

LEWISVILLE CITY COUNCIL

REGULAR SESSION

FEBRUARY 15, 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 – 6:30 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, February 15, 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 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, Proclamations, (1) Declaring February 23, 2010, as “National Pancake Day Celebration”; (2) Declaring February 23, 2010, as “Rotary Day”; and (3) Declaring the Week of February 21-27, 2010, as “Severe Weather Awareness Week”. There was no discussion on these items.

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: Consideration of Deeming Substandard a Single Family Dwelling Located at 656 Hembry, McKenzie Hembry Addition, Block 2, Lot 13, Lewisville, Texas. There was no discussion on this item.

Mayor Ueckert reviewed Agenda Item D-2, Public Hearing: Consideration of an Ordinance for a Zone Change Request From General Business (GB) to Medical District (MD) on Five Tracts Totaling 2.78 Acres, Located Along the I-35E Frontage Road Between Elm Street and Purnell Street; Further Identified as Tracts 91, 98 and 99 of the J. Craft Survey, Abstract 295; an Abandoned Portion of Elm Street and Lot 1, Block A of the Holzem Addition; as Requested by the Columbia Medical Center of Lewisville (Case No. PZ20100205). 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-3, Approval of a Supplemental Appropriation in the Amount of \$49,633 for Repairs and Maintenance of Screening Walls. City Manager King advised that this is the balance of the funding that is available in the maintenance accounts from funds deposited by the developers that have screening walls. There was no further discussion on this item.

Mayor Ueckert reviewed Agenda Item F-4, Approval of a Bid Award for the Waterline Replacements 2008 & 2009, Phase 2 Project to RKM Utility Services, Inc., Carrollton, Texas, in the Amount of \$1,044,327.30; and Authorization for the City Manager to Execute the Contract. There was no discussion on this item.

Mayor Ueckert reviewed Agenda Item F-5, Approval of a Bid Award for the Annual Requirements Contract for Type D, Grade 1 Flex Base Materials to Big City Crushed Concrete, Dallas, Texas, for an Estimated Amount of \$87,000. 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 F-6, Approval of Supplemental Arbitrage Rebate Reports From First Southwest Company Showing no Arbitrage Liability; Approval of Supplemental Appropriations in the Utility Capital Projects Fund From Bond Account Unappropriated Cash Balances in the Amount of \$24,552, and in the General Capital Projects Fund From Bond Account Unappropriated Cash Balances in the Amount of \$24,415; and Authorization of Payment for Service Fees to First Southwest Company in the Amount of \$42,605 for Twenty Reports. There was no discussion on this item.

Mayor Ueckert reviewed Agenda Item F-7, Approval of a Resolution Approving the Acquisition of Certain Property in the City by the Denton County Transportation Authority Through the Right of Eminent Domain. There was no discussion on this item.

Mayor Ueckert reviewed Agenda Item G-8, Consideration of a Variance to the Lewisville City Code, Chapter 11 – Signs, to Allow Both a Monument Sign and a Wall Sign on the Primary Building Façade, as Requested by Dr. Zahaluk of Main Street Medical. Discussion was held that the Old Town Design Review Committee did not approve if additional signage should be allowed, just if the City Council wanted to grant a variance then the design of the sign was okay. Mayor Ueckert questioned if this was the same building that a request had been made for additional signage that had been denied. Discussion was held that there was a proposal for a variance on this building; however, it had not come back. Further discussion was held that another building up the road had come forward for a sign variance with deed restrictions attached that had been approved on a limited basis. Economic Development Director Nika Reinecke stated that the issue with granting additional signage is precedence because every tenant in this building would want a sign if this is granted. She advised that Dr. Zahaluk's portion of this building is less than 5,000 square feet, less than a quarter of the building. There was no further discussion on this item.

