



CITY OF ROWLETT CITY COUNCIL 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, April 6, 2021

5:00 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: Mayor Dana-Bashian, Mayor Pro Tem Grubisich, Deputy Mayor Pro Tem Bell, Councilmember Margolis, Councilmember Sherrill, Councilmember Laning and Councilmember Brown (virtual)

1. CALL TO ORDER

Mayor Dana-Bashian called the meeting to order at 5:00 p.m.

2. EXECUTIVE SESSION

2A. The City Council shall convene into Executive Session pursuant to Texas Government Code, Sec. 551.071 (Consultation with City Attorney), to consult with and receive legal advice from the City Attorney regarding the Sapphire Bay Marina and the Sapphire Bay Marina Development Agreement. (30 minutes) **THIS ITEM WILL BE DISCUSSED FOLLOWING THE REGULAR PORTION OF THE MEETING.**

In Executive Session at 6:57 p.m. Out at 7:25 p.m.

2B. The City Council shall convene into executive session pursuant to the Texas Government Code, §551.074 (Personnel) to deliberate on the evaluation and duties of the City Manager. (30 minutes) **THIS ITEM WILL BE DISCUSSED FOLLOWING THE REGULAR PORTION OF THE MEETING.**

In Executive Session at 9:08 p.m. Out at 9:51 p.m.

3. WORK SESSION (5:00 P.M.)* Times listed are approximate.

3A. Joint meeting of Library Advisory Board and Council. (30 minutes)

Laura Tschoerner, Director of Library Services, introduced Suzanne Webster, Chair, who called their portion of the meeting to order at 5:03 p.m. Ms. Webster described the Board and listed its members (Present: Deborah Smith, Vicki Stallcup-Causey, Bill Schwab, Marilee Salfelder; Absent: Shanna Hinrichs Tana Daniels and Pam Mahaney). She reviewed 2020 highlights including the Library's response to COVID, the Summer Reading Program, showed video outlining the Texas Municipal Library Directors Association Achievement of Excellence in Libraries Award, which Rowlett's Public Library has won for the 16th year in a row. She also reviewed February's snow and ice challenge, the Board's 2020 accomplishments and its goals for 2021. Ms. Webster adjourned their portion of the meeting at 5:13 p.m.

- 3B.** Hear a presentation on the findings of the Proof of Concept for the two wastewater flow meters calculating volume into the Garland Sewer Treatment Plant. (30 minutes)

Gary Enna, Public Works Director, introduced Mike Hagen and Sam Meisner with Freese and Nichols, who reviewed the process for evaluating potential meters and made a recommendation based on their findings. They provided clarification that the meters would be providing real-time data.

- 3C.** Discuss the terms of the new contract with the City of Garland for Wastewater Services. (30 minutes)

Brian Funderburk, City Manager, reviewed the history of the Garland Sewer agreement, comparison of key terms and agreements which includes: length of contract, metering specifics (i.e. inaccuracies and cost correction), rates and charges calculations remain the same, if overpaid – Rowlett collects interest, allows for third-party to resolve disputes, force majeure and terms for termination. Mr. Funderburk thanked Mr. Enna and David Berman – City Attorney, for hammering out the details of the contract with the City of Garland. It was requested that the City be provided an operation update from the City of Garland wastewater treatment facility – as well as any entities with whom we contract.

- 3D.** Hear an update from FCC Environmental Services (FCC) on Solid Waste Collection Operations. (45 minutes)

Mayor Dana-Bashian read into the record the following statements received from the public:

1. Christi Davis, 3217 Scott Dr.: Three weeks now that Scott Drive has had trash sitting on the front curb and no trucks have even come by. On Saturday a trash truck came down the alley of Scott and Sara, but it is not our trash day; and bulk doesn't get put in the back per bee guidelines. Our street looks trashy along with others in this neighborhood from not fault of our own. Please hold this company accountable for their lack of quality service to the citizens of Rowlett. Thank you,
2. Thomas B.: Driver passed up our commercial pickup both days last week unnecessarily, I think. 9824 Lakeview Pkwy. Trash piled up on us. I requested a door that is missing around the first of the year. So trash falls out every time it is emptied.

