

LEWISVILLE CITY COUNCIL

REGULAR SESSION

NOVEMBER 2, 2009

Present:

Dean Ueckert, Mayor

Council Members:

Lathan Watts, Mayor Pro Tem
Rudy Durham, Deputy Mayor Pro Tem
Greg Tierney
David Thornhill
John Gorena

City Staff:

Claude King, City Manager
Donna Barron, Assistant City Manager
Steve Bacchus, Assistant City Manager
Julie Heinze, City Secretary
Ronald J. Neiman, City Attorney

WORKSHOP SESSION - 6:30 P.M.

With a quorum of the Council Members present, the workshop session of the Lewisville City Council was called to order by Mayor Ueckert at 6:30 p.m. on Monday, , 2009, in the City Council Conference Room of the Lewisville City Hall, 151 West Church Street, Lewisville, Texas. All City Department Heads were in attendance. Nancy,

**Discussion of Regular Agenda Items and
Consent Agenda Items**

(Agenda Item A)

Mayor Ueckert reviewed Agenda Item A, Invocation. There was no discussion on this item.

Mayor Ueckert reviewed Agenda Item B, Pledge to the American and Texas Flags. There was no discussion on this item.

Mayor Ueckert reviewed Agenda Item C, Presentation of the National Recreation and Parks Association Innovation in Aging Award to the Lewisville Senior Activity Center. There was no discussion on this item.

WORKSHOP SESSION - 6:30 P.M.

**Discussion of Regular Agenda Items and
Consent Agenda Items (cont'd)**

(Agenda Item A)

Mayor Ueckert reviewed Agenda Item D-1, Public Hearing Continued: Consideration of an Ordinance for a Zone Change Request From Specific Use District (SU) - Landfill to Specific Use District (SU) – Landfill; and Two Variances to the Lewisville Code of Ordinances on a 337.268 Acre Tract Located at 801 E. College Street; Further Identified as Lewisville Landfill Addition, Lot 1, Block A; as Requested by Lewisville Landfill TX, LP, the Property Owner (Case No. PZ20090909). There was no discussion on this item.

Mayor Ueckert reviewed Agenda Item E, Visitors/Citizens Forum. There was no discussion on this item.

Mayor Ueckert reviewed Agenda Item F-2, Approval of Minutes: City Council Minutes of the October 19, 2009, Workshop Session and Regular Session. There was no discussion on this item.

Mayor Ueckert reviewed Agenda Item F-3, Approval of a Resolution Requesting That the Denton County Sheriff Resell Certain Property at Public Auction to Recover Delinquent Taxes (18508DEN). There was no discussion on this item.

Mayor Ueckert reviewed Agenda Item F-4, Approval of Acceptance of the 2009 Homeland Security Grant Program's UASI Grant; and a Supplemental Appropriation in the Amount of \$176,773 to the FY 2009-2010 Grant Fund. There was no discussion on this item.

Mayor Ueckert reviewed Agenda Item F-5, Approval of a Bid Award for the Kealy Avenue Parking Lot Project to L & S Asphalt Construction, Inc.; d/b/a LandS Construction in the Amount of \$118,492; Approval of a Total Budget of \$122,050; and Authorization for the City Manager to Execute the Contract. Councilman Tierney advised that he would be abstaining from this item in order to avoid any appearance of impropriety as he had done when it had been discussed during Closed Sessions. Councilman Tierney left the room. Councilman Gorena requested that this item be pulled off of Consent in order for Councilman Tierney to be able to vote on all the other items. Councilman Thornhill questioned if this was public land how people would know the parking lot existed. City Manager King advised that directional signage would be put up that was discussed during previous discussions on wayfinding signage. Discussion was held regarding concerns that this would become a private parking lot. City Manager King pointed out that staff was concerned that it will be used by a lot of the Christian Community Action clients. Mayor Ueckert pointed out that in Grapevine they have a Main Street similar to the City of Lewisville and most of their parking is behind the businesses and there is signage

WORKSHOP SESSION - 6:30 P.M.

