



City of Rowlett

Action 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, September 18, 2018

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 Dana-Bashian, Mayor Pro Tem Brown, Deputy Mayor Pro Tem Grubisich, Councilmember Margolis, Councilmember Sherrill, Councilmember Bobbitt and Councilmember Bell

1. CALL TO ORDER

Mayor Dana-Bashian called the meeting to order at 5:32 p.m.

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

2A. The City Council shall convene into Executive Session pursuant to Texas Government Code, §551.071 (Consultation with City Attorney), to consult with and receive legal advice from the City Attorney relating to the Development Agreement for the Bayside project. (30 minutes)

In Executive Session at 5:33 p.m. Out at 6:14 p.m.

Motion by Mayor Pro Tem Brown, seconded by Councilmember Sherrill: After extensive research and analysis by Council and City Staff since the presentation by Bayside Land Partners on July 26th, I move to formally reject the proposed revisions to the original plan. Motion passed with a unanimous vote of those members present.

2B. The City Council shall convene into Executive Session pursuant to Texas Government Code, §551.071 (Consultation with City Attorney), to discuss easement acquisition for the Lake Country Estates Street Reconstruction project. (15 minutes) **THIS ITEM WILL BE DISCUSSED AFTER THE REGULAR SESSION.**

In Executive Session at 11:23 p.m. Out at 11:29 p.m.

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

- 3A.** Hear a presentation on an update to the City's Infrastructure Asset Management (IAM) program, move toward Advanced Asset Management (AAM) principles, as well as an update on the IAM system selection process. (30 minutes)
- 3B.** Discuss an ordinance amending the Fiscal Year 2018 (FY2018) Operating Budget. (15 minutes)
- 3C.** Discussion and information session regarding short-term rental regulations, prohibitions and ordinances. (30 minutes)

4. DISCUSS CONSENT AGENDA ITEMS

Council adjourned the Work Session at 7:10 p.m.

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

PRESENTATION OF COLORS – City of Rowlett, Cub Scouts Pack #52

PLEDGE OF ALLEGIANCE – City of Rowlett, Cub Scouts Pack #52
TEXAS PLEDGE OF ALLEGIANCE

INVOCATION – Cole Hedgecock – First Baptist Church, Rowlett

Council reconvened in the Regular Session at 7:34 p.m.

5. PRESENTATIONS AND PROCLAMATIONS

- 5A.** Presentation of Proclamation as part of the Rowlett Veterans Recognition Program to Robert J. Blatnik, who served during World War II.

Mayor Dana-Bashian, along with Brian Wilburn of Third Watch LE MC, presented Mr. Blatnik with a proclamation and Lori Coates, with Quilts of Valor, presented Mr. Blatnik with a personalized quilt. State Representative Cindy Burkett presented Mr. Blatnik with a Texas flag that had been flown over the State Capitol Building. A framed portrait of Mr. Blatnik by Colin Kimball was presented by Charles Moore of the PTSD Foundation.

- 5B.** Presentation of Certificate of Appreciation for "Spirit of Rowlett" Sculpture Contributors.

Mayor Dana-Bashian, along with Mayor Pro Tem Brown, presented certificates to those who gave their time and service for the construction and installation of the sculpture.

- 5C.** Presentation of the Arts and Humanities Commission Summer Scribes Writers' Contest awards.

Mayor Pro Tem Brown, along with members of the Commission, presented the awards to those winners who were present. Winners were:

First Place Adult Division

- Poetry category: Stephanie Huddleston for her poem entitled, "How to Shape a World."

First Place Youth Division, Grades K-5

- Short Works category: Mia Vinson for her short work entitled, "Jesus."

First Place Youth Division, Grades 6-12

- Poetry category: Naomi Vinson for her poem entitled, "The Battle of Civil Rights."
- Short Works category: Caleb Vinson for his short work entitled, "Inspired by History."
- Short Story category: Naomi Vinson for her short story entitled, "The True Story of Cinderella."