Mr. Enna introduced Jeff Morley, FCC Rowlett Service Manager, who reviewed the winter storm event and FCC's response, current conditions and next steps, which includes: enforcement of setout regulations, improved communication with customers regarding improper procedures or skipped retrieval; customer education campaign with utility bill inserts with frequently asked questions and procedures. Mr. Morley suggested a composting program to help with diversion rates and costs.

For clarification, Mr. Morley explained "additional setout" and the percentage of involvement, stating that it was previously the exception that there was additional setout, but now most properties have additional setout.

Councilmembers requested clarification of what FCC is doing to fix things now and expressed concerns regarding service in terms of bulk items and debris left from trucks.

3. DISCUSS CONSENT AGENDA ITEMS

Staff requested that Item 7H be pulled for individual consideration to discuss an addition to the proposed resolution.

After a short break at 7:26 p.m., Council reconvened at 7:30 p.m.

INVOCATION - Gunny Hartman, Providence Church

PLEDGES OF ALLEGIANCE – led by Council

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

4. PRESENTATIONS AND PROCLAMATIONS

5A. Presentation of Proclamation recognizing the week of April 11 - 17, 2021 as National Public Safety Telecommunicators Week.

Councilmember Sherrill presented the proclamation virtually to Lt. Steve Ferrie, Hannah Ceaser – Communications Supervisor and Chief Michael Godfrey.

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

Councilmember Brown announced the following Keep Rowlett Beautiful (KRB) events:

- Video contest
- Great American Clean up on April 24th
- Electronic recycling/document shredding on May 8th

For additional information, visit www.KeepRowlettBeautiful.org.

Councilmember Sherrill announced Prescription Take Back on Saturday, April 24th at the Rowlett Community Centre from 10:00 a.m. to 2:00 p.m. Residents will be able to drive through and drop off prescription medications and “sharps.”

Councilmember Margolis announced that on Sunday, April 11th from 11:00 a.m. to 2:00 p.m. the Rowlett Youth Advisory Council will be holding a canned food and bottled water drive at Bowl-A-Rama. Food collected will go to Rowlett food pantries and the water will be donated to the Fire Department.

Mr. Funderburk announced the Lunch on the Lawn event will continue on Mondays through April 19th from 11:00 a.m. – 2:00 p.m. There is a virtual Town Hall Meeting on Monday, April 12th regarding the upcoming Bond Election, which will be held on fb live and later streamed on the City’s website.

5. CITIZENS’ INPUT

Mayor Dana-Bashian read a comment submitted via email from Tiffany Batiste, 8801 Briarwood Drive, Rowlett, regarding trash service and City infrastructure upkeep.

6. CONSENT AGENDA

7A. Consider approving the minutes.

Consider action to approve minutes from the following City Council meeting(s): March 16, 2021 Regular Meeting.

This item was approved on the Consent Agenda.

7B. Consider a resolution approving a bid for alley reconstruction.

Consider action to approve a resolution accepting the bid of and awarding a contract to KIK Underground, LLC in the amount of \$826,252.50, with a ten percent (10%) contingency amount of \$82,625.25, and up to \$15,000.00 for an early completion bonus, resulting in a total project budget of \$923,877.75 for alley reconstruction between Thornhill Way and Faulkner Drive, between Persimmon Place and Powell Drive, and between Colonial Drive and Jones Drive; and authorizing the Mayor to execute the necessary documents for said services.

This item was approved on the Consent Agenda as RES-040-21.

7C. Consider a resolution approving an agreement to install traffic signal equipment.

Consider action to approve a resolution executing an Agreement for the Furnishing And Installing of Traffic Signal Equipment by a Municipality (City of Rowlett) by and between the Texas Department of Transportation (TxDOT) and the City of Rowlett for reimbursing the City for the cost of furnishing and installing traffic signal equipment at the intersection of IH30 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-041-21.

7D. Consider a resolution approving contract for the construction of the Lake Highland trail system.

Consider action to approve a resolution accepting the bid of and awarding a contract to North Rock Construction, LLC in the amount of \$1,609,503.51 with a ten percent (10%) contingency amount of \$160,950.35 and up to \$10,000.00 for an early completion bonus, resulting in a total project budget of \$1,780,453.86 for construction of the Lake Highland trail system, and authorizing the Mayor to execute the necessary documents for said services.