Mayor Ueckert reviewed Agenda Item G-9, Consideration of Multiple Variances to the Lewisville City Code, Chapter 11 – Signs, as Requested by CSN Signs on Behalf of Select Inn. Mayor Ueckert advised he had discussed this issue with both City Manager King and City Attorney Ron Neiman and this establishment is currently delinquent in taxes as they have not been paid in the last few months and there were concerns regarding the condition of the hotel. Mayor Ueckert requested that this be tabled to allow staff to get more direction regarding the status of the hotel, deal with the taxes and condition of the hotel, prior to taking any action. Discussion held that staff was not aware what was going on inside the hotel in order for them to become a Select Inn Franchise. City Manager King advised his recommendation was to table this item to the next meeting. There was no further 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 G-10, Consideration of an Ordinance Amending the Lewisville City Code, Article XVIII, Section 7-617 Regulating the Drilling and Production of Oil and Gas Wells Within the City of Lewisville by Providing Requirements for the Technical Advisor. Councilman Gorena noted that cost of this advisor was going to be billed to the well site. There was no further discussion on this item.

Mayor Ueckert reviewed Agenda Item G-11, Second Reading: 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. There was no discussion on this item.

Mayor Ueckert reviewed Agenda Item H, Reports, Quarterly Investment Report for Period Ending December 31, 2009. 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 6:41 p.m. on Monday, February 15, 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 15, 2010, 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)

Mayor Ueckert gave the pledge to the American and Texas flags.

**Proclamation: Declaring February 23, 2010,
as “National Pancake Day Celebration”**

(Agenda Item C-1)

Mayor Ueckert read and presented a proclamation declaring February 23, 2010, as National Pancake Day Celebration to David Barnett and Glenn Luster, members of the Peters Colony Shrine Club.

**Proclamation: Declaring February 23, 2010,
as “Rotary Day”**

(Agenda Item C-2)

Mayor Ueckert read and presented a proclamation declaring February 23, 2010, as Rotary Day to Mike Pope, Steve Homeyer, and Brent Myers, Members of various Rotary Associations.

**Proclamation: Declaring March 6-12, 2005 as
Severe Weather Awareness Week**

(Agenda Item C-3)

Mayor Ueckert read and presented a proclamation declaring the week of February 21-27, 2010, as Severe Weather Awareness Week to Fire Department Division Chief Steve Carter.

**Public Hearing: Consideration of Deeming
Substandard a Single Family Dwelling
Located at 656 Hembry, McKenzie Hembry
Addition, Block 2, Lot 13, Lewisville, Texas**

(Agenda Item D-1)

The Building Official has deemed the single family dwelling located at 656 Hembry as substandard. The owner of record is L.C. Brown. The condition of the structure is due to improper maintenance and neglect. Proper notification and procedures by the City have been accomplished without acceptable response. The Lewisville City Code requires that a public hearing be held in order for the City Council to determine if the structure is substandard.

The City staff's recommendation was that the City Council deem the single family structure substandard as set forth in the caption above.

Mayor Ueckert opened the public hearing.

James Brown, 1641 Palisades, Lewisville, Texas, spoke before the City Council regarding this property. He advised that they are working to bring this property up to code, however, they were not sure regarding a timeframe.

Cleve Joiner, Building Official spoke before the City Council and advised of discussion that he has had with Mr. Brown regarding this property.

Public Hearing: Consideration of Deeming Substandard a Single Family Dwelling Located at 656 Hembry, McKenzie Hembry Addition, Block 2, Lot 13, Lewisville, Texas (cont'd)

(Agenda Item D-1)

Mayor Ueckert reviewed with Mr. Brown that the action taken by the City Council would give them a timeframe and encouraged him to get with Mr. Joiner to make sure this moves forward and not let the property stand in the condition it is for another several years. Mr. Brown advised that he understood.

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 close the public hearing. The motion carried.

MOTION: Upon a motion made by Councilman Gorena and seconded by Deputy Mayor Pro Tem Durham , the Council voted five (5) “ayes” and no (0) “nays” to deem substandard a single family dwelling located at 656 Hembry, McKenzie Hembry Addition, Block 2, Lot 13, Lewisville, Texas. The motion carried.

