

**LEWISVILLE CITY COUNCIL**

**REGULAR SESSION**

**FEBRUARY 1, 2010**

**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 – 6:00 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 6:08 p.m. on Monday, February 1, 2010, in the City Council Conference Room of the Lewisville City Hall, 151 West Church Street, Lewisville, Texas. All City Department Heads were in attendance.

**Discussion Regarding Screening Wall Options**

**(Agenda Item A)**

City Manager King advised that during the Budget Retreat in August there had been discussion regarding screening wall costs and issues that the City was experiencing and available options. He stated that at that time, this issue was deferred and the City Council had requested this item come back at a later date. City Manager King reminded the City Council that the current budget situation is considerably different than what it looked like in August and that funding would have to be budgeted out of reserves or some other competing expenditure. Assistant City Manager Steve Bacchus began by first reviewing photos of the screening wall issues along FM 407 and then began his PowerPoint Presentation regarding Screening Wall Options as follows:

**WORKSHOP SESSION – 6:00 P.M.**

**Discussion Regarding Screening Wall  
Options (cont'd)**

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**(Agenda Item A)**

FM 407 Screening Wall

- Southside west of Garden Ridge
  - Replace all wall panels with new matching brick - \$281,711
  - Replace all wall panels with cedar board on board fencing - \$68,544

Discussion was held regarding how the specifications have changed over the years to provide more structural integrity.

Assistant City Manager Bacchus reviewed more photos of FM 407 with the City Council.

Orchard Valley Estates

- East side of McGee Lane north of Valley Ridge
  - Replace all wall panels with new matching brick - \$286,711
  - Replace all wall panels with cedar board on board fencing - \$68,460

Assistant City Manager Bacchus reviewed photos as a result of the ground movement along Orchard Valley Estates.

Hebron Parkway

- North side east of Railroad St.
  - Replace all wall panels with new matching brick - \$337,986
  - Replace all wall panels with cedar board on board fencing - \$53,256

Assistant City Manager Bacchus advised that this fence had been put in place by Waste Management as part of the 1997 Agreement. City Manager King pointed out there is not any residential property adjacent to this fence; therefore, it may be able to be considered for the wood fence. Assistant City Manager Bacchus reviewed various photos of the Hebron Parkway fence.

Cost Summary for the three locations

- Replace all wall panels with new matching brick - \$905,821
- Replace all wall panels with cedar board on board fencing - \$190,260

Assistant City Manager Bacchus advised that City staff does continual repairs to the fence; however, it is difficult with a brick fence because you have to match the brick color from a fence that was installed two or three years prior.

**WORKSHOP SESSION – 6:00 P.M.**

**Discussion Regarding Screening Wall  
Options (cont'd)**

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**(Agenda Item A)**

Summary Screening Wall Options

- \$53,256 - \$905,821 - Screening Wall Options. Three screening walls in need of extensive repair: FM 407 (south side west of Garden Ridge), Orchard Valley Estates (east side of McGee Ln, north and east of Old Orchard) and Hebron Valley (north side east of Railroad Street). Each of the walls was constructed using galvanized ladder wire for reinforcement between each brick course. That wire is corroding and is compromising the mortar joints. For each location, there are two repair options: board fencing (similar to that on Corporate west of Old Orchard) or matching brick for replacement.

| <u>Location</u>        | <u>Cedar Board on Board Fencing</u> | <u>Matching Brick</u> |
|------------------------|-------------------------------------|-----------------------|
| FM 407                 | \$68,544                            | \$281,711             |
| Orchard Valley Estates | \$68,460                            | \$286,711             |
| Hebron Parkway         | \$53,256                            | \$337,986             |

Discussion was held regarding funding issues for these repairs. Assistant City Manager Bacchus advised that there was currently \$49,000 in the account of developer escrow funding for maintenance; however, with the slowdown of development that is very little. City Manager King advised that funds would have to be appropriated out of reserves to address some of the issues. He stated that if the City Council wanted to go ahead and jump the gun knowing that they wanted to do one of the least dollar options, now is a good time to do it since construction costs are low.

Discussion was held regarding coordinating repairs with the gateway signage made out of brick for aesthetics and streamline purposes. City Manager King advised that if there was a safety issue, those fixes would be done right away. The consensus of the City Council was to coordinate the decision with the gateway signage and to wait until August to make a final determination regarding the funding.

Mayor Ueckert recommended getting feedback from homeowners in the affected area.

**WORKSHOP SESSION – 6:30 P.M.**

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

**(Agenda Item B)**

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-1, Continued Public Hearing: 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). There was no discussion on this item.

