Day of Prayer on May 7, 2009.

Mayor Harper presented a proclamation to Pastor Kason Huddleston, The River Church and Reverend Steve Leatherwood, First Baptist Church of Rowlett.

Pastor Huddleston briefly spoke regarding the National Day of Prayer.

8B. Proclamation for recognition of National Detention Officers Week May 5-11, 2009.

Mayor Harper presented Police Chief Matt Walling, Marshal Rob DeGroot, Detention Officers Dain Aldridge and Cody Holt with a proclamation. And Detention Officer Cody Holt received the Police Department's Life Saving Award for providing the quick actions resulting in saving the life of an inmate.

8C. Proclamation for recognition of National Police Week May 10-16, 2009.

Mayor Harper presented Police Chief Walling, Lieutenant Craig Watson, Officers Jones, Hoedebeck, and Smith with a proclamation.

8D. Proclamation for recognition of Municipal Clerks Week May 3-9, 2009.

Mayor Harper presented Susie Quinn, City Secretary with a proclamation.

8E. Hear presentation of the Second Quarter Financial Report for Fiscal Year 2008-2009 from the City Manager.

Brian Funderburk, Director of Financial Services, gave a brief presentation regarding the Second Quarter Financial Report. He stated the City has earned \$47.3M for the year representing 61% of the budget of \$77M. The expenditures for the year have been \$40M representing 51% of the amended operating budget of \$78.3M. Capital Improvement expenditures for this year are approximately \$6M and there is \$9.5M committed from the amended capital budget of \$60.3M towards the Capital Improvements Program (CIP).

Stated sales taxes have earned \$1.7M which is down 1.9% compared to fiscal year 2008 and 6.2% below target which is the first five (5) months of the year. Property taxes totaled \$23.9M which is an increase of 2.4% compared to last year and barely below target at 0.2%. Water Revenues total \$4.6M which is an increase of 8.6% over last year and 2.8% below target. The Sewer Revenues total \$4.4M which is an increase of 4.6% over last year and 2.7% above target.

Stated the revenues that are still expected to be lower for the year are electric franchise fees, fines and forfeitures, and construction related licenses and permits.

Stated projecting for the remainder of the year remains challenging. Stated the City will maintain a cautious outlook for the rest of the year; as a result, the budget was amended on April 21, 2009 reducing revenues by over \$2M and will continue to monitor actual revenues to determine if additional adjustments are necessary.

Ann Honza, Assistant Director of Financial Services, presented **Item 3F** from the Work Session portion of the meeting. Stated the total interest income earned during the quarter was \$144,000 compared to the same period in fiscal year 2008 which was \$1.7M. This represents an 87% decline in the interest income from the same period a year ago.

Stated 49% of the City's funds are invested in a constant dollar pool which are very liquid; and the remaining 51% of the City's funds are invested in longer-termed government backed agencies and securities.

Stated the funds are invested in secure instruments; they're diversified as to the maturity and the type as best as they can be in this environment. Stated the Finance department actively monitors the investments to ensure compliance with the City's Investment Policy and the Public Funds Investment Act.

8F. Update from the Mayor: Financial Position, Major Projects, Operational Issues, Upcoming Dates of Interest.

Mayor Harper briefly gave an update regarding the City's financial position. Stated revenues are projected to be down for the remaining of this fiscal year but with the actions taken at the April 21st meeting, expenditures have been reduced.

Stated the President George Bush Turnpike (PGBT) Eastern Extension is proceeding and will be completed in late 2011; stated the Merritt Road/Liberty Grove Interconnector will be completed in two (2) phases with the first phase to be completed to coincide with the opening of PGBT. The design of the second phase will begin in 2010. The DART Blue Line Extension will be completed in late 2012.

Stated a message has been recording regarding the H1N1 Swine Flu. Stated the Dallas County Health Department is providing the lead to the City of Rowlett on how to deal with this issue.

The City is closely monitoring and coordinating with all agencies, including Garland Independent School District (GISD) and Rockwall Independent School District (RISD), and there have been no recorded cases of the H1N1 Swine Flu.

Stated the City has received stimulus and grant monies.