Honorable Mention Adult Division

- Poetry category: Carol Rosalia Cardens Grimaldi for her poem entitled, "Tornado."

Honorable Mention Youth Division, Grades 6-12

- Poetry category: Connor Vinson for his poem entitled, "Fort Calydama."

5D. Presentation of the Arts and Humanities Commission Photography Contest awards.

Mayor Pro Tem Brown, along with members of the Commission, presented the awards to those winners who were present. Winners were:

First Place, People Category: Alexis Flores
First Place, Places Category: Nicholas Holland
First Place, Things Category: Dennis Thompson
Best of Show: Dennis Thompson

Second Place, People Category: Gary Sandhoff
Second Place, Places Category: Nathaniel Henderson
Second Place, Things Category: Greg Wilkins

Third Place, People Category: Greg Wilkins
Third Place, Places Category: Alexis Flores
Third Place, Things Category: Christy Katzenberger

Honorable Mention, People Category: Amelia Zitzelberger
Honorable Mention, Places Category: Christy Katzenberger
Honorable Mention, Things Category: Anna Voth
Honorable Mention, Things Category: Taylor Sanders
Honorable Mention, Things Category: Stella Hunter

5E. Presentation of Proclamation in recognition of IT Professionals Day.

Councilmember Sherrill presented the proclamation to Joey Brock, Director of IT and staff members who were present: Travis Young, Matt Mayer, Trey Switzer, Alex Buie, Sara Liang and Ella Li. Not present were: Susie Sun, David Nabors and Steve Ferrie.

5F. Presentation of Proclamation in recognition of September 25, 2018 as National Voter Registration Day.

Mayor Dana-Bashian presented the proclamation.

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

Councilmembers made the following announcements as noted:

Councilmember Margolis:

PARKS & RECREATION

- MOVIES ON MAIN SERIES HELD ON FRIDAYS IN SEPTEMBER
 - ACTIVITIES WILL BE HOSTED IN DOWNTOWN ROWLETT, ACROSS FROM CITY HALL (4000 MAIN STREET)
 - ACTIVITIES BEGIN AT 6:30 PM, MOVIES BEGIN AT DUSK
- REPRESENT YOUR CULTURE AT THE INTERNATIONAL FESTIVAL
 - SATURDAY, OCTOBER 6 FROM 11 AM TO 2 PM
 - ACTIVITIES WILL BE HOSTED IN DOWNTOWN ROWLETT, ACROSS FROM CITY HALL (4000 MAIN STREET)
 - VENDORS WANTED FOR EVENT
- ADULT LEAGUE REGISTRATION NOW OPEN
 - VOLLEYBALL AND BASKETBALL LEAGUES AVAILABLE
- CAMP FEAR IS BACK! AND FAMILY FRIENDLY!
 - FRIDAY NIGHT AND SATURDAY MORNING – OCTOBER 26TH AND 27TH, SET UP STARTS AT 5PM ON FRIDAY NIGHT AT PECAN GROVE PARK.
 - COME FOR A HAUNTINGLY GOOD TIME!
- VISIT WWW.ROWLETT.COM/PARKSANDREC FOR INFORMATION ON ALL OUR PROGRAMS.

