



## CITY OF ROWLETT CITY COUNCIL ACTION MINUTES

*Our Vision: A well-planned lakeside community of quality neighborhoods, distinctive amenities, diverse employment, and cultural charm. Rowlett: THE place to live, work and play.*

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Tuesday, April 16, 2019

5:30 P.M.

Municipal Building

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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 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 5:30 p.m.

**2. EXECUTIVE SESSION**

- 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 and litigation relating to the Bayside Project. (45 minutes) **THIS WILL BE DISCUSSED AFTER THE REGULAR SESSION.**

In Executive Session at 9:17 p.m. Out at 11:00 p.m.

**3. WORK SESSION (5:30 P.M.)\* Times listed are approximate.**

- 3A.** Joint meeting with Board of Adjustment and City Council. (30 minutes)
- 3B.** Discuss a Bunker Renovation Project proposed by American Golf Corporation (AGC) as part of the 2019 Waterview Golf Course renovation projects. (45 minutes)
- 3C.** Discuss an amendment to Chapter 77-704 of the Rowlett Development Code (RDC) to implement Section 211.006(f) of the Texas Local Government Code, providing that the affirmative vote of at least three-fourths of all City Council members would be required to overrule a recommendation of denial of a zoning change by the Planning and Zoning Commission. (15 minutes)

- 3D.** Discuss a proposed new streaming and broadcast system with closed captioning services.  
(20 minutes)

**4. DISCUSS CONSENT AGENDA ITEMS**

It was requested that item 7C be pulled for Individual Consideration.

Council adjourned the Work Session at 7:20 p.m.

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

**INVOCATION** – Eric “Gunny” Hartman, Providence Church

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

Council reconvened in the Regular Session at 7:33 p.m.

**5. PRESENTATIONS AND PROCLAMATIONS**

- 5A.** Presentation of proclamation recognizing the week of April 22 – 26, 2019 as Administrative Professionals Week.

Mayor Pro Tem Brown presented the proclamation to the following: Evette Whitehead, Executive Assistant to the City Manager; Susan Nix, Community Development Coordinator; Julie Ward, Administrative Services Manager – Fire Department; Shelly Monroe, Senior Administrative Assistant – Parks and Recreation; and Dawn Smith, Administrative Services Manager – Police Department.

- 5B.** Presentation of proclamation recognizing the week of April 14 – 20, 2019 as National Public Safety Telecommunicators Week.

Councilmember Sherrill presented the proclamation to Lt. David Nabors and Hannah Ceaser, Tasha McCord and Mary Lollar.

- 5C.** Presentation of proclamation recognizing the month of April 2019 as National Safe Digging Month.

Deputy Mayor Pro Tem Grubisich presented the proclamation to Eva Hummel, Public Affairs Manager; Roy Moss, Director of Operations and Gus, the Gopher with Atmos Energy.

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

Councilmembers provided the following announcements as noted:

Councilmember Margolis:  
**PARKS AND RECREATION**

- THE 2019 EASTER EGGSTRAVAGANZA AND PUP-A-PALOOZA EVENTS ARE RESCHEDULED FOR THIS SATURDAY, APRIL 20.
  - EASTER EGGSTRAVAGANZA WILL BE FROM 10 AM TO NOON AT PECAN GROVE PARK.

- PUP-A-PALOOZA WILL BE FROM 2 PM TO 4 PM AT SCENTRAL BARK DOG PARK.
- ROWLETT'S KID FISH! WILL BE ON SATURDAY, APRIL 27 FROM 9 AM TO NOON.
  - EVENT WILL BE HELD AT COMMUNITY PARK POND – 8700 ST. ANDREWS.
- CARDBOARD BOAT REGATTA WILL FOLLOW KID FISH BEGINNING AT 1:30 PM
  - \$20 PER ENTRY, PREREGISTRATION IS REQUIRED.
  - EVENT WILL BE HELD AT COMMUNITY PARK POND – 8700 ST. ANDREWS.

FOR MORE INFORMATION ON THESE EVENTS AND OTHER PARKS AND RECREATION PROGRAMS PLEASE VISIT [WWW DOT ROWLETT DOT COM](http://WWW.DOT.ROWLETT.DOT.COM) FORWARD SLASH PARKS AND REC OR CALL 972-412-6170.