- American Recovery and Reinvestment Act for Energy, Efficiency and Conservation - \$481,900
- Housing and Urban Development - \$57,045
- Burn Justice Assistance Grant - \$33,676

Stated the City is requesting monies from the following:

- COPS Universal Hiring – 100% funding for three (3) police officers for a period of 3 (three) years
- Assistance for firefighters – funding for Fire Station No. 2

The City's local bills (Management Districts) should be introduced into legislation shortly; spoke concerning the National Day of Prayer activities for May 7th; Election Day is May 9th; Special Work Session is scheduled for May 13th; and Memorial Day Ceremony is scheduled for May 23rd at 10:00 a.m. at Veterans' Park.

9. CITIZENS' INPUT

1. Michael Rasmussen – 2405 Cortland Circle (was not present)
2. Rosemarie Kroft – 3718 Remington Drive (was not present)
3. Anne Fletcher – 3802 Remington Drive (was not present)
4. Stanley Pollard – 3110 Sycamore - spoke concerning the local stimulus program and the All America City Program

10. CONSENT AGENDA

Item 10F was removed from the Consent agenda to be presented at a future session, and Item 10G was removed to be considered individually.

- 10A. Consider approving minutes from the April 21, 2009 Regular Council Meeting.

This Matter was approved on the Consent Agenda.

- 10B. Consider an ordinance amending Chapter 10 of the Code of Ordinances by amending Article X Sexually Oriented Businesses, Sections 10-362 "Definitions", Section 10-363 "Classification", and Section 10-379 "Regulations pertaining to exhibition of sexually explicit films or videos", to provide additional regulations for the operation of sexually oriented businesses.

This Matter was approved as ORD-012-09 on the Consent Agenda.

- 10C.** Consider an ordinance restricting motor vehicle idling and authorizing the City Manager to execute a Memorandum of Agreement with the Texas Commission on Environmental Quality regarding same.

This Matter was approved as ORD-013-09 on the Consent Agenda.

- 10D.** Consider a resolution approving the acceptance of a donation from Mr. Larry Glick in the amount of \$13,153.75 to purchase trees from Fannin Tree Farm for the Waterview Golf Course.

This Matter was approved as RES-057-09 on the Consent Agenda.

- 10E.** Consider a resolution authorizing execution of a Fiscal Agency Agreement for Justice Assistance Grant (JAG) Program Funding in the amount of thirty-three thousand six hundred and seventy-six dollars (\$33,676.00) provided under the American Recovery and Reinvestment Act of 2009.

This Matter was approved as RES-058-09 on the Consent Agenda.

Passed The Consent Agenda

A motion was made by Mayor Pro Tem Gottel, seconded Councilmember Phillips, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

Ayes: 7 – Mayor Harper, Mayor Pro Tem Gottel, Deputy Mayor Pro Tem Maggiotto, Councilmember Phillips, Councilmember Rushing, Councilmember Jackson, and Councilmember Kilgore

- 10F.** Consider a resolution awarding the bid for the purchase of forty-seven (47) Bushmaster XM15 E2S semi-automatic rifles and weapon accessories for the Police Department to Clyde Armory, Incorporated in the amount of thirty-nine thousand two hundred fifty-eight dollars and sixty-three cents (\$39,258.63).

This Matter was removed by staff and will be presented at a future session.

- 10G.** Consider a resolution awarding the bid for the purchase of uniforms for Fire Rescue in the unit prices bid per section to the lowest bidders meeting specifications to Flat Rate Printing & Promotions for Section I and Safety & Security International for Sections II, III, IV, and V as per

the bid tabulation attached hereto and incorporated herein by reference as Exhibit "A" and in an estimated annual amount of twenty-seven thousand three hundred eighty-seven dollars and twenty-three cents (\$27,387.23).

Mayor Harper read the item into the record.

Mayor Harper stated "Clarification for the audience, all of those exhibits that they were mentioning are in the packet that we talked about earlier, so if you want to see the specific details, they are available to you online. Chief Harris, it's good to see you, sir. Let's see what our questions are and then you can respond."

Chief Harris replied "It's good to be here, sir."