LIBRARY

- ROWLETT PUBLIC LIBRARY IS OPEN AT 3900 MAIN STREET! A MAP SHOWING ALL THE PARKING AVAILABLE DOWNTOWN IS ON THE LIBRARY'S MAIN WEB PAGE.
- SEPTEMBER IS LIBRARY CARD SIGN-UP MONTH.
 - CURRENT ROWLETT CARDHOLDERS, BRING YOUR FRIENDS TO THE LIBRARY THIS MONTH TO SIGN UP FOR A LIBRARY CARD. BOTH THE CURRENT AND NEW CARDHOLDERS WILL BE ENTERED IN A PRIZE DRAWING FOR A \$50 VISA GIFT CARD. (PRIZE DRAWINGS ARE FOR ADULTS ONLY)
- FRIDAY FLICKS! ENJOY AFTERNOON FUN ON FRIDAYS AT 3:30 PM. DON'T MISS
 - "THE NEVERENDING STORY" ON FRIDAY, SEPTEMBER 21ST
 - "SHERLOCK GNOMES" ON FRIDAY, SEPTEMBER 28TH
- FAMILY SATURDAYS ARE SUPER! COME TO THE LIBRARY AT 2 PM FOR:
 - TALK LIKE A PIRATE DAY – MAKE A PIRATE CRAFT AND WATCH THE MOVIE "PIRATES"
 - MO WILLEMS STORY TIME – ENJOY CHILDREN'S STORIES WRITTEN BY BESTSELLING AUTHOR MO WILLEMS AND MAKE A COOL CRAFT
- FOR MORE INFORMATION ON THESE AND OTHER LIBRARY PROGRAMS CALL 972.412-6161

Councilmember Sherrill:

ANIMAL SHELTER

- NEXT LOW COST VACCINATION CLINIC WILL BE HELD ON SUNDAY, OCTOBER 7TH, 2 – 5PM LOCATED AT 8502 LIBERTY GROVE RD. @ LIBERTY GROVE ANIMAL

HOSPITAL. THESE CLINICS ARE HELD THE FIRST SUNDAY OF EVERY MONTH (EXCLUDING HOLIDAYS).

- ANIMAL SHELTER IS OPEN MONDAY – SATURDAY, 10AM – 5PM AND LOCATED AT 4402 INDUSTRIAL STREET.

CPR CLASS OFFERED

- NEXT CPR CLASS WILL BE HELD ON OCTOBER 20TH; COST IS \$30 AND OPEN TO ANYONE 16 YEARS OLD AND UP. CALL JULIE @ 972.412.6230 TO REGISTER

NATIONAL NIGHT OUT IS TUESDAY, OCTOBER 2ND

- THE ROWLETT POLICE DEPARTMENT INVITES YOU AND YOUR NEIGHBORHOOD TO PARTICIPATE IN NATIONAL NIGHT OUT.
 - RESIDENTS THROUGHOUT THE COMMUNITY ARE ENCOURAGED TO TURN ON THE PORCH LIGHT, LOCK THE DOOR AND GATHER WITH NEIGHBORS TO SHOW UNITY AGAINST CRIMINAL ACTIVITY.
 - MANY NEIGHBORHOODS PLAN SPECIAL EVENTS SUCH AS BLOCK PARTIES, SWIMMING PARTIES AND COOKOUTS.
 - CITY COUNCILMEMBERS, ROWLETT POLICE, FIRE RESCUE, PUBLIC WORKS DEPARTMENTS AND OTHER CITY STAFF WOULD LOVE THE OPPORTUNITY TO DROP IN AND VISIT WITH EVERYONE.
 - PLEASE CONTACT OFFICER DANA REEVES IN THE POLICE DEPARTMENT'S COMMUNITY SERVICES DIVISION, DREEVES@ROWLETT.COM OR AT 972-412-6242, TO REGISTER YOUR NEIGHBORHOOD'S CELEBRATION OR FOR MORE INFORMATION!

Councilmember Bobbitt:

COME TO THE FARMERS MARKET

- NEXT DOWNTOWN FARMERS MARKET IS SCHEDULED FOR THURSDAY, SEPTEMBER 20TH FROM 5 TO 9PM
 - FOOD VENDORS AND MUCH MORE WILL BE AVAILABLE!

ROWLETT CHAMBER TASTE & TRADE

- 13TH ANNUAL CHAMBER OF COMMERCE SPONSORED TASTE & TRADE WILL BE HELD ON TUESDAY, OCTOBER 30TH FROM 5:30PM TO 8PM AT ROWLETT HIGH SCHOOL
 - OPPORTUNITY TO SHOWCASE SOME OF THE COMMUNITY'S FINEST BUSINESSES!