Public Hearing: Consideration of Ordinance No. 3743-02-2010(Z) for a Zone Change Request From General Business (GB) to Medical District (MD) on Five Tracts Totaling 2.78 Acres, Located Along the I-35E Frontage Road Between Elm Street and Purnell Street; Further Identified as Tracts 91, 98 and 99 of the J. Craft Survey, Abstract 295; an Abandoned Portion of Elm Street and Lot 1, Block A of the Holzem Addition; as Requested by the Columbia Medical Center of Lewisville (Case No. PZ20100205)

(Agenda Item D-2)

The property is currently zoned General Business (GB) and contains a portion of Elm Street which has been abandoned, and four other commercial properties that have some vacated buildings on them. The hospital has bought the properties and plans to combine them with the remainder of their property as part of their overall campus. The zone change request complies with the Old Town Master Plan. The Planning and Zoning Commission voted 7-0 in favor of the zone change request at their February 2, 2010, meeting.

Public Hearing: Consideration of Ordinance No. 3743-02-2010(Z) for a Zone Change Request From General Business (GB) to Medical District (MD) on Five Tracts Totaling 2.78 Acres, Located Along the I-35E Frontage Road Between Elm Street and Purnell Street; Further Identified as Tracts 91, 98 and 99 of the J. Craft Survey, Abstract 295; an Abandoned Portion of Elm Street and Lot 1, Block A of the Holzem Addition; as Requested by the Columbia Medical Center of Lewisville (Case No. PZ20100205) (cont'd)

(Agenda Item D-2)

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 advised that Nika Z. Reinecke, Director, Economic Development & Planning; Robert Di Bernardo, Director of Plant Operations at Medical Center of Lewisville; Doug Welch, Chief Executive Officer, Medical Center of Lewisville; and Ulys Lane, Consultant for the Medical Center of Lewisville, were all present to respond to any questions posed by the City Council.

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 2.78 Acre Tract of Land Fully and Completely Described in the Attached Exhibit "A", Ordering a Change in the Use of Said Property From General Business (GB) District Zoning to Medical District (MD) 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 Tierney and seconded by Councilman Thornhill, the Council voted five (5) "ayes" and no (0) "nays" to close the public hearing. The motion carried.

MOTION: Upon a motion made by Mayor Pro Tem Watts and seconded by Councilman Tierney, the Council voted five (5) "ayes" and no (0) "nays" to approve and adopt **Ordinance No. 3743-02-2010(Z)**, as previously captioned. The motion carried.

Visitors/Citizens Forum

(Agenda Item E)

No one 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 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 a Supplemental Appropriation in the Amount of \$49,633 for Repairs and Maintenance of Screening Walls.
4. Approval of a Bid Award for the Waterline Replacements 2008 & 2009, Phase 2 Projects to RKM Utility Services, Inc., Carrollton, Texas, in the Amount of \$1,044,327.30; and Authorization for the City Manager to Execute the Contract.
5. Approval of a Bid Award for the Annual Requirements Contract for Type D, Grade 1 Flex Base Materials to Big City Crushed Concrete, Dallas, Texas, for an Estimated Amount of \$87,000.
6. Approval of Supplemental Arbitrage Rebate Reports From First Southwest Company Showing no Arbitrage Liability; Approval of Supplemental Appropriations in the Utility Capital Projects Fund From Bond Account Unappropriated Cash Balances in the Amount of \$24,552, and in the General Capital Projects Fund From Bond Account Unappropriated Cash Balances in the Amount of \$24,415; and Authorization of Payment for Service Fees to First Southwest Company in the Amount of \$42,605 for Twenty Reports.
7. Approval of **Resolution No. 3744-02-2010(R)**: Approving the Acquisition by the Denton County Transportation Authority Through the Exercise of the Right of Eminent Domain.

The motion carried.

