

A G E N D A

**LEWISVILLE CITY COUNCIL MEETING
JANUARY 23, 2017**

**LEWISVILLE CITY HALL
151 WEST CHURCH STREET
LEWISVILLE, TEXAS 75057**

**WORKSHOP SESSION - 5:45 P.M.
REGULAR SESSION – 7:00 P.M.**

Call to Order and Announce a Quorum is Present.

WORKSHOP SESSION - 5:45 P.M.

- A. Presentation of MGC Design Scope
- B. Fire Station 3 and 8 Project Overview
- C. Discussion of Regular Agenda Items and Consent Agenda Items

REGULAR SESSION – 7:00 P.M.

- A. **INVOCATION:** Councilman Daniels
- B. **PLEDGE TO THE AMERICAN AND TEXAS FLAGS:** Councilman Jones
- C. **PROCLAMATION:** Declaring the Month of January, 2017, as “Lewisville’s 92nd Birthday Celebration”
- D. **PUBLIC HEARING:** Consideration of an Ordinance Granting a Zone Change Request From General Business District (GB) to Old Town Center Business District (OTC), on Approximately 1.088 Acres, Legally Described as Portions of Lots 1 and 7, Block 4, Kealy Addition and all of Lot 1R, Block A, MHJ Sonic Addition, Located on the Southeast Corner of Main Street and Mill Street, at 102 South Mill Street and 126 South Mill Street, as Requested by the City of Lewisville, the Property Owner (Case No. PZ-2017-01-01).

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ADMINISTRATIVE COMMENTS:

The approximately 1.088-acre property is located on the prominent southeast corner of Mill Street and Main Street within the Old Town Center area. The property consists of two tracts of land once occupied by the K&W Auto Parts store and a Sonic restaurant. The properties were acquired by the City in 2016 and both buildings have since been demolished. The Planning and Zoning Commission recommended unanimous approval (7-0) of the zone change request at their meeting of January 17, 2017.

RECOMMENDATION:

That the City Council approve the proposed ordinance as set forth in the caption above.

AVAILABLE FOR QUESTIONS: - Nika Reinecke, Director of Economic Development and Planning

- E. **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.
- F. **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 MINUTES:** City Council Minutes of the January 9, 2017, Workshop Session and Regular Session.
 2. **Approval of a Bid Award for an Annual Requirements Agreement for Public Works Mowing Creek Channel to Moir Watershed Services LLC, Waxahachie, Texas, for the Estimated Amount \$49,739; and Authorization for the City Manager to Execute the Agreement.**

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ADMINISTRATIVE COMMENTS:

A total of nine (9) requests for proposals were downloaded from Bidsync.com. Three (3) proposals were received and opened on December 22, 2016. This contract involves the mowing of creek channels throughout the City. Based on the evaluation matrix included in the request for proposals, Moir Watershed Services LLC received the highest evaluation score and is being recommended for award. The term of the contract will be twelve (12) months, with options to extend for up to two (2) additional twelve (12) month periods. Funding is available for this contract through Public Works Streets Division.

RECOMMENDATION:

That the City Council approve the award as set forth in the caption above.

- 3. Approval of a Bid Award for an Annual Requirements Agreement for Chemical Analysis to Pace Analytical Services, Allen, Texas, for an Estimated Annual Amount of \$64,414; and Authorization for the City Manager to Execute the Agreement.**

ADMINISTRATIVE COMMENTS:

A total of ten (10) bid invitations were downloaded from Bidsync.com. A total of three (3) bids were received and opened December 29, 2016. These services are used for contract laboratory services for permit required analytical analyses for both the water and wastewater plants, as well as storm water, pretreatment and pollution abatement testing. The term of the contract will be twelve months, with the option to extend for up to two (2) additional one-year periods. Funding is available from the Water and Sewer Operating Fund.

RECOMMENDATION:

That the City Council approve the bid award as set forth in the caption above.