LAKE COUNTRY ESTATES STREET RECONSTRUCTION (2015 CIP BOND PROJECT)

- THIS PROJECT BEGAN ON MONDAY, SEPTEMBER 10TH AND WILL RESULT IN VARIOUS LANE CLOSURES
 - FIRST SECTION IS LLANO DRIVE, BOTH EAST & WEST OF SKYLINE DRIVE
 - SOUTHRIDGE DRIVE FROM WESTVIEW DRIVE TO THE VILLAGE OF ROWLETT
 - APPROXIMATELY 270 FEET OF OSAGE DRIVE
 - THESE STREETS ARE ONE WAY NOW UNTIL FURTHER NOTICE

Deputy Mayor Pro Tem Grubisich:

ACTION CENTER

- WHEN YOU NEED TO REPORT A POTHOLE OR A WATER MAIN LEAK, GO ONLINE OR CALL THE ACTION CENTER. IT'S YOUR ONE-STOP SHOP FOR INFORMATION AND ASSISTANCE.

- ONLINE AT WWW.ROWLETT.COM AND CLICK ON THE ACTION CENTER BUTTON IN THE UPPER LEFT OF THE PAGE. CALL 972.412.6100 AND YOU'LL SPEAK TO A COURTEOUS REPRESENTATIVE WHO WILL GET YOU TO THE RIGHT PERSON OR ANSWER YOUR QUESTIONS.
- YOU MAY VISIT IN PERSON AT CITY HALL LOCATED AT 4000 MAIN STREET. WE ARE HERE TO SERVE!

CREATE YOUR AMI (ADVANCED METERING INFRASTRUCTURE) PROFILE

- WATER CUSTOMERS NOW HAVE THE ABILITY TO ACCESS WATER CONSUMPTION ONLINE
 - SYSTEM READS EVERY HOUR FOR REAL-TIME USAGE INFORMATION
 - CREATE YOUR ACCOUNT AT WWW.ROWLETT.COM/AMI
 - FOR MORE INFORMATION ABOUT THIS GREAT SERVICE, WATCH THE YOUTUBE VIDEO LISTED ON THE NEWS FLASH AT WWW.ROWLETT.COM, DATED FEBRUARY 5TH

CREATING A COMMUNITY WORKSHOP

- JOIN THE NEIGHBORHOOD LIFE OFFICE AND LEARN HOW TO ENGAGE OTHERS TO CREATE COMMUNITIES THAT ARE WELCOMING, SAFE AND RESILIENT!
 - THESE ENGAGEMENT PRINCIPLES CAN BE APPLIED TO VOLUNTARY NEIGHBORHOOD ASSOCIATIONS, CRIME WATCH GROUPS, HOME OWNER'S ASSOCIATIONS OR NON-PROFIT ORGANIZATIONS.
 - CLASSES ARE EVERY THURSDAY EVENING STARTING SEPTEMBER 27TH AND GO THROUGH NOVEMBER 1ST; 6:30 – 8:30PM RIGHT HERE AT CITY HALL.
 - CLASSES ARE LIMITED TO 18 PARTICIPANTS.
 - APPLICATIONS ARE DUE BY FRIDAY, SEPTEMBER 21ST AT 5PM.

Mayor Pro Tem Brown:

ELECTRONICS RECYCLING AND DOCUMENT SHREDDING EVENT

- KEEP ROWLETT BEAUTIFUL IS PARTNERING WITH LIFE MESSAGE TO HOST A DRIVE-THRU ELECTRONICS RECYCLING AND DOCUMENT SHREDDING EVENT,
 - HELD ON SATURDAY, OCTOBER 6, 2018, 9 AM - 1 PM.
 - WE ACCEPT ANYTHING WITH A CORD AND WILL ALSO RECYCLE EYEGLASSES AND CAR BATTERIES.
 - DOCUMENT SHREDDING IS FREE FOR THE FIRST 3 BANKER'S SIZED BOXES. UP TO 4 ADDITIONAL BOXES CAN BE SHREDDED AT \$3 PER BOX.

