

## AGENDA

### LEWISVILLE CITY COUNCIL MEETING FEBRUARY 16, 2015

LEWISVILLE CITY HALL  
151 WEST CHURCH STREET  
LEWISVILLE, TEXAS 75057

#### WORKSHOP SESSION - 5:45 P.M. REGULAR SESSION - 7:00 P.M.

Call to Order and Announce a Quorum is Present.

#### WORKSHOP SESSION - 5:45 P.M.

- A. 35Express Project Update FM 407 and Garden Ridge
- B. Phase 1, I - 35 E Monument Signage Options by David Salmon, City Engineer
- C. Discussion of Regular Agenda Items and Consent Agenda Items

#### REGULAR SESSION - 7:00 P.M.

- A. **INVOCATION:** Deputy Mayor Pro Tem Ferguson
- B. **PLEDGE TO THE AMERICAN AND TEXAS FLAGS:** Councilman Durham
- C. **PRESENTATIONS:**
  - 1. Presentation of Achievement of Excellence in Procurement Award
  - 2. Presentation of Certificate of Achievement for Excellence in Financial Reporting Award
- D. **PUBLIC HEARING:** Consideration of an Ordinance Adopting Camp Standards of Care in Compliance With Texas Administrative Code 745.115(3) Municipal for Recreational Camp Programs.

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**ADMINISTRATIVE COMMENTS:**

The Department of Family and Protective Services provides an exemption to the license requirement for child-care facilities for municipal recreation programs. The City's camp program meets the criteria for said exemption but requires the Council's adoption of the proposed ordinance setting for the standards of care. This is the fifth year with the same standards of care as approved by City Council.

**RECOMMENDATION:**

That the City Council approve the ordinance as set forth in the caption above.

- E. **VISITORS/CITIZENS FORUM:** At this time, any person with business before the Council not scheduled on the agenda may speak to the Council. No formal action can be taken on these items at this meeting.
- F. **CONSENT AGENDA:** All of the following items on the Consent Agenda are considered to be self-explanatory by the Council and will be enacted with one motion. There will be no separate discussion of these items unless a Council Member or citizen so request. For a citizen to request removal of an item, a speaker card must be filled out and submitted to the City Secretary.
1. **APPROVAL OF MINUTES:** City Council Minutes of the February 2, 2015, Workshop Session and Regular Session.
  2. **Approval of a Resolution Authorizing the City to Submit a Grant Application to the Texas Criminal Justice Division to Obtain Funding to Purchase Portable Radios.**

**ADMINISTRATIVE COMMENTS:**

The Lewisville Police Department is preparing a grant application to obtain funding from the State of Texas under its Justice Assistance Grant program. The application seeks funding for the purchase of 19 portable radios. The Department estimates total cost of the radios at \$76,798. If the Texas Criminal Justice Division approves our application, the grant will cover all costs, with no City match required.

**RECOMMENDATION:**

That the City Council approve the proposed resolution as set forth in the caption above.

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- 3. Approval of a Bid Award for an Annual Requirements Contract for Clamps, Fittings, and Pipe to Fortiline Waterworks, Haltom City, Texas, in the Estimated Amount of \$93,618.94.**

**ADMINISTRATIVE COMMENTS:**

A total of seventeen (17) bid invitations were downloaded from Bidsync.com. Four (4) bids were received and opened on January 22, 2015. This contract involves parts needed to make repairs to water and sewer lines. The term of the contract will be twelve (12) months, with an option to extend for up to two (2) additional twelve-month periods, subject to the approval of the supplier and the City. Funding is available in the Utility Fund Public Services' annual budget.

**RECOMMENDATION:**

That the City Council approve the bid award as set forth in the caption above.

- 4. Approval of a Bid Award for a Stage Truss Rig From Tomcat USA, Knoxville, TN in the Amount of \$77,532.**

**ADMINISTRATIVE COMMENTS:**

A total of seventeen (17) bid invitations were downloaded from Bidsync.com. Two (2) bids were received and opened on January 28, 2015. This stage truss rig will be setup at the outdoor stage in the Wayne Ferguson Park Plaza. The truss rig will support sound and stage lighting equipment as well as cabling necessary for stage shows. Funding is available in the Community Relations Hotel Motel 2014-15 budget.