Mayor Ueckert reviewed Agenda Item C-2, Public Hearing: Consideration of an Ordinance for a Zone Change Request From Agricultural Open Space (AO) to Light Industrial (LI) on Three Tracts Totaling 4.40 Acres, Located South of Midway Road Between Holford's Prairie Road and Barfknecht Road; Further Identified as Tracts 39, 43 and 44 of the S. M. Hayden Survey Abstract 537; as Requested by the Van Tuyl Group on Behalf of the Property Owner (Case No. PZ20100103). There was no discussion on this item.

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

Mayor Ueckert reviewed Agenda Item E-3, Approval of Minutes: City Council Minutes of the January 25, 2010, Workshop Session and Regular Session. There was no discussion on this item.

Mayor Ueckert reviewed Agenda Item E-4, Approval of a Professional Services Agreement With Graham Associates, Inc., in the Amount of \$80,000 for Services Relating to the Railroad Street Drainage Study; and Authorization for the City Manager to Execute the Agreement. There was no discussion on this item.

Mayor Ueckert reviewed Agenda Item F-5, Consideration of an Amendment to the Phasing Plan for the Hebron 121 Station Plan, Zoned Mixed Use Ninety (MU-90), Bounded by Lakeside Circle to the North, State Highway 121 to the South, the Timber Creek to the West and the D.G.N.O. Railroad to the East. 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 B)**

Mayor Ueckert reviewed Agenda Item F-6, Consideration of an Ordinance Amending Chapter 9, Article 1, of the Lewisville City Code by Clarifying Noise Restrictions and Providing Exemptions Thereto. There was no discussion on this item.

Mayor Ueckert reviewed Agenda Item F-7, Consideration of an Ordinance Amending the Lewisville City Code, Article IV, Parking Regulations; Section 15-126; Prohibited Parking on Specific Streets; Related to Prohibited Parking on Savage Street. Discussion was held regarding the variance for parking spaces that had originally been requested had been denied. City Manager King advised residents nearby this area had requested that the Transportation Board consider this request. Mayor Ueckert advised that he had visited with several residents in this area. There was no further discussion on this item.

Mayor Ueckert reviewed Agenda Item F-8, Consideration of an Ordinance Amending the Lewisville City Code, Chapter 7, Article V, Relating to Special Events. There was no discussion on this item.

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

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

With no further discussion, the workshop session of the Lewisville City Council was adjourned at 6:45 p.m. on Monday, February 1, 2010.

**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, February 1, 2010, in the Council Chambers of the Lewisville City Hall, 151 West Church Street, Lewisville, Texas.

**Invocation**

**(Agenda Item A)**

Mayor Ueckert gave the invocation.

**Pledge to the American and Texas Flags**

**(Agenda Item B)**

At the request of Mayor Ueckert, local Boy Scout James Butler, 1182 Wake, Lewisville, Texas, gave the pledge to the American and Texas flags.

**Continued Public Hearing: 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 C-1)**

This item was continued at the October 5<sup>th</sup>, November 2<sup>nd</sup> and December 7, 2009 City Council Meetings to give the applicant time to respond to concerns raised about the delay in completing College Street and Valley Ridge Boulevard reconstruction. Although staff has met with the applicant to discuss the issue since December 7, 2009, there has been very little change in the status of the project.

The City staff's recommendation was that the City Council continue the public hearing until April 5, 2010.

Mayor Ueckert opened the public hearing.

Eric Ferris, Director of Community Development and Mark Meadows, 911 East Hwy 212 Business, Suite 201, Lewisville were both available for any questions posed by the City Council.

**MOTION:** Upon a motion made by Mayor Pro Tem Watts 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 April 5, 2010, City Council meeting. The motion carried.

**Public Hearing: Consideration of Ordinance No. 3740-02-2010(Z) for a Zone Change Request From Agricultural Open Space (AO) to Light Industrial (LI) on Three Tracts Totaling 4.40 Acres, Located South of Midway Road Between Holford's Prairie Road and Barfknecht Road; Further Identified as Tracts 39, 43 and 44 of the S. M. Hayden Survey Abstract 537; as Requested by the Van Tuyl Group on Behalf of the Property Owner (Case No. PZ20100103)**

(Agenda Item C-2 )

The proposed zoning classification, Light Industrial (LI), is in keeping with the recommendations of the East Lewisville Plan and existing zoning in the surrounding area. The applicant would like to re-zone in order to expand the existing auto auction facility that they plan to buy. A site plan and plat are being drawn up to combine these tracts and the other existing lots into one large lot. Other properties in this area are zoned Light Industrial (LI) and Agricultural Open Space (AO). The Planning and Zoning Commission voted 7-0 in favor of the zone change request at their January 5, 2010, meeting.