- 4. Approval of a Professional Services Agreement for Architectural Services With Brown Reynolds Watford Architects, Dallas, Texas to Serve as Architects for the Design of Fire Stations No. 3 and No. 8 in the Amount of \$770,800; and Authorization for the City Manager to Execute the Agreement.**

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ADMINISTRATIVE COMMENTS:

Pursuant to state law, the selection of an architect must be based on demonstrated competence and qualifications to perform the required services. The City previously selected Brown Reynolds Watford Architects to design Fire Station No. 7 and the joint Police/Fire Training Facility. Based on this experience and the firm's experience in designing facilities for other fire agencies, Brown Reynolds Watford Architects is being recommended for the design of Fire Stations No. 3 and No. 8.

RECOMMENDATION:

That the City Council approve the agreement as set forth in the caption above.

- 5. Approval of a Professional Services Agreement with Halff Associates, Inc. in the Amount of \$334,500 for Final Design and Construction Services Relating to Segment 5 of the Corporate Drive Project; and Authorization for the City Manager to Execute the Agreement.**

ADMINISTRATIVE COMMENTS:

The Corporate Drive project consists of thoroughfare improvements connecting Railroad Street in Lewisville with Old Denton Road in Carrollton. Funding has been provided through Regional Toll Revenue and an Interlocal Agreement with Denton County. The professional services agreement for segment 5 consists of final design and construction phase services for segment 5 of Corporate Drive from Holfords Prairie Road in Lewisville to Old Denton Road in Carrollton. The project will complete the 4-lane divided thoroughfare from Holford's Prairie Road to FM 2281. Staff has negotiated a Professional Services Agreement with Halff Associates, Inc. in the amount of \$334,500 to include final design and construction services relevant specifically to segment 5. Funding is available in the Corporate Drive Capital Projects.

RECOMMENDATION:

That the City Council approve the agreement as set forth in the caption above.

- 6. Approval of Revisions to Administrative Policy 4.0, Section I - City Facilities/Event.**

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ADMINISTRATIVE COMMENTS:

The policy sets the guidelines for the use of tobacco and alcohol at City owned, operated, or managed facilities. The policy was revised to prohibit the use of electronic nicotine or vapor devices and smokeless tobacco at all facilities and to allow the service of alcohol at Wayne Ferguson Plaza, Lewisville Adoption Center and the Lewisville Visitor Information Center.

RECOMMENDATION:

That the City Council approve the policy as set forth in the caption above.

- 7. Approval of the Capital Improvements Advisory Committee Semi-Annual Report for the Period of April 1, 2016 Through September 30, 2016.**

ADMINISTRATIVE COMMENTS:

The Semi-Annual Report is to provide information on the progress of the Capital Improvements Plan associated with the Impact Fee Program and the Land Use Assumption Plan. In accordance with the Local Government Code, Section 395, the Capital Improvements Advisory Committee has reviewed the Semi-Annual Reports and is recommending Council approval.

RECOMMENDATION:

That the City Council approve the report as set forth in the caption above.

- 8. Approval of a Resolution Adopting a Complete Streets Policy.**

ADMINISTRATIVE COMMENTS:

This policy seeks to create an environment where people of all ages and abilities can live, work and play without the reliance on a single transportation option. The policy will ensure that multi-modal transportation options will be considered for all applicable projects concerning transportation for both future construction and maintenance. The Planning and Zoning Commission recommended unanimous approval (7-0) of the zone change request at their meeting of January 17, 2017.

RECOMMENDATION:

That the City Council approve the resolution as set forth in the caption above.

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G. REGULAR HEARINGS:

- 9. Consideration of a Variance to the Lewisville City Code Section 6-101(b) (Underground Utilities) to Allow Relocation of an Underground Fiber Line to an Existing Overhead Pole Line Located Within Eagle Point Marina as Requested by Clem Maddox, Director of Government Affairs, Charter Communication.**

ADMINISTRATIVE COMMENTS:

Charter Communications currently serves Eagle Point Marina via underground fiber. Charter Communication's equipment has been submerged on numerous occasions over the past two years because of historic flood events. The equipment has become damaged leading to reoccurring outages at Eagle Point Marina. In addition, the same fiber line will ultimately serve the proposed multi-family development at Tower Bay. Charter Communication wishes to replace the fiber and associated equipment and has applied for a variance to locate the fiber on an existing overhead pole line owned by TNMP to avoid lengthy USACE permitting requirements and provide more reliable service not susceptible to flooding.