**Discussion of Regular Agenda Items and
Consent Agenda Items (cont'd)**

(Agenda Item A)

directing people to the parking areas. Councilman Gorena advised that he had struggled with this item when he first saw the location of the parking as it is adjacent to Tierney's Tavern. He stated that he knows how it may look; however, he does not think Councilman Tierney has anything to do with this location, nor is he pushing this location. He further stated that he wanted to make sure the public knew this was not done for Councilman Tierney's business. Councilman Gorena stated that he had spoken with Scott Strange another business owner in Old Town, and Mr. Strange had advised that more parking is needed in Old Town. Amanda Ferguson representing the Old Town Business Association (OTBA) advised that more parking was needed in the Old Town Area. Assistant City Manager Barron advised that the funding for this parking lot would not come from reserves but from the Tax Increment Reinvestment Zone funding specific to this area. Councilman Tierney returned to the room.

Mayor Ueckert reviewed Agenda Item F-6, Approval of a Bid Award for the Waterline Replacement 2008 & 2009 Phase 1 Project to RKM Utility Services, Inc., Carrollton, Texas, in the Amount of \$1,077,889.85; and Authorization for the City Manager to Execute the Contract. There was no discussion on this item.

Mayor Ueckert reviewed Agenda Item F-7, Approval of a Bid Award for an Annual Requirements Contract for Ready Mix Concrete to Lattimore Materials, McKinney, Texas for an Estimated Amount of \$102,377.50. There was no discussion on this item.

Mayor Ueckert reviewed Agenda Item G-8, Consideration of a Request for Variance to the Lewisville City Code, Chapter 6, Article IX, Section 6-181 - Exterior Finish Requirements, Relating to the Residence Located at 921 Azalia Drive, as Requested by Frank and Charlene Hlatky, the Property Owners. There was no discussion on this item.

Mayor Ueckert reviewed Agenda Item G-9, Consideration of a Request for Variances to the Lewisville City Code Section 6-161 – Driveway Paving, Section 6-92 – Driveway Radius and Section 6-92 – Sidewalk Paving Associated With a New Residential Home Located at 937 Timbercreek Drive, Requested by Bill Peck, William Peck and Associates, Representing the Owner. There was no discussion on this item.

Mayor Ueckert reviewed Agenda Item G-10, Consideration of an Ordinance Amending the Lewisville City Code, Chapter 6, Section 6-182 Hotel/Motel/Extended Stay Facilities, to add Requirements for New or Modified Hotels, Motels and Extended Stay Facilities. City Manager King advised that the proposed ordinance is an amendment to the General Development

WORKSHOP SESSION - 6:30 P.M.

**Discussion of Regular Agenda Items and
Consent Agenda Items (cont'd)**

(Agenda Item A)

Ordinance that the City Council has the right to grant variances to in the event an establishment did not meet all the requirements. Councilman Tierney advised that he agreed with the intention and most of the requirements seemed reasonable; however, he felt that forcing a hotel to have a restaurant was somewhat excessive and that the same intent can be accomplished without that requirement. Councilman Gorena advised he agreed with Councilman Tierney. Councilman Thornhill stated that the City Council could always grant a variance if a hotel did not want to include a restaurant. Discussion was held regarding how many hotels in Lewisville currently have restaurants. City Manager King advised that staff's intent had been to give flexibility to prospective hotels as they come along while maintaining requirements that can be flexible rather than shoot your desire for high end hotels. City Manager King advised that requirements have never stopped developers from asking for a variance. He pointed out that staff will usually be involved with a hotel prospective and can provide some guidance to the expectations and whether a variance may be advisable. Discussion was held regarding four or five star hotels normally have restaurants and the minimum lot size required to meet the requirements. Deputy Mayor Pro Tem Durham expressed concern regarding cutting a market out, which are the ones he normally stays in when traveling on business. Discussion was held regarding the City of Grapevine and the zoning and the hotels that had brought in when they made changes. There was no further discussion on this item.