THE 2ND ANNUAL TRI-CITY CLEANUP OF THE RAY HUBBARD LAKESHORE

- ON SATURDAY, OCTOBER 20, 2018, KRB IS PARTNERING WITH KEEP DALLAS BEAUTIFUL AND KEEP GARLAND BEAUTIFUL TO HOST THE 2ND ANNUAL TRI-CITY CLEANUP OF THE RAY HUBBARD LAKESHORE,
 - EVENT IS FROM 9 AM - 1 PM AND MEET AT THE HELLA SHRINE PAVILION, 2121 ROWLETT RD. GARLAND, TX.
 - THIS IS A GREAT EVENT WITH GOOD MUSIC, FOOD AND PRIZES; BUT BEST OF ALL, IT'S A FUN DAY OF WORKING SIDE BY SIDE WITH OUR NEIGHBORS TO HELP CLEAN UP THE LAKE THAT WE ALL LOVE SO MUCH!

Councilmember Bell:

COUNCIL MEETINGS

- NEXT REGULAR MEETING WILL BE OCTOBER 9TH AND 16TH AT CITY HALL.

- COUNCIL WILL ONLY MEET LONG ENOUGH ON OCTOBER 2ND TO PRESENT THE PROCLAMATION FOR NATIONAL NIGHT OUT THEN ADJOURN TO VISIT VARIOUS NEIGHBORHOODS FOR THE NATIONAL NIGHT OUT CELEBRATION.

P & Z MEETINGS

- NEXT MEETINGS WILL BE HELD ON SEPTEMBER 25TH, OCTOBER 9TH AND 23RD AT CITY HALL.

FY2019 PROPOSED BUDGET MEETINGS

- PUBLIC HEARINGS ON THE FY2019 PROPOSED BUDGET:
 - TONIGHT, SEPTEMBER 18TH – 7:30PM DURING THE REGULAR COUNCIL MEETING
- FORMAL ADOPTION OF FY2019 BUDGET
 - TONIGHT, SEPTEMBER 18TH – 7:30PM DURING THE REGULAR COUNCIL MEETING
- WHEN THE FY2019 BUDGET IS ADOPTED, THE NEW TAX RATE WILL BECOME EFFECTIVE ON OCTOBER 1, 2018

FALL MAIN STREET MARKET

- JOIN THE FUN ON SATURDAY, OCTOBER 13TH FROM 3 TO 8PM FOR THE 2ND ANNUAL FALL MAIN STREET MARKET
 - HELD AT THE VILLAGE OF ROWLETT DOWNTOWN

Mayor Dana-Bashian:

TO FIND OUT WHAT'S HAPPENING IN ROWLETT – CHECK OUT THE *FRIDAY @ 5*, A WEEKLY NEWSLETTER FROM CITY HALL. IT'S FULL OF INFORMATION ABOUT YOUR CITY AND IS AVAILABLE ON THE CITY'S WEBSITE AND FACEBOOK PAGE EVERY FRIDAY AFTER 5PM. OR YOU CAN CHOOSE TO HAVE IT SENT DIRECTLY TO YOUR EMAIL. STAY UP-TO-DATE AND KNOW WHAT'S GOING ON!

AND FOR MORE INFORMATION ON ANY CITY PROGRAMS OR SERVICES, VISIT ROWLETT.COM

TONIGHT'S FEATURED ANIMAL – BEAR (PICTURE ONLY)

6. CITIZENS' INPUT

Jeff Winget, 7506 Wilshire Drive, Rowlett; spoke regarding the Strategic Plan and the proposed water rate increase.

7. CONSENT AGENDA

- 7A.** Consider action to approve minutes from the September 4, 2018 City Council Regular 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 and Utility sections.