END OF CONSENT AGENDA

Consideration of a Variance to the Lewisville City Code, Chapter 11 – Signs, to Allow Both a Monument Sign and a Wall Sign on the Primary Building Façade, as Requested by Dr. Zahaluk of Main Street Medical

(Agenda Item G-8)

The applicant is proposing to add a wall sign to the primary building façade at 571 West Main Street for a physician’s office. According to the Sign Ordinance, in the Old Town Design District, “there shall be only one of the following sign types: a wall sign; a low profile/monument sign; or a projecting sign” on the primary building façade. Currently, this building has an existing monument sign which displays the business names of all the tenants of the building, which prevents any additional signage to be added without a variance. The proposed sign is 3 feet by 10 feet – ½” thick MDO board painted black with a white border and white vinyl Garamond text. A similar variance by Miracle Home Health, also a tenant of this building, was requested in 2007 and failed. On January 11, 2010, the Old Town Design Review Committee voted 3-0 to approve the design of the sign subject to Council consideration of this variance.

The City staff’s recommendation was that the City Council deny the variance request.

Nika Reinecke, Director of Economic Development and Planning, spoke before the City Council regarding this request and offered to answer any questions posed by the City Council.

Discussion was held by the City Council that with the exception of Deputy Mayor Pro Tem Durham, they agreed with City staff’s concerns that if this request is approved it will open the doors for excessive signage. Deputy Mayor Pro Tem Durham questioned if there had been an application fee for this variance request. Ms. Reinecke advised that it was \$350. Deputy Mayor Pro Tem Durham advised that he was in favor of the variance.

MOTION: Upon a motion made by Councilman Tierney and seconded by Councilman Thornhill, the Council voted four (4) “ayes” and one (1) “nays,” with Deputy Mayor Pro Tem Durham casting the negative vote to deny the variance request. The motion carried.

**Consideration of Multiple Variances to the
Lewisville City Code, Chapter 11 – Signs, as
Requested by CSN Signs on Behalf of Select
Inn**

(Agenda Item G-9)

The Days Inn Hotel located at 200 North Stemmons Freeway has changed brand names and is now part of the Select Inn hotels. The applicant is proposing to replace the signs for the Days Inn hotel with the new Select Inn name. There are three signs that have been requested to be refaced – the pole sign, monument sign and wall sign on the secondary façade. The variances being requested are: a) To allow all three signs to be illuminated internally by fluorescent lamps; b) To allow a pole sign; and c) To allow a sign of 84 square feet in lieu of the allowable 25 square feet on a secondary façade. The Old Town Design Review Committee met on January 25, 2010 to review this item and recommended that the design of all three signs be approved with the stipulation that certain portions of the sign that were not part of the logo be blacked out or opaque when the sign is lit. The design approval by OTDRC is subject to approval of the variances by the City Council.

The City staff's recommendation was that the City Council consider the variance request. Mayor Ueckert stated he would like this to be tabled to the next meeting to allow staff to get with the hotel regarding delinquent taxes and other issues that need to be answered.

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

Marvin Utter, CSN Signs , 530 East Pioneer Drive, Irving, Texas spoke before the City Council in support of this item.

Pramod Jayaswal, 200 North Stemmons Freeway, spoke before the City Council in favor of this request and advised he was the owner and manager of the hotel. Ms. Jayaswal explained that Select Inn will not start sending him customers until he has the signage in place.

MOTION: Upon a motion made by Councilman Thornhill and seconded by Councilman Tierney, the Council voted one (1) "ayes" and four (4) "nays," with Deputy Mayor Pro Tem Durham, Councilman Gorena, Councilman Tierney, and Mayor Pro Tem Watts casting the negative votes to table this item to the March 1, 2010, City Council meeting. The motion failed.

Discussion was held regarding the renovations that have been made to the hotel and that \$350,000 has been spent. Further discussion was held with Mr. Jayaswal regarding delinquent taxes and the City Council's frustration that funds were spent on the renovation and the taxes were not paid. Mayor Ueckert pointed out that the funds for the taxes were not Mr. Jayaswal's to

**Consideration of Multiple Variances to the
Lewisville City Code, Chapter 11 – Signs, as
Requested by CSN Signs on Behalf of Select
Inn (cont'd)**

(Agenda Item G-9)

spend, but funds from his clientele. Mr. Jayaswal assured the City Council he would have the past due taxes paid by the end of the month.