Mayor Ueckert reviewed Agenda Item H, Reports. There was no discussion on this item.

Mayor Ueckert reviewed Agenda Item I-Closed Session. There was no discussion on this item.

With no further discussion, the workshop session of the Lewisville City Council was adjourned at 6:51 p.m. on Monday, November 2, 2009.

REGULAR SESSION - 7:00 P.M.

With a quorum of the Council Members present, the regular session of the Lewisville City Council was called to order by Mayor Ueckert at 7:00 p.m. on Monday, November 2, 2009, in the Council Chambers of the Lewisville City Hall, 151 West Church Street, Lewisville, Texas.

Invocation

(Agenda Item A)

At the request of Mayor Ueckert, Mayor Pro Tem Watts gave the invocation.

Pledge to the American and Texas Flags

(Agenda Item B)

At the request of Mayor Ueckert, Cub Scout Pack 233 gave the pledge to the flags.

**PRESENTATION: Presentation of the
National Recreation and Parks Association
Innovation in Aging Award to the Lewisville
Senior Activity Center**

(Agenda Item C)

Mayor Ueckert presented the National Recreation and Parks Association Innovation in Aging Award to Senior Center Supervisor Teresa Milam and Recreation Specialists Carrie Lewis and Jeff White.

**Public Hearing Continued: Consideration of
an Ordinance No. 3717-11-2009(Z) for a
Zone Change Request From Specific Use
District (SU) - Landfill to Specific Use
District (SU) – Landfill; and Two Variances
to the Lewisville Code of Ordinances on a
337.268 Acre Tract Located at 801 E. College
Street; Further Identified as Lewisville
Landfill Addition, Lot 1, Block A; as
Requested by Lewisville Landfill TX, LP, the
Property Owner (Case No. PZ20090909)**

(Agenda Item D-1)

This item was tabled at the October 5 City Council meeting to give the applicant time to respond to concerns raised about the delay in completing College Street reconstruction. The applicant has provided a letter explaining their intentions and time frame for completion of the street improvements. Substantial progress on the improvements should be evident within 30 days if the plans are implemented.

The City staff's recommendation was that the City Council continue the public hearing considering the proposed ordinance amending the Lewisville City Code, Chapter 17, the Comprehensive Zoning Ordinance approving the requested zone change from Specific Use (SU) – Landfill to Specific Use (SU) – Landfill and the two requested variances to the December 7, 2009, City Council meeting.

Mayor Ueckert opened the public hearing.

Public Hearing Continued: Consideration of an Ordinance for a Zone Change Request From Specific Use District (SU) - Landfill to Specific Use District (SU) – Landfill; and Two Variances to the Lewisville City Code on a 337.268 Acre Tract Located at 801 East College Street; Further Identified as Lewisville Landfill Addition, Lot 1, Block A; as Requested by Lewisville Landfill TX, LP, the Property Owner (Case No. PZ20090909)

(Agenda Item D-1)

Gene Lewis, Planning and Community Services Manager and Mark Meadows, Environmental Manager with Lewisville Landfill TX LP were both present to respond to any questions posed by the City Council.

MOTION: Upon a motion made by Councilman Tierney and seconded by Deputy Mayor Pro Tem Durham, the Council voted five (5) “ayes” and no (0) “nays” to continue the public hearing to the December 7, 2009, City Council meeting. The motion carried.

Visitors/Citizens Forum

(Agenda Item E)

TJ Gilmore, Assistant Cub Master along with the following members of Cub Scout Pack 233: Will Gilmore, Tommy Gilmore, Trevor Stringel, Cole Peter, Domini Volini, Ethan Volini, Thien Dang, Avery Thompson, Jake Bixby, Jacob Stephens, Dave Causey, and Daniel Smith spoke before the City Council to thank City staff and the City Council for allowing them to use the Rattlesnake Float in the Western Day Parade.

