



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.

Tuesday, October 20, 2020

5:30 P.M.

Municipal Building

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 (Remotely): Mayor Dana-Bashian, Mayor Pro Tem Grubisich, Deputy Mayor Pro Tem Bell, Councilmember Margolis, Councilmember Sherrill, Councilmember Laning and Councilmember Brown

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 Attorney), to consult with and receive legal advice from the City Attorney relating to the City's lease with American Golf Corporation and the Waterview Golf Club. (30 minutes) **THIS ITEM WILL BE DISCUSSED FOLLOWING THE REGULAR SESSION OF THE MEETING**

In Executive Session at 9:00 p.m. Out at 9:49 p.m.

- 2B.** The City Council shall convene into executive session pursuant to Texas Government Code Section 551.071 (Consultation with Attorney) to consult with and receive legal advice from the City Attorney and legal counsel relating to pending litigation and potential settlement regarding the Bull v. Rowlett and Wilson v. Rowlett cases. (20 minutes) **THIS ITEM WILL BE DISCUSSED FOLLOWING THE REGULAR SESSION OF THE MEETING**

In Executive Session at 8:38 p.m. Out at 8:59 p.m.

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

To provide comment for any Work Session or agenda item, please send an email to CitizenInput@rowlett.com by 3:30 p.m. the day of the meeting. There will be no comments taken during the meeting.

- 3A. Discuss design options for IH-30 Texas Department of Transportation (TxDOT) Wall Enhancements at Dalrock Road and Sapphire Bay Boulevard. (45 minutes)
- 3B. Present an update on the City's Capital Improvement Plan (CIP). (30 minutes)
- 3C. Receive update from the Court Governance Committee regarding the operations of the Municipal Court. (15 minutes)

Mayor Pro Tem Grubisich took over running the meeting.

- 3D. Discuss a proposed resolution from the Rowlett Housing Finance Corporation regarding the requirement for the City of Rowlett to provide a resolution of no objection prior to conducting a Tax Equity and Fiscal Responsibility Act (TEFRA) process. (30 minutes)

4. **DISCUSS CONSENT AGENDA ITEMS**

After a short break at 7:28 p.m., Council reconvened at 7:34 p.m.

INVOCATION – Dretha Burriss, First Rowlett Methodist Church

CONVENE REGULAR SESSION (7:30 P.M.)* Times listed are approximate.

5. **PRESENTATIONS AND PROCLAMATIONS**

- 5A. Presentation of proclamation recognizing the week of October 19-23, 2020 as Chamber of Commerce Week in Texas.

Mayor Pro Tem Grubisich read the proclamation. Michael Gallops, President of the Rowlett Chamber of Commerce was online to accept.

- 5B. Presentation of proclamation recognizing October as National Disability Employment Awareness Month.

Mayor Pro Tem Grubisich read the proclamation. Phaleria Hollins and Denise Younge with the Rowlett Diversity, Equity and Inclusion Commission were online to accept.

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

Brian Funderburk, City Manager, announced the Trunk or Treat event at the Rowlett Community Centre on Saturday, October 31st from 5:30 p.m. to 8:30 p.m. Must pre-register for the event. For more information, call 972-412-6170 or visit the website to register here: <https://www.signupgenius.com/go/5080545a4ae2ea1f49-trunk>.

Councilmember Brown announced the Electronics Recycling event on Saturday, October 24th from 9 a.m. to 1 p.m. Along with electronics recycling there will be document shredding. The location has changed to the Rowlett High School parking lot.

Councilmember Sherrill announced the prescription drug take back will be taking place on Saturday, October 24th from 10 a.m. to 2 p.m. at the Rowlett High School parking lot.

6. CITIZENS' INPUT

To provide comment for the meeting, please send an email to CitizenInput@rowlett.com by 3:30 p.m. the day of the meeting. Please state whether your comment is regarding a specific agenda item or a general comment to the Council. Your comment will be read into the record during the meeting (must be within the 3-minute time limit). There will be no comments taken during the meeting.

7. CONSENT AGENDA

7A. Approving minutes.

Consider action to approve minutes from the following City Council meetings: October 5, 2020 Special Joint Meeting and October 6, 2020 Regular Meeting.

This item was approved on the Consent Agenda.

7B. Consider a resolution approving a grant application for an outdoor campout event.

