

A G E N D A

LEWISVILLE CITY COUNCIL MEETING JULY 16, 2007

LEWISVILLE CITY HALL
151 WEST CHURCH STREET
LEWISVILLE, TEXAS 75057

WORKSHOP SESSION – 6:00 P.M. REGULAR SESSION - 7:00 P.M.

Call to Order and Announce a Quorum is Present.

WORKSHOP SESSION – 6:00 P.M.

- A. Red Light Cameras
- B. Discussion of Regular Agenda Items and Consent Agenda Items
- C. Items of Interest to the Council

REGULAR SESSION - 7:00 P.M.

- A. **INVOCATION:** Mayor Carey
- B. **PLEDGE TO THE FLAG:** Mayor Pro Tem Ueckert
- C. **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.
- D. **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 a Bid Award for the Valley Ridge Southeast Water Lines, Line B Project to Texas United Excavators, LLC, Carrollton, Texas,**

in the Amount of \$737,705; Approval of a Total Project Budget of \$759,836; Which Includes \$22,131 for Contingencies; and Authorization for the City Manager to Execute the Contract.

ADMINISTRATIVE COMMENTS:

A total of thirty-one (31) bid invitations were issued, including six (6) downloaded from DemandStar.com. Four (4) bids were received and opened June 28, 2007. This project consists of construction of a new 30" water line along the west side of Lakeway Drive from Corporate Drive to Lakepointe Drive. Funding is available in the Valley Ridge Southeast Waterline Capital Project.

RECOMMENDATION:

That the City Council approve a bid award for the Valley Ridge Southeast Water Lines, Line B Project to Texas United Excavators, LLC, Carrollton, Texas, in the amount of \$737,705; approve a total project budget of \$759,836; and authorize the City Manager to execute the contract.

- 2. Authorization for the City Manager to Execute a Contract With Funscape Enterprises, Carrollton, Texas, for Provision of a Weekly Youth Program.**

ADMINISTRATIVE COMMENTS:

Two (2) proposals were received and opened June 21, 2007. This contract provides for a weekly youth program, consisting of a variety of recreational activities and dance programs for children ages nine to fourteen. The program will be held each Saturday night at the Civic Circle Recreation Center. The City will receive a \$1.50 commission on each \$8.00 admission fee charged per child.

RECOMMENDATION:

That the City Council authorize the City Manager to execute a contract. With Funscape Enterprises, Carrollton, Texas, for Provision of a Weekly Youth Program.

- 3. Approval of the Implementation and Operation of a Photographic Red Light Enforcement Program in the City of Lewisville With Redflex Traffic Systems; and Authorization for the City Manager to Negotiate and Execute an Agreement.**

ADMINISTRATIVE COMMENTS:

Council, at their winter retreat in February 2007, indicated their desire to implement a photographic red light enforcement program in the City of Lewisville pending the outcome of legislation from the 80th legislative session. Police command staff considered several vendors offering such systems. The Police Department's preference is Redflex Traffic Systems, Inc. due to its ease of operation, cost neutrality to the City of Lewisville, and the customer service they provide. The City Attorney's office has reviewed the agreement and is agreeable to the form. This is an interlocal agreement through HGAC – Houston-Galveston Area Council of Governments.

RECOMMENDATION:

That the City Council approve the implementation and operation of a photographic Red Light Enforcement Program with Redflex Traffic Systems; and authorize the City Manager to negotiate and execute an agreement.

PRESENTATION: Russ Kerbow, Police Chief

E. REGULAR HEARINGS:

- 4. Consideration of a Variance to the Lewisville City Code, Section 6-58(e) Grading to Include Tree Removal Prior to Engineering Site Plan Approval, as Requested by Thomas Hoover of Thomas Hoover Engineering, LLC, on Behalf of American Properties, LLC, the Property Owners.**

ADMINISTRATIVE COMMENTS:

The 22.2 acre property located generally west of I-35 and south of Corporate Drive is zoned Light Industrial (LI) and General Business (GB). A final plat dividing the property into two lots and construction plans including a mass grading plan have been submitted for review. The final plat is tentatively scheduled for Planning and Zoning consideration on July 17, 2007. The developer has applied for a variance to allow grading the property including the removal of trees before an engineering site plan is approved. The developer has agreed to mitigate 719 caliper inches for a total of \$58,500. No site plan for either lot has been submitted. A large portion of the site is within the Timber Creek floodplain and the owners have secured approval from FEMA to perform grading within the floodplain.

