

LEWISVILLE CITY COUNCIL

CALLED SPECIAL SESSION

JUNE 22, 2015

Present:

Rudy Durham, Mayor

Council Members:

R Neil Ferguson, Mayor Pro Tem
Greg Tierney, Deputy Mayor Pro Tem
Leroy Vaughn (Absent)
TJ Gilmore
Brent Daniels

City Staff:

Donna Barron, City Manager
Steve Bacchus, Assistant City Manager
Melinda Galler, Assistant City Manager
Eric Ferris, Assistant City Manager
Julie Heinze, City Secretary
Lizbeth Plaster, City Attorney

REGULAR SESSION - 6:00 P.M.

With a quorum of the Council Members present, the regular session of the Lewisville City Council was called to order by Mayor Durham at 6:00 p.m. on Monday, June 22, 2015, in the Council Chambers of the Lewisville City Hall, 151 West Church Street, Lewisville, Texas.

Invocation

(Agenda Item A)

At the request of Mayor Durham, Mayor Pro Tem Ferguson gave the invocation.

Pledge to the American and Texas Flags

(Agenda Item B)

At the request of Mayor Durham, Councilman Gilmore gave the pledge to the American and Texas flags.

Visitors/Citizens Forum

(Agenda Item C)

No one appeared to speak at this time.

Performance of the Second Reading of an Ordinance of the City Council of the City of Lewisville, Texas Adopting a Ninety (90) Day Moratorium on the Acceptance of Applications for Permits for Development of Undeveloped Commercial Property Zoned Light Industrial Located North of Valley Ridge Boulevard, East of McGee Lane, West of IH-35E and South of Lake Lewisville, and More Specifically Described in Exhibit “A”; Providing for Written Findings; Providing an Expiration Date; Providing for an Extension of Such Moratorium; Providing a Waiver Procedure; Providing for Limitations on Moratorium for Persons with Vested Rights

(Regular Hearing Item 1)

At the June 15, 2015 City Council meeting, the City Council voted to adopt an ordinance imposing a 90-day moratorium on the acceptance of applications for development permits of undeveloped commercial property zoned light industrial located north of Valley Ridge Boulevard, east of McGee Lane, west of IH-35E and south of Lake Lewisville to finalize the pending charrette booklet/study and to create a framework to implement the Lewisville 2025 Plan and the I-35 Redevelopment Plan. Two public hearings regarding the moratorium have been held, both were advertised in the newspaper as required by law, and the first reading of the ordinance was conducted on June 15, 2015.

The City staff’s recommendation was that the City Council conduct the second reading.

Conner Feeney, 2501 North Harwood, Dallas, Texas, representing Prologis, spoke before the City Council in opposition to this item.

City Attorney Lizbeth Plaster read the ordinance caption into the record as follows:

“An Ordinance of the City Council of the City of Lewisville, Texas Adopting a Ninety (90) Day Moratorium on the Acceptance of Applications for Permits for Development of Undeveloped Commercial Property Zoned Light Industrial Located North of Valley Ridge Boulevard, East of McGee Lane, West of IH-35E and South of Lewisville Lake, and More Specifically Described in Exhibit “A”; Providing for Written Findings; Providing an Expiration Date; Providing for an Extension of Such Moratorium; Providing a Waiver Procedure; Providing for Limitations on Moratorium for Persons With Vested Rights; Providing a Repealer; Providing for Severability; Providing an Effective Date; and Declaring an Emergency.”

Reports

(Agenda Item H)

There were no reports at this time.

Mayor Durham adjourned the regular session of the Lewisville City Council into Closed Session at 6:05 p.m. Monday, June 22, 2015, in accordance with the requirements of the Open Meetings Law.

Closed Session

(Agenda Item I)

In accordance with Texas Government Code, Subchapter D, Section 551.072 (Real Estate), the Lewisville City Council convened into Closed Session at 6:05 p.m. on Monday, June 22, 2015, City Council Conference Room of the Lewisville City Hall, 151 West Church Street, Lewisville, Texas, in order to discuss matters pertaining to the following:

Section 551.071 (Consultation with Attorney):

1. Legal Issues Related to the Construction of the Old Town Park Plaza

Section 551.071 (Consultation with Attorney/Pending Litigation):

2. *City of Lewisville v. City of Farmers Branch and Camelot Landfill TX, LP*, Cause No.4:12-CV-00782, United States District Court for the Eastern District of Texas, Sherman Division; Texas Commission on Environmental Quality Modification to Municipal Solid Waste Permit No. 1312A; and Texas Commission on Environmental Quality Application to Obtain Municipal Solid Waste Permit Amendment - Permit No. 1312B

Section 551.072 (Real Estate)

3. Property Acquisition

Section 551.087 (Economic Development):

4. Deliberation Regarding Economic Development Negotiations

The Closed Session was adjourned at 6:30 p.m. on Monday, June 15, 2015.

**Reconvene into Regular Session and
Consider Action, if any, on Items Discussed
in Closed Session**

(Agenda Item J)

Mayor Durham reconvened the Regular Session of the Lewisville City Council at 6:30 p.m. on Monday, June 22, 2015, in the Council Chambers of the Lewisville City Hall. (Deputy Mayor Pro Tem Tierney was not present at the dais).

Mayor Durham opened the floor for action to be taken on the items discussed in the Closed Session. There was no action taken on the items discussed during the Closed Session.

Adjournment

(Agenda Item K)

MOTION: Upon a motion made by Mayor Pro Tem Ferguson and seconded by Councilman Gilmore, the Council voted five (5) “ayes” and no (0) “nays” to adjourn the Regular Session of the Lewisville City Council at 6:30 p.m. on Monday, June 22, 2015. The motion carried.

These minutes approved by the Lewisville City Council on the 6th day of June, 2015.

APPROVED

Rudy Durham
MAYOR

ATTEST:

Julie Heinze
CITY SECRETARY