MOTION: Upon a motion made by Councilman Gorena and seconded by Deputy Mayor Pro Tem Durham, the Council voted five (5) “ayes” and no (0) “nays,” to approve the following variances to the Lewisville City Code, Chapter 11 – Signs, as requested by CSN Signs on behalf of Select Inn: a) allow all three signs to be illuminated internally by fluorescent lamps; b) allow a pole sign; and c) allow a sign of 84 square feet in lieu of the allowable 25 square feet on a secondary façade. The motion carried.

**Consideration of Ordinance No. 3745-02-
2010 Amending the Lewisville City Code,
Article XVIII, Section 7-617 Regulating the
Drilling and Production of Oil and Gas Wells
Within the City of Lewisville by Providing
Requirements for the Technical Advisor**

(Agenda Item G-10)

At the December 21, 2009 City Council meeting, a 30-day public comment period was established by Council regarding proposed changes to the City’s Oil and Gas Well Drilling Ordinance. This comment period ended on January 22, 2010. The proposed changes, arising from a request of Councilman Thornhill, requires that a Technical Advisor for oil and gas wells possess, at a minimum, a degree in petroleum engineering and have a background in this field or possess a background in oil and gas wells to adequately advise the City. Additionally, staff recommends deleting the requirement for Council approval of the Technical Advisor in order to expedite the process of employing a Technical Advisor.

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

Fire Marshall Tim Ippilito spoke before the City Council regarding this item and offered to address any questions by posed.

**Consideration of Ordinance No. 3745-02-2010
Amending the Lewisville City Code, Article
XVIII, Section 7-617 Regulating the Drilling and
Production of Oil and Gas Wells Within the City
of Lewisville by Providing Requirements for the
Technical Advisor (cont'd)**

(Agenda Item G-10)

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 by Deleting Article XVIII, Section 7-617, Technical Advisor, and Replacing With New Text; Providing a Savings Clause; Providing a Severability Clause; Providing a Penalty Clause; Providing an Effective Date; and Declaring an Emergency.

MOTION: Upon a motion made by Councilman Thornhill and seconded by Councilman Tierney, the Council voted five (5) “ayes” and no (0) “nays” to approve and adopt **Ordinance No. 3745-02-2010**, as captioned previously. The motion carried.

**Second Reading: 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 G-11)

At the February 1, 2010, 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 has to be read on three separate days to meet the City Charter requirements. This will be the second reading.

The City staff's recommendation was that the City Attorney provide the second reading of the ordinance.

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; and Providing for an Effective Date

No further action was required.

Reports

(Agenda Item H)

- Quarterly Investment Report for Period Ending December 31, 2009
- Director of Public Services Carole Bassinger gave an update of the status of the lake.
- Deputy Mayor Pro Tem Durham thanked City staff from top to bottom getting the City through the recent weather conditions.
- Councilman Gorena echoed Deputy Mayor Pro Tem Durham's comments and reminded citizens that early voting started tomorrow for the Primary and referred them to the Denton County website for polling locations
- Mayor Pro Tem Watts thanked City staff for all their hard work during the recent inclement weather and acknowledged all their hard work during the recent City Council Retreat.
- Mayor Ueckert thanked City staff for all their hard work with the recent snowfall and handling the conditions.
- Mayor Ueckert thanked Mayor Pro Tem Watts for inviting him to an event at his Church for a great youth event.

There were no additional reports at this time.

Mayor Ueckert adjourned the regular session of the Lewisville City Council into Closed Session at 8:10 p.m. Monday, February 15, 2010, 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 8:10 p.m. on Monday, February 15, 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 8:12p.m. on Monday, February 15, 2010.

**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 8:12 p.m. on Monday, February 15, 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 K)

Deputy Mayor Pro Tem Durham was not present at the dais.

MOTION: Upon a motion made by Mayor Pro Tem Watts and seconded by Councilman Tierney, the Council voted four (4) “ayes” and no (0) “nays” to adjourn the Regular Session of the Lewisville City Council at 8:12 p.m. on Monday, February 15, 2010. The motion carried.

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

APPROVED

Dean Ueckert
MAYOR

ATTEST:

Julie Heinze
CITY SECRETARY