#### LIBRARY

- VISIT YOUR ROWLETT PUBLIC LIBRARY AT 3900 MAIN STREET! A MAP SHOWING AVAILABLE PARKING DOWNTOWN IS ON THE LIBRARY'S WEB PAGE: [WWW DOT ROWLETT DOT COM](http://WWW.DOT.ROWLETT.DOT.COM) FORWARD SLASH LIBRARY
- ENJOY A MOVIE EVERY FRIDAY AFTERNOON. FLICKS START AT 3:30 PM. UPCOMING SHOWINGS INCLUDE:
  - "PETER RABBIT" ON APRIL 19<sup>TH</sup>
  - "SING" ON APRIL 26<sup>TH</sup>
- SATURDAY FAMILY PROGRAMS START AT 2 PM. DON'T MISS THE FUN ON:
  - APRIL 20<sup>TH</sup> – WATCH THE MOVIE "HOP" AND MAKE A SPRINGTIME CRAFT
  - APRIL 27<sup>TH</sup> – CELEBRATE DIVERSITY IN CHILDREN'S LITERATURE WITH CRAFTS AND PRIZES AT "DIA!" DIA! IS A NATIONALLY RECOGNIZED INITIATIVE EMPHASIZING THE IMPORTANCE OF LITERACY FOR CHILDREN FROM ALL BACKGROUNDS.
- FOR MORE INFORMATION ON THESE AND OTHER LIBRARY PROGRAMS VISIT THE LIBRARY AT 3900 MAIN STREET, CALL 972.412-6161, OR FRIEND US ON FACEBOOK!

Councilmember Sherrill:

#### ANIMAL SHELTER -

- NEXT LOW COST VACCINATION CLINIC WILL BE HELD ON SUNDAY, MAY 5<sup>TH</sup>, 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.
- THE ANIMAL SHELTER AND ITS VOLUNTEERS WANT TO EXTEND A HUGE THANK YOU TO EVERYONE WHO ADOPTED AND HELPED GET THE SHELTER OUT OF THE ITS CAPACITY DANGER ZONE. WE HAVEN'T HAD TO EUTHANIZE AN ANIMAL DUE TO SPACE CONSTRAINTS SINCE 2014 AND WE DON'T WANT TO E.V.E.R. HAVE TO DO IT. PLEASE KEEP OUR SHELTER IN MIND IF YOU'RE THINKING ABOUT ADDING A FURBABY TO YOUR FAMILY. ADOPT – DON'T SHOP.
- [ANIMALS AVAILABLE FOR ADOPTION](#)

#### CPR CLASS OFFERED

- CPR CLASSES WILL BE HELD QUARTERLY NOW; NEXT CLASS IS SCHEDULED FOR APRIL 20<sup>TH</sup> AT 8:30AM AT THE RCC. COST IS \$30 AND OPEN TO ANYONE 16 YEARS OLD AND UP. CALL JULIE @ 972.412.6230 TO REGISTER

Councilmember Bobbitt:

#### ARTS & HUMANITIES COMMISSION

- "ROWLETT SINGS 2019" - FINAL LIVE PERFORMANCES WILL BE HELD ON SATURDAY, APRIL 27 AT THE ROWLETT COMMUNITY CENTRE, 5300 MAIN STREET, BEGINNING AT 6:30 PM. NOW IN ITS SECOND YEAR, THIS MUSICAL TALENT COMPETITION IS SOMETHING YOU WON'T WANT TO MISS!

#### SPIRIT OF ROWLETT AWARD

- THE CITY OF ROWLETT NEIGHBORHOOD LIFE OFFICE IS EXCITED TO ANNOUNCE THE SPIRIT OF ROWLETT AWARD! THIS AWARD IS TO PUBLICLY RECOGNIZE ORDINARY RESIDENTS DOING EXTRA-ORDINARY THINGS IN OUR COMMUNITY, AND THEY'RE NOMINATED BY YOU – THE CITIZENS OF ROWLETT.
  - DO YOU KNOW A LOCAL HERO? NOMINATE THEM ONLINE AT ROWLETT.COM. THIS IS A GREAT WAY TO SAY "THANK YOU" TO THOSE WHO HAVE ENCOURAGED, SUPPORTED AND ACTED IN A WAY THAT HAS IMPACTED YOU IN YOUR EVERYDAY LIFE. WE LOOK FORWARD TO HEARING FROM YOU AND TO PROVIDING THIS RECOGNITION FOR GOOD DEEDS, DONE WELL!

Councilmember Brown:

#### KEEP ROWLETT BEAUTIFUL

- FREE ELECTRONIC RECYCLING AND DOCUMENT SHREDDING EVENT ON SATURDAY, APRIL 27<sup>TH</sup> AT ROWLETT HIGH SCHOOL FROM 9AM TO 1PM.
  - THE FIRST THREE BOXES ARE FREE AND UP TO FOUR MORE AT \$3 EACH.
- FOR MORE INFORMATION ON THESE EVENTS OR HOW TO VOLUNTEER OR DONATE, VISIT KEEP ROWLETT BEAUTIFUL DOT O-R-G OR CALL 972-463-3929.