The City staff's recommendation was that the City Council approve the proposed ordinance amending the Lewisville City Code, Chapter 17, the Comprehensive Zoning Ordinance, as set forth in the caption above.

Mayor Ueckert opened the public hearing.

Nika Reineke, Director of Economic Development and Planning and Von Beougher, G&A Consultants, Inc., 111 Hillside Drive, Lewisville, Texas, were both present to respond to any questions posed by the City Council.

Joey Hurst, 9711 Jim Christal Road, Krum, Texas, submitted a card indicating his support of this item.

**MOTION:** Upon a motion made by Councilman Gorena and seconded by Mayor Pro Tem Watts, the Council voted five (5) "ayes" and no (0) "nays" to close the public hearing. The motion carried.

**Public Hearing: Consideration of Ordinance No. 3740-02-2010(Z) for a Zone Change Request From Agricultural Open Space (AO) to Light Industrial (LI) on Three Tracts Totaling 4.40 Acres, Located South of Midway Road Between Holford's Prairie Road and Barfknecht Road; Further Identified as Tracts 39, 43 and 44 of the S. M. Hayden Survey Abstract 537; as Requested by the Van Tuyl Group on Behalf of the Property Owner (Case No. PZ20100103) (cont'd)**

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(Agenda Item C-2)

City Attorney Ron Neiman read the ordinance caption into the record as follows:

An Ordinance of the City Council of the City of Lewisville, Texas, That Amends the Zoning Ordinance of the City of Lewisville, Texas, Granting Zoning Changes on the 4.40 Acres Located Over Three Tracts of Land Fully and Completely Described in the Attached Exhibit "A", Ordering a Change in the Use of Said Property From Agricultural Open Space (AO) District Zoning to Light Industrial (LI) District Zoning; Correcting the Official Zoning Map; Preserving All Other Portions of the Zoning Ordinance; Providing a Clause Relating to Severability; Determining That the Public Interests and General Welfare Demand a Zoning Change and Amendment Therein Made; Providing a Penalty; and Declaring an Emergency

**MOTION:** Upon a motion made by Councilman Gorena and seconded by Councilman Thornhill, the Council voted five (5) "ayes" and no (0) "nays" to approve and adopt **Ordinance No. 3740-02-2010(Z)**, as previously captioned. The motion carried.

**Visitors/Citizens Forum**

(Agenda Item D)

No one appeared to speak at this time.

**CONSENT AGENDA**

**(Agenda Item E)**

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

3. APPROVAL OF MINUTES: City Council Minutes of the January 25, 2010, Workshop Session and Regular Session.
4. Approval of a Professional Services Agreement With Graham Associates, Inc., in the Amount of \$80,000 for Services Relating to the Railroad Street Drainage Study; and Authorization for the City Manager to Execute the Agreement.

The motion carried.

**END OF CONSENT AGENDA**

**Consideration of an Amendment to the Phasing Plan for the Hebron 121 Station Plan, Zoned Mixed Use Ninety (MU-90), Bounded by Lakeside Circle to the North, State Highway 121 to the South, the Timber Creek to the West and the D.G.N.O. Railroad to the East**

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**(Agenda Item F-5)**

The Hebron 121 Station project is a proposed mixed use development consisting mostly of apartments with retail, commercial and office components, ideally situated near the DCTA Hebron Station in the southern portion of Lewisville. The original phasing plan submitted with the zone change request consisted of three phases. Although the scope of the project remains the same, changes in the economy and current available financing options have added limitations to the amount that can be constructed at one time. The amended phasing plan breaks construction of the development into 11 phases, with a twelfth phase consisting of City property. Staff has been working with the developer to make sure that each phase is able to “stand alone” in terms of utilities, infrastructure, parking, etc. The developer has stated that if alternative financing becomes available to speed up the process of construction, that they would do so, since economies of scale work in their favor. The Planning and Zoning Commission recommended unanimous approval (7-0) at their January 5, 2010 meeting.

**Consideration of an Amendment to the Phasing Plan for the Hebron 121 Station Plan, Zoned Mixed Use Ninety (MU-90), Bounded by Lakeside Circle to the North, State Highway 121 to the South, the Timber Creek to the West and the D.G.N.O. Railroad to the East (cont'd)**

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**(Agenda Item F-5)**

The City staff's recommendation was that the City Council approve the amended phasing plan.