Chris Myers 1350 North Valley Parkway, Lewisville, Texas, spoke before the City Council and requested that there be a Police presence along North Valley Parkway to enforce the speed limit.

No one else appeared to speak at this time.

CONSENT AGENDA

(Agenda Item F)

MOTION: Upon a motion made by Deputy Mayor Pro Tem Durham and seconded by Councilman Gorena, the Council voted five (5) “ayes” and no (0) “nays” to approve and adopt all remaining items on the Consent Agenda, as recommended and as follows:

CONSENT AGENDA (cont'd)

(Agenda Item F)

2. APPROVAL OF MINUTES: City Council Minutes of the October 19 2009, Workshop Session and Regular Session.
3. Approval of a **Resolution No. 3717-11-2009(R)**: Requesting That the Denton County Sheriff Resell Certain Property at Public Auction to Recover Delinquent Taxes (18508DEN).
4. Approval of Acceptance of the 2009 Homeland Security Grant Program's UASI Grant; and a Supplemental Appropriation in the Amount of \$176,773 to the FY 2009-2010 Grant Fund.
6. Approval of a Bid Award for the Waterline Replacement 2008 & 2009 Phase 1 Project to RKM Utility Services, Inc., Carrollton, Texas, in the Amount of \$1,077,889.85; and Authorization for the City Manager to Execute the Contract.
7. Approval of a Bid Award for an Annual Requirements Contract for Ready Mix Concrete to Lattimore Materials, McKinney, Texas for an Estimated Amount of \$102,377.50.

The motion carried.

END OF CONSENT AGENDA

Approval of a Bid Award for the Kealy Avenue Parking Lot Project to L & S Asphalt Construction, Inc.; d/b/a LandS Construction in the Amount of \$118,492; Approval of a Total Budget of \$122,050; and Authorization for the City Manager to Execute the Contract

(Agenda Item F-5)

Councilman Tierney advised that he would be abstaining from discussion and consideration of this item to avoid any appearance of impropriety. Councilman Tierney stepped away from the dais.

Approval of a Bid Award for the Kealy Avenue Parking Lot Project to L & S Asphalt Construction, Inc.; d/b/a LandS Construction in the Amount of \$118,492; Approval of a Total Budget of \$122,050; and Authorization for the City Manager to Execute the Contract (cont'd)

(Agenda Item F-5)

A total of fifty-seven (57) bid invitations were downloaded from Bidsync.com. Twenty-eight (28) bids were received and opened October 8, 2009. The recommended award to L & S Asphalt Construction, Inc.; d/b/a LandS Construction is based on lowest responsible bidder. This project consists of construction of a public concrete parking lot on the east side of Kealy Avenue south of East Main Street. The public parking lot will provide 42 parking spaces for the Old Town area. Funding is available in the Old Town Parking/Plaza/Pedestrian Improvement Capital Project

The City staff's recommendation was that the City Council approve a bid award for the Kealy Avenue Parking Lot Project to L & S Asphalt Construction, Inc.; d/b/a LandS Construction in the amount of \$118,492; approval of a total budget of \$122,050; and authorization for the City Manager to execute the contract.

At the request of Councilman Gorena, City Manager Claude King reviewed the funding source for this project. Councilman Gorena advised that he did not believe that Councilman Tierney had anything to do with this project even though it is adjacent to his property. Councilman Gorena stated that he thought more parking is needed in Old Town and that while he had been on the fence whether to vote to approve this item, he did feel it is needed and any bit of parking will benefit the City and citizens.

Bill Peck, 105 West Main, Lewisville, Texas, speaking on behalf of a property business owner and an Old Town Business Association Member advised that he felt anything that can be done to increase parking would be appreciated. He advised that when the Old Town Business Association has meetings, the parking situation is one of their gripes. He expressed concern about additional restaurants coming into this area and if something is not done there will not be enough parking.