This item was pulled for Individual Consideration.

A motion was made by Mayor Pro Tem Brown, seconded by Deputy Mayor Pro Tem Grubisich, to approve the item as presented. The motion carried with a unanimous vote of those members present. This item was approved as RES-080-18.

- 7C.** Consider action to adopt an ordinance amending the Fiscal Year 2018 (FY2018) Operating Budget.

This item was pulled for Individual Consideration.

A motion was made by Deputy Mayor Pro Tem Grubisich, seconded by Councilmember Bell, to approve the item as presented. The motion carried with a unanimous vote of those members present. This item was approved as ORD-030-18.

- 7D.** Consider action to approve a resolution accepting the bid of and awarding a contract to McMahon Contracting, L.P. in the amount of \$1,193,093.99 base bid and \$127,158.60 Paving Alternate 1 for a total bid of \$1,320,252.59 and approving a five percent (5%) contingency amount of \$66,012.63, resulting in a total project budget of \$1,386,265.22 for the Construction of Utilities and Paving at the Public Safety Training Facility site located at 8491 Schrade Road and authorizing the Mayor to execute the necessary documents for said services.

This item was approved as RES-081-18 on the Consent Agenda.

- 7E.** Consider and ratify appointments to the various boards and commissions and ratify appointments of City Councilmembers to the City's various boards, commissions and Council sub-committees.

This item was approved on the Consent Agenda.

- 7F.** Consider action to approve a resolution authorizing the purchase and expenditure for the acquisition of a utility easement from First United Methodist Church of Rowlett (FUMC) for the relocation of the electrical power poles in the amount of \$75,000 for CIP Project ST2108 – Main Street Reconstruction from the President George Bush Turnpike (PGBT) frontage road to east of the roundabout at Skyline and authorizing the City Manager to execute the purchase order for said purchase.

This item was pulled for Individual Consideration.

A motion was made by Mayor Pro Tem Brown, seconded by Deputy Mayor Pro Tem Grubisich, to approve the item as presented. The motion carried with a unanimous vote of those members present. This item was approved as RES-082-18.

- 7G.** Consider action to approve a resolution authorizing the City Manager to enter into an Interlocal Agreement with Dallas County for Household Hazardous Waste for Fiscal Year 2019 (FY2019).

This item was approved as RES-083-18 on the Consent Agenda.

- 7H.** Consider action to approve a resolution authorizing the City Manager to accept the 2018 Staffing for Adequate Fire & Emergency Response (SAFER) Grant award in the amount of \$1,477,573 from the Federal Emergency Management Agency (FEMA).

This item was pulled for Individual Consideration.

A motion was made by Councilmember Margolis, seconded by Councilmember Sherrill, to approve the item as presented. The motion carried with a unanimous vote of those members present. This item was approved as RES-084-18.

- 7I.** Consider action to adopt a resolution approving a negotiated settlement between the Atmos Cities Steering Committee (ACSC) and Atmos Energy Corporation, Mid-Tex Division (Atmos Mid-Tex) regarding the company's 2018 Rate Review Mechanism (RRM) filings.

This item was approved as RES-085-18 on the Consent Agenda.

- 7J.** Consider action to approve a resolution authorizing the purchase and expenditure for the acquisition of a utility easement from First Baptist Church of Rowlett (FBC) for the relocation of the electrical power poles in the amount of \$69,581 for CIP Project ST2108 – Main Street Reconstruction from the President George Bush Turnpike (PGBT) frontage road to east of the roundabout at Skyline and authorizing the City Manager to execute the purchase order for said purchase.

This item was pulled for Individual Consideration.

A motion was made by Mayor Pro Tem Brown, seconded by Councilmember Bell, to approve the item as presented. The motion carried with a unanimous vote of those members present. This item was approved as RES-086-18.