RECOMMENDATION:

That the City Council approve the variance as set forth in the caption above.

AVAILABLE FOR QUESTIONS: - David Salmon, P.E., City Engineer

- 10. Consider and Take Action on an Ordinance of the City Council of the City of Lewisville, Texas, Authorizing the Issuance and Sale of City of Lewisville, Texas, General Obligation Bonds, Series 2017; Levying a Tax in Payment Thereof; Authorizing the Execution and Delivery of a Paying Agent/Registrar Agreement; Approving the Official Statement; and Enacting Other Provisions Relating Thereto.**

ADMINISTRATIVE COMMENTS:

The issuance of approximately \$14,335,000 of City of Lewisville, Texas, General Obligation Bonds, Series 2017 will provide funds for the design and construction of improvements to the City's streets, sidewalks and related improvements, design and construction of improvements to the City's public safety facilities, including fire station facilities, and costs associated with the issuance of the bonds.

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RECOMMENDATION:

That the City Council approve the ordinance as set forth in the caption above.

AVAILABLE FOR - Boyd London and Jason Hughes
QUESTIONS: FirstSouthwest, a division of Hilltop Securities

11. **Consider and Take Action on an Ordinance of the City Council of the City of Lewisville, Texas, Authorizing the Issuance and Sale of City of Lewisville, Texas, Waterworks and Sewer System Revenue Refunding and Improvement Bonds, Series 2017; Providing for the Security for and Payment of Said Bonds; Authorizing the Execution and Delivery of a Paying Agent/Registrar Agreement and an Escrow Agreement; Calling Certain Outstanding Bonds for Redemption; Approving the Official Statement; and Enacting Other Provisions Relating Thereto.**

ADMINISTRATIVE COMMENTS:

The issuance of approximately \$11,955,000 of City of Lewisville, Texas, Waterworks and Sewer System Revenue Refunding and Improvement Bonds, Series 2017 will provide funds for refunding a portion of the City's Series 2009 Revenue Bonds and will provide new funding for constructing, acquiring and installing improvements, additions, and extensions to the City's waterworks and sewer system and costs associated with the issuance of the bonds.

RECOMMENDATION:

That the City Council approve the ordinance as set forth in the caption above.

AVAILABLE FOR - Boyd London and Jason Hughes
QUESTIONS: FirstSouthwest, a division of Hilltop Securities

12. **Consideration of an Ordinance of the Lewisville City Council, Amending Chapter 15, Traffic and Vehicles, Article IV, Parking Regulations, of the Lewisville City Code by Requiring Back-In Parking in Marked Areas and Prohibiting Parking in Marked Areas.**

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ADMINISTRATIVE COMMENTS:

Under the proposed ordinance, it would be unlawful to park in any manner other than by backing into the parking space, when markings on the streets or signs designating back-in parking are clearly visible. Furthermore, it would be unlawful to park on public property when signs are properly posted restricting parking. This ordinance change will allow enforcement of these parking restrictions should the signage fail to gain voluntary compliance.

RECOMMENDATION:

That the City Council approve the ordinance as set forth in the caption above.

H. **REPORTS:** Reports about items of community interest regarding which no action will be taken.

- ◆ Fourth Quarter 2016 Boards/Commissions/Committees Attendance Reports

I. **CLOSED SESSION:** In Accordance with Texas Government Code, Subchapter D,

1. Section 551.072 (Real Estate): Property Acquisition
2. Section 551.087 (Economic Development): Deliberation Regarding Economic Development Negotiations

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

K. **ADJOURNMENT**

<p>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 <u>Texas Government Code</u> 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).</p>