Councilmember Rushing stated "I don't believe the questions are going to be answered by Chief Harris but by our Finance department. The fiscal impact stated in the packet shows \$26,533.65 remaining in the account for the uniforms but the cost of the uniforms is \$27,387.23 leaving a difference of \$853.58. Where's that money coming from?"

Chief Harris replied "I believe I can answer that."

Councilmember Rushing stated "You can answer it, okay."

Mayor Harper stated "And you look very happy to be in a position to do that."

Chief Harris stated "This bid is for a year. Our previous supplier did not bid on a renewal of the contract, so this bid is for a year from now and will carry us into next budget year. And it takes care of that amount. We will not expend more than the total \$31,200 that was allotted in this year's budget. As a matter of fact, we intend to spend less than that. So we will not expend more than the \$26,000."

Councilmember Rushing stated "Okay, when the numbers don't match, I needed to ask the question."

A motion was made by Councilmember Rushing, seconded Councilmember Jackson, that this matter be adopted as RES-059-09. The motion carried by the following vote:

Ayes: 7 – Mayor Harper, Mayor Pro Tem Gottel, Deputy Mayor Pro Tem Maggiotto, Councilmember Phillips, Councilmember Rushing, Councilmember Jackson, and Councilmember Kilgore

11. ITEMS FOR INDIVIDUAL CONSIDERATION

11A. Consider appointments to the DART Art and Design Committee.

Mayor Harper read the item into the record.

Mayor Harper stated "This is going to be an ad hoc committee which is formed by the Mayor, according to the City Charter. I have asked that Councilman Maggiotto, our Deputy Mayor Pro Tem, serve as the Council liaison to this ad hoc committee and in that regard, I'd like to turn this particular agenda item over to you, Mr. Maggiotto."

Deputy Mayor Pro Tem Maggiotto stated "Thank you, Mayor and Council. A couple of weeks ago when we received the letter from DART informing us of the need to create the DART Art and Design Committee, I asked the Mayor to be the Council liaison to that committee. We, I guess in the 21st of April packet, received a listing of names, potential names, on DART's proposal to us. We subsequently, in that meeting, went ahead and directed staff to include both Council recommendations, in addition to looking at our Arts & Humanities Commission and our Rowlett Parks and Recreation Advisory Board.

As the Mayor talked about the ad hoc committee, before you is a decision first about how we would go about creating this committee. We have two (2) or three (3) processes that the Council has employed in the past. One being our regular process of boards and commissions; we also have, if you will, an opportunity to have individual recommendations from each Councilmember and then we also can work from a slate of individuals that the Council can either add or subtract from. So at this time, Mayor, a point of order would be to consider which process the Council would like to execute."

Mayor Harper asked "And do you have a slate that you wish to put before us or recommendations tonight?"

Deputy Mayor Pro Tem answered "Yes, I do, Mayor."

Mayor Harper stated "Okay. Comments anybody? Questions anyone?"

Councilmember Rushing stated "Mayor, I'm very comfortable with Mr. Maggiotto selecting the people. We have all presented names that we recommended so I think the list is somewhat limited; we're not going to the population of the City. He's got a small list of names to choose from. He's the one that has to work with this committee and I'm completely comfortable with him selecting the names. I've already given him the recommendations that I had."

Mayor Harper stated "And at the same time, I think you told me in a conversation and also at another time, we had seventy-five (75) people express interest. Does that sound right?"

Deputy Mayor Pro Tem Maggiotto replied "Closer to thirty-five (35) to forty (40)."

Mayor Harper stated "Thirty-five; okay, good. Still, that's a large number and it speaks volumes about our citizens who are truly interested in shaping the future of our City. That's a good thing. Ms. Rushing noted; does anybody else wish to agree or disagree with that format? Mr. Kilgore."

Councilmember Kilgore stated "Mayor, I agree very much with that format. Deputy Mayor Pro Tem Maggiotto has put a lot of work into some of the things that we either would not have the time or possibly the inclination to do; going so far as to actually call the DART people and find out what's actually entailed in being on this committee which may have been different than we may have thought looking at just the idea of a committee to consider the train station. And I believe he's begun the process of maybe talking to some of these people to see if they actually are willing to do those things and make that commitment. I think it's a process that he's begun that's commendable and will lead to selecting the people who will actually get the job done. And I think for this type of committee, I think that's exactly what we need."