Steve Southwell, 995 Downey Drive, Lewisville, Texas spoke before the City Council and advised that given this area is in a Tax Increment Reinvestment Zone, he felt it was almost an obligation to businesses located in this area and in order to draw more businesses down there to do this project.

Approval of a Bid Award for the Kealy Avenue Parking Lot Project to L & S Asphalt Construction, Inc.; d/b/a LandS Construction in the Amount of \$118,492; Approval of a Total Budget of \$122,050; and Authorization for the City Manager to Execute the Contract (cont'd)

(Agenda Item F-5)

Mayor Ueckert advised that the following individuals had filled out position cards; however, did not wish to speak:

John Paul Lewis, 2064 Sailmaker Drive, Lewisville, Texas – opposition
Amanda Ferguson, 135 West Main Street, Lewisville, Texas (with OTBA) - support
Judy Kay Ferguson, 320 West Main Street, Lewisville, Texas - support

MOTION: Upon a motion made by Mayor Pro Tem Watts and seconded by Deputy Mayor Pro Tem Durham, the Council voted four (4) “ayes” and no (0) “nays” to approve a Bid Award for the Kealy Avenue Parking Lot Project to L & S Asphalt Construction, Inc.; d/b/a LandS Construction in the amount of \$118,492; and approve of a total budget of \$122,050; and authorized the City Manager to execute the contract. The motion carried.

Councilman Tierney returned to the dais.

Consideration of a Request for Variance to the Lewisville City Code, Chapter 6, Article IX, Section 6-181 - Exterior Finish Requirements, Relating to the Residence Located at 921 Azalia Drive, as Requested by Frank and Charlene Hlatky, the Property Owners

(Agenda Item G-8)

In 1989, the Zoning Ordinance required 70% brick exterior finish. The home was constructed with the required exterior finish based upon a common practice of calculating the first story only. Current code requires 80% brick veneer. The residence, the only one of its type in the subdivision, was constructed with a full garage opening with brick on the second story above it. This application of brick over time has fatigued and was breaking away from the house. The supporting structure is not appropriate for this application. The owners are requesting to remove that brick portion of the home and replace it with siding that matches the rest of the residence. This is consistent in appearance with other homes in the neighborhood.

Consideration of a Request for Variance to the Lewisville City Code, Chapter 6, Article IX, Section 6-181 - Exterior Finish Requirements, Relating to the Residence Located at 921 Azalia Drive, as Requested by Frank and Charlene Hlatky, the Property Owners (cont'd)

(Agenda Item G-8)

The City staff's recommendation was that the City Council approve the variance to the Lewisville City Code, Chapter 6, Article IX, Section 6-181 – exterior finish requirements, relating to the residence located at 921 Azalia Drive, as requested by Frank and Charlene Hlatky, the property owners.

At the request of Mayor Ueckert, Cleve Joiner, Building Official briefed the City Council regarding this item and showed photos of the damage to the residence.

Frank and Charlene Hlatky were present to address any questions posed by the City Council.

Discussion was held that the property owner had paid a \$350 variance fee and that if a member of the City Council wanted to waive the fee they would need to request an item be placed on the next meeting's agenda.

MOTION: Upon a motion made by Deputy Mayor Pro Tem Durham and seconded by Mayor Pro Tem Watts, the Council voted five (5) "ayes" and no (0) "nays" to approve the requested variance to the Lewisville City Code, Chapter 6, Article IX, Section 6-181 - Exterior Finish Requirements, Relating to the residence located at 921 Azalia Drive, as requested by Frank and Charlene Hlatky, the property owners; and to place an item on the November 16, 2009, City Council meeting to waive the variance fee request. The motion carried.