#### 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](http://WWW.ROWLETT.COM/AMI)
  - FOR MORE INFORMATION ABOUT THIS GREAT SERVICE, WATCH THE YOUTUBE VIDEO LISTED ON THE NEWS FLASH AT [WWW.ROWLETT.COM](http://WWW.ROWLETT.COM), DATED FEBRUARY 5<sup>TH</sup>

Councilmember Grubisich:

#### COUNCIL MEETINGS

- NEXT MEETINGS WILL BE MAY 7<sup>TH</sup> AND 21<sup>ST</sup> – AT CITY HALL. WE WILL HAVE A SPECIAL MEETING ON MONDAY, MAY 13<sup>TH</sup> TO CANVASS THE ELECTION AND RECOGNIZING OUTGOING AND INCOMING COUNCILMEMBERS.

#### P & Z MEETINGS

- NEXT MEETING WILL BE HELD ON APRIL 23<sup>RD</sup> AT CITY HALL.
- ARE YOU READY FOR THE MAY 4<sup>TH</sup> CITY ELECTION? EARLY VOTING BEGINS MONDAY, APRIL 22<sup>ND</sup> AND RUNS THROUGH TUESDAY, APRIL 30<sup>TH</sup>.

Councilmember Bell:  
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](http://WWW.ROWLETT.COM) AND CLICK ON THE ACTION CENTER LISTED UNDER DEPARTMENTS. OR YOU CAN CALL 972.412.6100 AND 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!

Mayor Dana-Bashian:

- DO YOU HAVE A QUESTION YOU'D LIKE TO ASK THE MAYOR? HAVE YOU EVER WONDERED WHY WE DO WHAT WE DO AND MAYBE EVEN HOW? WE'RE STARTING A NEW SEGMENT ON THE MONTHLY NEWS SHOW – ROWLETT ON THE WATER...ON THE MOVE, WHICH IS HOSTED BY OUR CITY MANAGER BRIAN FUNDERBURK AND MYSELF. IT'S CALLED, "ASK THE MAYOR!" EMAIL YOUR QUESTIONS ON ANY CITY-RELATED TOPIC TO ASK THE MAYOR AT ROWLETT DOT COM. QUESTIONS WILL BE ANSWERED ON THE UPCOMING SHOW.
- 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

ANIMAL SHELTER STAFF INTRODUCED TOFFEE – ONE OF THE [ANIMALS AVAILABLE FOR ADOPTION](#) AT THE SHELTER.

**6. CITIZENS' INPUT**

There were no speakers.

**7. CONSENT AGENDA**

- 7A.** Consider action to approve minutes from the April 2, 2019 City Council meeting.

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

- 7B.** Consider action to approve a resolution authorizing a purchase order to Sam Pack's Five Star Ford in the amount of \$96,183.64 for the purchase of two 2020 Ford Explorers for the Rowlett Police Department.

**This item was approved as RES-058-19 on the Consent Agenda.**

- 7C.** Consider action to approve a resolution approving Task Authorization #FY19-LT-01 to the Master Professional Services agreement with la terra studio, inc. in the amount of \$212,750, for landscape and architectural design services for Herfurth Park Phase One redevelopment and authorizing the Mayor to execute the necessary documents for said services.

**This item was removed for Individual Consideration.**

**A motion was made by Councilmember Margolis, 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-059-19.**

**Passed the Consent Agenda**

**A motion was made by Mayor Pro Tem Brown, seconded by Deputy Mayor Pro Tem Grubisich, 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 continuing the juvenile curfew and Article III of Chapter 34, Sections 34-61 through 34-65, of the Code of Ordinances regarding the Juvenile Curfew Ordinance.

**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 ORD-007-19.**

- 8B.** Conduct a public hearing and take action on a request by the Skorborg Company, on behalf of property owner Don Valk for a rezoning from Limited Commercial/Retail (C-1) District to Planned Development (PD) District for Single-Family Uses for a 7.838-acre site located at the southwest corner of Miller Road and Rowlett Road, in the City of Rowlett, Dallas County, Texas.

**A motion was made by Councilmember Margolis, seconded by Deputy Mayor Pro Tem Grubisich, to DENY the item as presented. The motion carried with a unanimous vote of those members present. This item was DENIED.**

After a short break at 9:08 p.m., Council reconvened at 9:16 p.m. to continue the Executive Session.

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

There was no action taken.

**9. ADJOURNMENT**

The meeting was adjourned at 11:00 p.m.