Mayor Ueckert advised that he would be abstaining from discussion and consideration of this item as he does business with the family of the development. Mayor Ueckert stepped away from the dais. Mayor Pro Tem Watts took over for Mayor Ueckert.

Nika Reinecke, Director of Economic Development and Planning was present to respond to any questions posed by the City Council.

**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 the Amendment to the Phasing Plan for the Hebron 121 Station Plan, Zoned Mixed Use Ninety (MU-90), Bounded by Lakeside Circle to the North, State Highway 121 to the South, the Timber Creek to the West and the D.G.N.O. Railroad to the East to breaks construction of the development into 11 phases, with a twelfth phase consisting of City property. The motion carried.

Mayor Ueckert returned to the dais.

**Consideration of Ordinance No. 3741-02-2010 Amending Chapter 9, Article 1, of the Lewisville City Code by Clarifying Noise Restrictions and Providing Exemptions Thereto**

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**(Agenda Item F-6)**

Chapter 9, Article 1 of the Lewisville City Code is amended to define 'clearly audible' while re-defining 'daytime' and 'nighttime' hours. The amended ordinance is also reorganized in a more logical format and adds two exemptions to the ordinance for local government and school district events.

The City staff's recommendation was that the City Council adopt the proposed ordinance.

**Consideration of Ordinance No. 3741-02-2010 Amending Chapter 9, Article 1, of the Lewisville City Code by Clarifying Noise Restrictions and Providing Exemptions Thereto (cont'd)**

(Agenda Item F-6)

City Attorney Ron Neiman read the ordinance caption into the record as follows:

An Ordinance of the City Council of the City of Lewisville, Texas, Amending the Lewisville City Code, Chapter 9, Nuisances, Article I., by Adding Several Definitions; Clarifying Prohibited Noises; and Allowing for Variances to the Noise Restrictions; Providing for a Repealer; Providing for Severability; Providing a Penalty; Providing an Effective Date; and Declaring an Emergency

**MOTION:** Upon a motion made by Councilman Thornhill and seconded by Mayor Pro Tem Watts, the Council voted five (5) “ayes” and no (0) “nays” to approve and adopt **Ordinance No. 3741-02-2010**, as captioned previously. The motion carried.

**Consideration of an Ordinance Amending the Lewisville City Code, Article IV, Parking Regulations; Section 15-126; Prohibited Parking on Specific Streets; Related to Prohibited Parking on Savage Street**

(Agenda Item F-7)

Lewisville Independent School District is renovating the property on Savage Street to serve as a middle school campus in the fall of 2010. Staff has received comments and concerns related to increased vehicular traffic and pedestrian crossing issues on Savage Street and is in support of extending the prohibition of parking along a greater length on Savage Street. The Transportation Board considered this item at the October 20, 2009 meeting and voted unanimously 7-0 to recommend approval of the prohibition of parking along Savage Street.

The City staff's recommendation was that the City Council adopt the ordinance amending the Lewisville City Code, as set forth in the caption above.

Paige Shoven, 617 Price, Lewisville, Texas spoke before the City Council in support of this item.

**Consideration of an Ordinance Amending  
the Lewisville City Code, Article IV, Parking  
Regulations; Section 15-126; Prohibited  
Parking on Specific Streets; Related to  
Prohibited Parking on Savage Street (cont'd)**

**(Agenda Item F-7)**

Discussion was held regarding the School District had been required to put in all the required parking for this facility and no variance had been granted. Councilman Thornhill advised that he was not sure he could be in support of this request unless there was some type of time frame attached to the no parking hours, such as school hours.

Mayor Pro Tem Watts questioned City staff if they were aware why the residents wanted to prohibiting parking on this street. City Manager Claude King advised that his understanding was that the issues expressed by the residents was that when the cars parked on both sides of the street there was less than adequate distance for cars to pass each other going opposite direction. At the request of City Manager King, Traffic Engineer Kevin Nims advised that another concern was safety for pedestrians crossing the street if parking was on both sides of the street.

Discussion was held that the it was difficult to determine when school events would be scheduled and often times a middle school will generate more traffic than a high school as parents have to drive their kids to and from events. Councilman Tierney questioned if that scenario could be made for every school in the City. Mr. Nims pointed out that action has been taken on other schools in the City where parking is prohibited for those concerns. Further discussion was held where those schools are located and the possibility of making the parking time enforced.

Discussion was held with Fire Chief Rick Lasky and safety concerns when vehicles park on both sides of the street. Chief Lasky commended Director of Community Development for all their hard work in making sure that those concerns are limited.