Consideration of a Request for Variances to the Lewisville City Code Section 6-161 – Driveway Paving, Section 6-92 – Driveway Radius and Section 6-92 – Sidewalk Paving Associated With a New Residential Home Located at 937 Timbercreek Drive, Requested by Bill Peck, William Peck and Associates, Representing the Owner

(Agenda Item G-9)

A new residential house is being constructed at 937 Timbercreek Drive. Variances to the Lewisville City Code are being requested that include a) to allow concrete pavers to be utilized in lieu of concrete or asphalt; (b) to allow a 2' driveway radius in lieu of the required 5' driveway radius; and, (c) to allow concrete pavers to be utilized for the sidewalk approach to the house in lieu of concrete. After review of these items, staff has no major concerns.

The City staff's recommendation was that the City Council approve the requested variances to the Lewisville City Code Section 6-161 – Driveway Paving, Section 6-92 – Driveway Radius and Section 6-92 – Sidewalk Paving associated with a new residential home located at 937 Timbercreek Drive, requested by Bill Peck, William Peck and Associates, representing the owner.

Cleve Joiner, Building Official was present to respond to any questions posed by the City Council. At the request of Mayor Ueckert, Bill Peck, William Peck & Associates, 105 West Main, Lewisville, Texas, spoke before the City Council in support of this request.

Mayor Ueckert advised that the following individuals had filled out position cards indicating their support on this item:

Judy Kay Ferguson, 320 West Main Street, Lewisville, Texas

Amanda Ferguson & Scot Owens, 937 Timber Creek Drive, Lewisville, Texas - Owners

MOTION: Upon a motion made by Councilman Tierney and seconded by Councilman Gorena, the Council voted five (5) "ayes" and no (0) "nays" to approve the following variances to the Lewisville City Code Section 6-161 – Driveway Paving, Section 6-92 – Driveway Radius and Section 6-92 – Sidewalk Paving Associated With a New Residential Home located at 937 Timbercreek Drive, requested by Bill Peck, William Peck and Associates, representing the owner: a) to allow concrete pavers to be utilized in lieu of concrete or asphalt; (b) to allow a 2' driveway radius in lieu of the required 5' driveway radius; and, (c) to allow concrete pavers to be utilized for the sidewalk approach to the house in lieu of concrete. The motion carried.

**Consideration of an Ordinance Amending
the Lewisville City Code, Chapter 6, Section
6-182 Hotel/Motel/Extended Stay Facilities,
to add Requirements for New or Modified
Hotels, Motels and Extended Stay Facilities**

(Agenda Item G-10)

At the hotels, the General Development Ordinance requires guest rooms in motels and extended stay facilities to have a minimum of 400 square feet in size and be accessible from a common interior corridor. Additionally the ordinance requires that at least one staff member is available on-site 24 hours a day, seven days a week. Staff is proposing additional requirements for new or modified facilities, including furnished rooms, swimming pool, public restaurant and meeting facilities.

The City staff's recommendation was that the City Council approve the proposed ordinance amending the Lewisville City Code, Chapter 6, Section 6-182 Hotel/Motel/Extended Stay Facilities, to add requirements for new or modified hotels, motels and extended stay facilities.

Gene Lewis, Planning and Community Services Manager was present to respond to any questions posed by the City Council.

Councilman Tierney stated that he supports the intent of the proposed ordinance to steer away from extended stay hotels and move toward nicer upscale hotels; however, he felt that could be accomplished without the full service restaurant required aspect. Discussion was held regarding Councilman Tierney's comments and just requiring four of the five additional requirements.

Mayor Pro Tem Watts advised that he agreed with City staff's recommendation of the additional requirements. He stated that he would prefer to put the restaurant requirement in with the option that a business could request a variance and if it killed business interest in Lewisville then that requirement could be taken out. Councilman Gorena expressed concern that if the restaurant requirement was left in, someone at a corporate level would just disregard bringing a potential hotel to Lewisville.