This item was approved on the Consent Agenda as RES-042-21.

7E. Consider a resolution approving the purchase of equipment for Fire Rescue.

Consider a resolution to approve the purchase of an E-One 95-Platform Quint and an E-One eMax Pumper, together with necessary equipment, through Metro Fire Apparatus Specialists, Inc., for a total cost of \$2,358,715.

This item was approved on the Consent Agenda as RES-043-21.

7F. Consider a resolution exercising a renewal option for mowing services for Section III.

Consider action to approve a resolution exercising the first of four one-year renewal options for Parks and Recreation Section III mowing services to DD Commercial Landscape in the unit amounts bid in an estimated annual amount of \$131,708.25.

This item was approved on the Consent Agenda as RES-044-21.

7G. Consider a resolution accepting and ratifying a grant award.

Consider action to approve a resolution accepting and ratifying the City Manager's approval of the New Directions in Public Safety Grant Award in the amount of \$206,346 for a one-year period with an option for a one-year extension if the Parties mutually agree by written amendment and mutual approval of the Dallas County Commissioners Court and the Rowlett City Council.

This item was approved on the Consent Agenda as RES-045-21.

7H. Consider a resolution accepting and ratifying a mental health program.

Consider action to ratify accepting the First Responder Mental Health Program in the amount of \$138,063.75.

This item was pulled for Individual Consideration.

Motion by Councilmember Brown, seconded by Councilmember Laning, to approve the item as presented. The motion passed with a unanimous vote of those members present. This item was approved as RES-046-21.

7I. Consider a resolution exercising a renewal option for mowing services for Section IV.

Consider action to approve a resolution exercising the first of four one-year renewal options for Parks and Recreation Section IV landscaping services with Good Earth Corporation in the unit amounts bid in an estimated annual amount of \$248,110.00.

This item was approved on the Consent Agenda as RES-047-21.

Passed the Consent Agenda

A motion was made by Councilmember Margolis, seconded by Councilmember Sherrill, 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

To provide comment during a public hearing, call 1-833-568-8864 and enter Meeting ID#: 161 639 5755.

Please note: using the Zoom app may experience technical issues. Preferred method is calling the toll-free number.

- 8A.** Consider and take action on a request by Sam Lawrence, Narrowpath LLC., on behalf of property owner Chiesa Miller Development, LLC., for approval of a Tree Removal Permit application and reduction in the mitigation fee calculation for properties zoned Planned Development (PD) District for Single-Family (SF-15) District, (SF-7) District, (SF-5) District, Mixed-Use Waterfront (MU-WF) District, and Limited Commercial (C-1) District Uses. The approximate 25.426-acre site is located in the James Hobbs Survey, Abstract Number 571, at the northwest corner of Miller and Chiesa Roads, in the City of Rowlett, Dallas County, Texas.

Motion by Councilmember Margolis, seconded by Mayor Pro Tem Grubisich, to DENY the item as presented. The motion passed with a vote of six in favor and one opposed (Dana-Bashian). This request was DENIED.

- 8B.** Conduct a public hearing and take action on a request by Nathan Schemm to approve a Special Use Permit to allow an accessory structure exceeding 500 square feet on property zoned Planned Development (PD) District for Single-Family Uses. The approximate 0.41-acre tract is located at 3413 Summer Solstice Court, Lot 15, Block F, in the Magnolia Springs Phase 3A Addition, approximately 260 feet northwest of the intersection of Palisade Falls and Summer Solstice Court, in the City of Rowlett, Dallas County, Texas.

Motion by Mayor Pro Tem Grubisich, seconded by Councilmember Sherrill, to approve the item as presented with the additions recommended from the Planning and Zoning Commission. The motion passed with a unanimous vote of those members present. This item was approved as ORD-019-21.


After a short break at 9:07 p.m., Council reconvened in Executive Session at 9:08 p.m.

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


There was no action taken.

9. ADJOURNMENT

The meeting adjourned at 9:51 p.m.



Tammy Dana-Bashian, Mayor



Laura Hallmark, City Secretary

Approved on: April 20, 2021