At the request of Mayor Ueckert, the rendering was reviewed of where the no parking zone would be located.

City Attorney Ron Neiman read the ordinance caption into the record as follows:

An Ordinance of the City Council of the City of Lewisville, Texas, Amending Chapter 15, Article IV, Section 15-126, of the City Code; Providing Certain Parking Restrictions on Savage Street; Providing a Penalty Clause; Providing for Severability; Providing a Repealer; Providing for an Effective Date; and Declaring an Emergency

**Consideration of an Ordinance Amending  
the Lewisville City Code, Article IV, Parking  
Regulations; Section 15-126; Prohibited  
Parking on Specific Streets; Related to  
Prohibited Parking on Savage Street (cont'd)**

**(Agenda Item F-7)**

**MOTION:** Upon a motion made by Deputy Mayor Pro Tem Durham and seconded by Councilman Gorena, the Council voted three (3) “ayes” and two (2) “nays,” with Councilman Tierney and Councilman Thornhill casting the negative votes to approve and adopt an ordinance Amending the Lewisville City Code, Article IV, Parking Regulations; Section 15-126; Prohibited Parking on Specific Streets; Related to Prohibited Parking on Savage Street. The motion carried.

Mayor Pro Tem Watts stated that once the school is open if this no parking zone turns out to be an inconvenience it be brought back and time restrictions considered.

**Consideration of Ordinance No. 3742-02-  
2010 Amending the Lewisville City Code,  
Chapter 7, Article V, Relating to Special  
Events**

**(Agenda Item F-8)**

Staff has identified the need to amend the current requirements related to the Special Events ordinance. The Special Events ordinance applies to parades, fairs, festivals, exhibits, block parties, street dances, carnivals, circuses, temporary commercial outdoor amusements, outdoor concerts and sporting events when public or private property is to be used in excess of the intended and permitted use for the property. The amendment includes new language outlining inspection regulations, new language addressing indemnification requirements for governmental entities and state institutions, and adding new definitions.

The City staff’s recommendation was that the City Council approve the proposed ordinance as set forth in the caption above.

City Attorney Ron Neiman read the ordinance caption into the record as follows:

An Ordinance of the City Council of the City of Lewisville, Texas, Amending the Lewisville City Code, Chapter 7, Article V., Special Events, by Clarifying That Inspections May be Performed at any Time During the Special Event; Addressing Indemnification Requirements for Governmental Entities and State Institutions; and Adding Several Definitions; Providing for a Repealer; Providing for Severability; Providing a Penalty; Providing an Effective Date; and Declaring an Emergency

**Consideration of Ordinance No. 3742-02-2010 Amending the Lewisville City Code, Chapter 7, Article V, Relating to Special Events (cont'd)**

(Agenda Item F-8)

**MOTION:** Upon a motion made by Councilman Tierney and seconded by Councilman Thornhill, the Council voted five (5) “ayes” and no (0) “nays” to approve and adopt **Ordinance No. 3742-02-2010**, as captioned previously. The motion carried.

**Reports**

(Agenda Item G)

- Councilman Gorena advised that the Annual City Council Retreat was being held this week at the Lewisville Convention Center and encouraged residents to access the Agenda online and attend if possible.
- Director of Community Development Eric Ferris advised that staff had received about 6 or 8 comments regarding the gas drilling and were working on compiling those responses for the City Council.
- Councilman Tierney recognized former Mayor Gene Carey who had been named Citizen of the Year by the Chamber of Commerce.

There were no additional reports at this time.

Mayor Ueckert adjourned the regular session of the Lewisville City Council into Closed Session at 7:42 p.m. Monday, February 1, 2010, in accordance with the requirements of the Open Meetings Law.

**Closed Session**

(Agenda Item H)

In accordance with Texas Government Code, Subchapter D, Section 551.072 (Real Estate), the Lewisville City Council convened into Closed Session at 7:42 p.m. on Monday, February 1, 2010, 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 7:46 p.m. on Monday, February 1, 2010.

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

**(Agenda Item I)**

Mayor Ueckert reconvened the Regular Session of the Lewisville City Council at 7:46 p.m. on Monday, February 1, 2010, 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 J)**

**MOTION:** Upon a motion made by Mayor Pro Tem Watts 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 7:47 p.m. on Monday, February 1, 2010. The motion carried.

These minutes approved by the Lewisville City Council on the 1st day of March, 2010.

APPROVED

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Dean Ueckert  
MAYOR

ATTEST:

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Julie Heinze  
CITY SECRETARY