Mayor Harper stated "Go ahead, Mr. Phillips."

Councilmember Phillips stated "I'll have to concur, as well. Mr. Maggiotto has done a lot of leg work on this one and I certainly feel that he's more than up to picking the folks that he's going to be working with on this particular project."

Mayor Harper stated "Good. You've certainly have the approval of your Council, Mr. Maggiotto. Do you have a specific slate that we need to vote upon?"

Deputy Mayor Pro Tem Maggiotto replied "Yes, Mayor."

Mayor Harper asked Deputy Mayor Pro Tem to read the list into the record.

Deputy Mayor Pro Tem Maggiotto stated "At this time, I'd like to at least give some background for the thirty-five (35) to forty (40) folks that did express an interest; I think we owe them that. As I mentioned earlier, DART had provided us with seventeen (17) names. The Council, in addition, had also submitted an additional seventeen (17) folks and through some of my conversation with these perspective candidates, other nominations were rendered by the community. So with that size of willing participants, we were given a choice to create a committee of eight (8) to twelve (12) people. And what I'm recommending to you tonight is to go with the maximum of twelve (12). The process that DART has outlined is a series of five (5) meetings stretched over five (5) months. Each of the meetings are, if you will, come with a central theme. The first meeting is an orientation meeting wherein the DART team, which consists of a station artist, a landscape architect, an architect, and one other person that escapes me. It's in this orientation meeting that the expectations of the team and the committee are laid down and the decision points for that committee are also established. The second meeting will be a tour...a site tour. This is where the team goes out to the perspective site that DART has chosen and they begin the process of looking at what's important. They start basically envisioning where this station is going to be and how it's going to interact with the landscape. The third meeting and fourth meeting are respectively titled 'Workshop I' and 'Workshop II'. And that's where, again, more brainstorming keywords and the introduction of the artistic value statement. This is the document that the station artist and the design team will use to capture the essence of the community and use that to create the design artwork, the accouchements, in other words, the finish out detail of the station. In the fifth and final meeting is titled 'The Report Back' and that's when the design team comes back to the committee with a

65% design complete efforts. And there will be, if you will, any final tweaking. I thought that in our conversation, Mayor, and with some of the commission folks, and as well as Council, that it was important to the process to comprehend as broad of a cross-section as possible so that the community is well represented. This cross-section is as follows: the Rowlett Chamber of Commerce, the Rowlett Historical Society, the Rowlett Library Advisory Board, the Rowlett Arts & Humanities Commission, the Rowlett Parks and Recreation Advisory Board, long-time Rowlett residents, DART riders, past Mayor of Rowlett who helped shape Rowlett's mass transit landscape, GISD, planning and design professionals, Rowlett artists, and family members of Rowlett. And with that Mayor, I'd like to, in alphabetical order, submit these names for your consideration. And I will be able to answer questions on any one of these twelve (12) individuals as to what component they bring to the table."

The following volunteers were nominated for appointment to the DART Art and Design Committee:

Deputy Mayor Pro Tem Steve Maggiotto, Council liaison; Debby Bobbitt; Gregory Craig; Donna Davis; Laurieann Dygowski; Michael Gallops; Bonnie Johnston; Joan Leonard; Mayor Mike McCallum; Ronald Miller; Hugo Martinez; Mitzy Schrade; and Kerry Stanford.

Mayor Harper stated "Good, thank you, Mr. Maggiotto. We have before us a slate of twelve (12) individuals. Is there a motion?"

A motion was made by Councilmember Rushing, seconded Councilmember Phillips, to accept the appointments to the DART Art and Design Committee. The motion carried by the following vote:

Ayes: 7 – Mayor Harper, Mayor Pro Tem Gottel, Deputy Mayor Pro Tem Maggiotto, Councilmember Phillips, Councilmember Rushing, Councilmember Jackson, and Councilmember Kilgore

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

No action was taken following the Executive Session.

12. ADJOURNMENT

Mayor Harper adjourned the meeting at 8:52 p.m.



John E. Harper, Mayor



Susie Quinn, City Secretary

Date Approved: May 19, 2009