Consider action to approve a resolution authorizing a grant application under the Texas Parks and Wildlife Department's (TPWD) Community Outdoor and Outreach Program (CO-OP) in the amount of \$10,000.00 for an outdoor campout event and designate the City of Rowlett Grant Coordinator as the primary grant contact.

This item was approved on the Consent Agenda as RES-129-20.

7C. Consider a resolution approving the purchase of information technology storage, maintenance and support.

Consider action to approve a resolution authorizing a purchase order in the amount of \$120,000 to an information technology vendor for online storage and services with 24/7 support and maintenance for an infrastructure backup solution as well as an offsite Disaster Recovery Plan and authorizing the City Manager to execute the necessary documents to purchase said services.

This item was approved on the Consent Agenda as RES-130-20.

7D. Consider a resolution amending and adopting the City's Investment Policy.

Consider action to approve a resolution amending and adopting the City's Investment Policy, including the investment policies, investment strategies and approved broker/dealers for Fiscal Year 2021.

This item was approved on the Consent Agenda as RES-131-20.

7E. Consider a resolution approving an agreement for construction improvements for bridge.

Consider action to approve a resolution approving an Advance Funding Agreement by and between the Texas Department of Transportation (TxDOT) and the City of Rowlett for additional improvements of the construction of the Interstate Highway 30 (IH30) bridge at Sapphire Bay Boulevard, and authorizing the Mayor to execute the necessary documents for said services.

This item was approved on the Consent Agenda as RES-132-20.

7F. Consider a resolution approving a contract renewal for pavement leveling services.

Consider action to approve a resolution approving a contract renewal with Nortex Concrete Lift and Stabilization, Incorporated (Nortex) for pavement leveling services.

This item was approved on the Consent Agenda as RES-133-20.

7G. Consider a resolution approving a Task Authorization for project management services.

Consider action to approve a resolution authorizing an amendment to Fitzpatrick Design Construction Services Group LLC (FDCS) Task Authorization to extend the term of services for Project Management services to New Fire Station #2 located at 8602 Schrade Road and authorizing an additional amount of \$98,000 and a total amount not to exceed \$246,000.

This item was approved on the Consent Agenda as RES-134-20.

7H. Consider a resolution approving a Task Authorization for engineering and design services.

Consider action to approve a resolution authorizing an amendment to Eikon Consulting Group LLC (Eikon) Task Authorization to provide additional engineering and design services for Fire Station #2 located at 8602 Schrade Road and authorizing an additional amount of \$120,250 and a total amount not to exceed \$649,900.

This item was approved on the Consent Agenda as RES-135-20.

7I. Consider a resolution approving contract for public safety software maintenance and support services.

Consider action to approve a resolution authorizing the City Manager to execute purchase orders for annual software maintenance and support services for the Police Department's software applications in the amount of \$176,110.43.

This item was approved on the Consent Agenda as RES-136-20.

7J. Consider a resolution for fire apparatus repairs and maintenance.

Consider action to approve a resolution for an agreement for fire apparatus repairs and preventative maintenance with Metro Fire Apparatus Specialist Inc., in an amount not to exceed \$90,000.

This item was approved on the Consent Agenda as RES-137-20.

Passed the Consent Agenda

A motion was made by Councilmember Margolis, seconded by Councilmember Brown, including all the preceding item(s) marked as having been approved on the Consent Agenda. The motion carried with a unanimous vote of those members present.

8. INDIVIDUAL CONSIDERATION

- 8A.** Conduct a public hearing and make a recommendation to the City Council regarding amendments to the Form-Based Code and the North Shore Framework Plans to: 1) require Special Use Permits for Mixed Residential Building Types and multi-family projects, and 2) revise the Building Types provision limiting Mixed Residential buildings to 25% of a larger mixed use development in the North Shore Framework Plans.

After a short break at 8:32 p.m., Council reconvened at 8:37 p.m. in Executive Session Item 2B.

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

Motion by Mayor Dana-Bashian, with second by Councilmember Brown, to approve the settlement of Bull v. Rowlett and Wilson V. Rowlett cases in accordance with the terms discussed in Executive Session and authorize the City Manager to sign on the City's behalf, subject to City Attorney approval.

The Mayor stated there would be no further comment from the City at this time as these settlements have not been finalized.

9. ADJOURNMENT

The meeting adjourned at 9:51 p.m.