**RECOMMENDATION:**

That the City Council approve the bid award as set forth in the caption above.

- 5. Approval of a Supplemental Appropriation for Prior Year Encumbrances in the Following Amounts: General Fund - \$387,617; Hotel/Motel Tax Fund - \$795; Recreation Fund - \$317; Asset Forfeitures - Federal Fund \$414,276; Grant Fund - 565,398; Crime Control District Fund - \$1,991; Fire Control District Fund - \$10,322; Water and Sewer Fund - \$251,344; Maintenance and Replacement Fund - \$1,202,304; Self Insurance Risk Fund - \$11,625; Health Fund - \$4,093; and 4B Fund -\$34,450.**

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**ADMINISTRATIVE COMMENTS:**

Each year, a recommendation is made to supplementally appropriate funds from open purchase orders from the prior fiscal year. As a result, when the items or services are received in the current fiscal year, they are charged to the current year. Unless the current fiscal year appropriations are amended to provide for these charges, funds in the affected line item accounts may be short at year-end.

**RECOMMENDATION:**

That the City Council approve the supplemental appropriations as set forth in the caption above.

G. **REGULAR HEARINGS:**

6. **Consideration of a Variance Request to the Lewisville City Code, Section 9.5-212-Prohibited Signs (h) Off-Premise Signs, for Bramhall Properties LLC; to be Located at 320 West Main Street, as Requested by Thomas Bramhall, MD, and Matthews Southwest the Property Owners.**

**ADMINISTRATIVE COMMENTS:**

324 W. Main Street, located behind the Matthews Southwest headquarters at 320 W. Main Street, contains dermatology and ENT offices and has no street frontage on which to place a sign. Matthews Southwest went before the Old Town Design Review Committee (OTDRC) on January 26, 2015, for approval of a monument sign, which 324 W. Main Street would like to co-locate on. The OTDRC recommended approval of the off-premise sign at their January 26, 2015, meeting.

**RECOMMENDATION:**

That the City Council approve the requested variance as set forth in the caption above.

**PRESENTATION:** Nika Reinecke, Dir. of Economic Development / Planning  
Kristian Teleki, Sr. VP – Matthews Southwest  
Thomas Bramhall, MD – Bramhall Properties LLC.

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7. **Consideration of an Ordinance Amending the Lewisville Code of Ordinances, Chapter 16, Utilities, by Adding Article IX, Municipal Setting Designations, Providing a Process for Establishing Municipal Setting Designations Ordinances to Prohibit Certain Contaminated Groundwater from Potable Use.**

**ADMINISTRATIVE COMMENTS:**

In October 2014, staff conducted two workshop sessions with City Council to introduce and discuss Municipal Setting Designations (MSD). Council directed staff to proceed with development of an ordinance to establish a process for application for MSD that enables case-by-case consideration by Council of such requests. Staff has prepared the ordinance and is seeking approval of Council.

**RECOMMENDATION:**

That the City Council approve the ordinance establishing a procedure for consideration of MSD applications as set forth in the caption above.

- H. **REPORTS:** Reports about items of community interest regarding which no action will be taken.
- I. **CLOSED SESSION:** In Accordance with Texas Government Code, Subchapter D,
1. Section 551.071 (Consultation with Attorney): Legal Issues Related to the Construction of the Old Town Park Plaza
  2. Section 551.072 (Real Estate): Property Acquisition
  3. Section 551.087 (Economic Development): Deliberation Regarding Economic Development Negotiations
- J. **RECONVENE** into Regular Session and Consider Action, if Any, on Items Discussed in Closed Session.
- K. **ADJOURNMENT**

The City Council reserves the right to adjourn into closed session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Section 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.087 (Economic Development).