RECOMMENDATION:

That the City Council approve the requested variance.

PRESENTATION: David Salmon, P.E., Assistant City Engineer
Thomas Hoover P.E., Thomas Hoover Engineering, LLC

5. Consideration of a Variance to the Lewisville City Code Section 2-201 Regarding Waiving the Special Event Permit Fees for the Annual Masonic Lodge Race for the Children 5K Run.

ADMINISTRATIVE COMMENTS:

The Lewisville Masonic Lodge No 201 is requesting City Council to waive permit fees in the amount of \$1,339.32 for the Annual Masonic Lodge Race for The Children 5K Run. The event will be held on Saturday, September 15, 2007. All requested City services are the same as last year's race. The fees were paid in full at the 2005 event and a variance to all special event fees for the event was granted in 2006.

RECOMMENDATION:

That the City Council consider waiving the special event permit fees in the amount of \$1,339.32.

PRESENTATION: Davis Watkins, Lewisville Masonic Lodge No. 201

- 6. Consideration of a Variance to Lewisville City Code Chapter 11, Signs, to Allow the Size and Location of Temporary Banner Signs; Consideration of a Variance to Lewisville City Code, Chapter 2 Fees, Waiver of Variance Request Fee, as Requested by Courtney Kennedy on Behalf of the Medical Center of Lewisville at 500 West Main Street.**

ADMINISTRATIVE COMMENTS:

The Medical Center of Lewisville is hosting its First Annual Health & Safety Fair on August 11 from 8 a.m. to 2 p.m. to benefit the Lewisville, Flower Mound and Highland Village communities. In an effort to increase awareness of the event, the Medical Center is requesting to be granted variances to allow for two temporary banners to be placed on the wall of the existing monument sign at the southeast corner of Main Street and IH-35E service road. The banners will be up for approximately three weeks and will be removed on August 11 after the event has concluded. The variances to the Sign Ordinance requested are to allow a) two banner signs larger than twenty square feet in area; b) the two banner signs to be placed on the wall of the monument sign. The Medical Center of Lewisville is also requesting that the variance request fee of \$350 be waived.

RECOMMENDATION:

That the City Council approve the variances to the Lewisville City Code, Chapter 11 Signs for the size and location of temporary banners to be located at 500 West Main Street; and consider waiving the variance request fee.

- 7. Second Reading: Consideration of an Ordinance Amending Chapter 7 of the Lewisville City Code Concerning Sale of Alcoholic Beverages.**

ADMINISTRATIVE COMMENTS:

At the July 2, 2007, City Council meeting, the Council approved the subject ordinance. However, due to the lack of a 4/5's vote by the Council to adopt the ordinance on an emergency basis, the ordinance will have to be read on three separate days to meet the City Charter requirements. This will be the second reading of the ordinance. No Council action is necessary.

RECOMMENDATION:

That the City Attorney provide the second reading of the ordinance.

- 8. Consideration of Waiving the Third Floor Rental Fee for the Southern Denton County Neighbor to Neighbor Kick Off Event on July 26, 2007 (as Requested by Mayor Pro Tem Ueckert).**

ADMINISTRATIVE COMMENTS:

The Southern Denton County (SDC) Neighbor to Neighbor is a newly established fund raising federation representing Lewisville area social service agencies. At the July 2, 2007 City Council meeting, the City Council approved this organization as the exclusive fund raising federation for the City of Lewisville. Rental of the third floor is \$150 an hour with a two hour minimum along with a \$500 deposit. They would like to hold their Kick Off Event on July 26, 2007 on the third floor of City Hall and are requesting that the fess for this event be waived.

RECOMMENDATION:

That the City Council consider waiving the third floor rental fees for the Southern Denton County Neighbor to Neighbor Kick Off event on July 26, 2007.

F. REPORTS:

- G. CLOSED SESSION: In Accordance with Texas Government Code, Subchapter D, Section 551.072 (REAL ESTATE):**

1. Property Acquisition

Section 551.087 (ECONOMIC DEVELOPMENT):

2. Deliberation Regarding Economic Development Negotiations

- H. RECONVENE into Regular Session and Consider Action, if Any, on Items Discussed in Closed Session.**

I. 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).