Deputy Mayor Pro Tem Durham advised that he was opposed to the ordinance as it was written. He stated that there is not one hotel in the City of Lewisville that can meet these requirements. He further advised that the only one that comes close is the Hilton Garden Inn that the City helped with funding.

**Consideration of an Ordinance Amending
the Lewisville City Code, Chapter 6, Section
6-182 Hotel/Motel/Extended Stay Facilities,
to add Requirements for New or Modified
Hotels, Motels and Extended Stay Facilities
(cont'd)**

(Agenda Item G-10)

Mayor Ueckert advised that he sided with Mayor Pro Tem Watts as the City's intention is to try to secure a first class full service quality hotel in Lewisville. He stated that he felt it would be beneficial to send the word to developers what the City of Lewisville is looking for in the community. Mayor Ueckert advised that there is not a developer out there who has built a single hotel that does not know that variances are routinely granted in any given city.

MOTION: Upon a motion made by Councilman Tierney and seconded by Councilman Thornhill, the Council voted two (2) "ayes" and three (3) "nays," with Mayor Pro Tem Watts, Councilman Gorena, and Deputy Mayor Pro Tem Durham casting the negative votes to approve and adopt the ordinance with the exception *Item g: Restaurant Required*. A full service restaurant with full kitchen facilities, and which provides service to the general public, shall be required. The motion failed.

Mayor Pro Tem Watts made a motion to approve the ordinance as presented. Due to no second, the motion died.

MOTION: Upon a motion made by Councilman Gorena and seconded by Councilman Tierney, the Council voted five (5) "ayes" and no (0) "nays" to table this item to the November 16, 2009, City Council meeting and directed City staff to bring back additional information from other surrounding cities' ordinances regarding hotel development. The motion carried.

Reports

(Agenda Item H)

- Director of Parks and Leisure Services Robert Monaghan gave an update on the newly opened Railroad Park and advised that the ribbon cutting would be Thursday, November 5th at 10 a.m.
- Director of Public Services Carole Bassinger gave an update on the status of Lake Lewisville.
- Councilman Gorena gave kudos to Parks Department and the Police Department Neighborhood Reserve Officers for the spectacular event at Lake Park Road.
- Mayor Pro Tem Watts gave a round of applause to the individuals at the High School that were involved in the production of Peter Pan.
- City Secretary Julie Heinze reminded everyone that tomorrow, November 3rd was Election Day for the Constitutional Amendment. .
- Mayor Ueckert advised that the Hilton Garden Inn had been runner up for Best of Class Hotels with rooms under 500. He also advised that he had attended the first service of the New Beginnings church and it had been a blessing to attend.

There were no additional reports at this time.

Mayor Ueckert adjourned the regular session of the Lewisville City Council into Closed Session at 8:07 p.m. Monday, November 2, 2009, 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 8:07 p.m. on Monday, November 2, 2009, City Council Conference Room of the Lewisville City Hall, 151 West Church Street, Lewisville, Texas, in order to discuss matters pertaining to the following:

1. Property Acquisition

Section 551.087 (Economic Development):

2. Deliberation Regarding Economic Development for a Potential Company Relocation.

The Closed Session was adjourned at 8:11 p.m. on Monday, November 2, 2009.

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

(Agenda Item J)

Mayor Ueckert reconvened the Regular Session of the Lewisville City Council at 8:11 p.m. on Monday, November 2, 2009, in the Council Chambers of the Lewisville City Hall.

Mayor Ueckert 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 Councilman Tierney and seconded by Deputy Mayor Pro Tem Durham, the Council voted five (5) “ayes” and no (0) “nays” to adjourn the Regular Session of the Lewisville City Council at 8:11 p.m. on Monday, November 2, 2009. The motion carried.

These minutes approved by the Lewisville City Council on the 16th day of November, 2009.

APPROVED

Dean Ueckert
MAYOR

ATTEST:

Julie Heinze
CITY SECRETARY