Passed the Consent Agenda

A motion was made by Mayor Pro Tem Brown, seconded by Councilmember Margolis, 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.** Consider action to approve an ordinance approving and adopting the budget for fiscal year 2018-2019 (FY2019).

A motion was made by Councilmember Margolis, seconded by Councilmember Bell, to adopt the budget as presented. The motion carried with a unanimous vote of those members present. This item was approved as ORD-031-18.

- 8B.** Consider action to ratify the property tax revenue increase reflected in the Budget for FY 2019.

A motion was made by Councilmember Sherrill, seconded by Councilmember Margolis, that the property tax revenue increase reflected in the budget be ratified. The motion carried with a unanimous vote of those members present.

- 8C.** Consider an ordinance approving and adopting the proposed ad valorem tax rate of \$0.757173 per \$100 of taxable value for fiscal year 2018-2019 (FY2019).

A motion was made by Councilmember Sherrill, seconded by Councilmember Margolis, that the property tax rate be increased by the adoption of a tax rate of 0.757173, which is effectively a 6.09 percent increase in the tax rate. The motion carried with a unanimous vote of those members present. This item was approved as ORD-032-18.

8D. Consider a resolution adopting the 2018 City of Rowlett Strategic Plan.

A motion was made by Mayor Pro Tem Brown, seconded by Deputy Mayor Pro Tem Grubisich, to approve the item as presented. The motion carried with a unanimous vote of those members present. This item was approved as RES-087-18.

8E. Conduct a public hearing and consider action to approve an ordinance granting: 1) a change in zoning from Form-Based Urban Village District (FB-UV) to General Commercial/Retail (C-2) on approximately 6.0 acres; and, 2) a Special Use Permit (SUP) to permit a drive-through restaurant on approximately 1.3 acres of the 6.0 acres, for property generally located north of Lakeview Parkway west of Scenic Drive, in the Josiah Hart Survey, Abstract No. 111, and in the Zalcon Center 1 Addition, Block A, Lot 2, City of Rowlett, Rockwall County, Texas.(RDC-ZONE-000416-2018 and RDC-ZONE-000413-2018).

A motion was made by Deputy Mayor Pro Tem Grubisich, seconded by Councilmember Bell, to approve the ZONING CHANGE as presented. The motion carried with a vote of six in favor and one opposed (Margolis). This item was approved as ORD-033-18.

A motion was made by Deputy Mayor Pro Tem Grubisich, seconded by Mayor Pro Tem Brown, to approve the SUP with the following stipulations: drive through closing at 10 p.m., tall stack and no public access on Silver Lake. The motion FAILED with a vote of five opposed (Margolis, Sherrill, Bobbitt, Dana-Bashian, Bell) and two in favor (Brown, Grubisich).

A motion was made by Councilmember Sherrill, seconded by Councilmember Bell, to approve the SUP with the following stipulations: drive through closing at 10 p.m., tall stack, with Silver Lake cut through, solid waste container 50' from masonry wall. The motion FAILED with a vote of four opposed (Margolis, Bobbitt, Brown, Grubisich) and three in favor (Sherrill, Dana-Bashian, Bell).

A motion was made by Councilmember Bobbitt to DENY the SUP. The motion failed for lack of a second.

Mayor Dana-Bashian turned the meeting over to Mayor Pro Tem Brown.

A motion was made by Mayor Dana-Bashian, seconded by Councilmember Bell, to approve the SUP with the following stipulations: drive through closing at 10 p.m., tall stack, with Silver Lake cut through as presented, solid waste container 50' from divisive wall. The motion PASSED with a vote of four in favor (Sherrill, Dana-Bashian, Brown, Bell) and three opposed (Margolis, Bobbitt, Grubisich). This item was approved as ORD-034-18.

After a short break at 11:15 p.m., Council reconvened at 11:23 p.m. to continue the Executive Session.

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

There was no action taken on item 2B. Action for item 2A listed above.

9. ADJOURNMENT

The meeting was adjourned at 11:29 p.m.