

A G E N D A

**LEWISVILLE CITY COUNCIL MEETING
FEBRUARY 20, 2017**

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

WORKSHOP SESSION - 6:00 P.M.

REGULAR SESSION – 7:00 P.M.

Call to Order and Announce a Quorum is Present.

WORKSHOP SESSION - 6:00 P.M.

- A. Discussion of Charter Review Commission Recommendations
- B. Discussion of Regular Agenda Items and Consent Agenda Items

REGULAR SESSION – 7:00 P.M.

- A. **INVOCATION:** Mayor Pro Tem Gilmore
- B. **PLEDGE TO THE AMERICAN AND TEXAS FLAGS:** Councilman Ferguson
- C. **PROCLAMATION:**
 - 1. Declaring the week of February 19-25, 2017, as “Lewisville Rotary Week 2017”
 - 2. Declaring March 2, 2017, as “Texas Independence Day”
- D. **PUBLIC HEARING:** Consideration of an Ordinance Granting a Special Use Permit (SUP) for a 22,850 Square-Foot Shooting Range (Indoor) on a 2.256-Acre Lot, Legally Described as, Lot 6R-1, Block A, Corporate Square; Located on the West Side of South Stemmons Freeway (IH-35E) Approximately 550 Feet South of Corporate Drive at 1915 South Stemmons Freeway; Zoned Light Industrial (LI) District, as Requested by Kevin Allee, of Point Blank Range & Gun Shop, on Behalf of Lewisville Bassett One LTD, the Property Owner (Case No. SUP-2017-02-04).

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ADMINISTRATIVE COMMENTS:

The applicant is requesting an SUP for an indoor shooting range to locate in the former Cosmic Jump building on I-35E. The SUP proposal identifies enhanced features to the building's façade including the addition of a stone veneer on the front of the building and the two front corners, and an awning above the front entrance. There will be two signs, one wall sign on the front of the building, and one pylon sign that will be replaced with a monument sign in three years. The landscaping of the lot will also be brought up to current standards. On February 7, 2017, the Planning and Zoning Commission recommended unanimous approval (6-0) of the SUP.

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
- Kevin Allee, Point Blank Range & Gun Shop

- 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:** (a) **City Council Minutes of the January 23, 2017, Workshop Session and Regular Session;** and (b) **City Council Minutes of the February 6, 2017, Workshop Session and Regular Session.**
 2. **Approval of a Bid Award for the 2014 Waterline Rehabilitation Project to A & M Construction and Utilities, Inc., Rowlett Texas in the Amount of \$2,108,584.28; and Authorization for the City Manager to Execute the Contract.**

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ADMINISTRATIVE COMMENTS:

A total of nineteen (19) bid invitations were downloaded from Bidsync.com. A total of three (3) bids were received and opened February 2, 2017. This project consists of replacement of 8-inch and 12-inch water line on Surf Street, from Main Street to Purnell Street; Kealy Street, from Main Street to Purnell Street; Mill Street, from Parkway Drive to College Street; Old Orchard Lane, from Juniper Lane to Knollridge Drive; Corporate Drive, from Uecker Lane to IH35E Frontage Road; Autumn Breeze Apartments and Villas at Waterchase Apartments. Funds are available in the Waterline Replacement Capital project.

RECOMMENDATION:

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

- 3. Approval of a Professional Services Agreement with Teague Nall and Perkins, Inc., in the Amount of \$152,200 for Preliminary Design Services Related to the Holford's Prairie Project; and Authorization for the City Manager to Execute the Agreement.**

ADMINISTRATIVE COMMENTS:

Holford's Prairie Road, currently a two-lane asphalt road without curb & gutter is proposed to be reconstructed as a two-lane, 37' wide, concrete roadway with curb, gutter and sidewalks. A "phase 1" preliminary Design will focus on several design options related to the crossing of Midway Branch Creek and connection to the future extension of Corporate Drive. The preliminary design will include analysis related to roadway alignment, bridge/culvert hydraulics, environmental/permitting considerations, ROW acquisition, access to adjacent mobile home communities, soil conditions, utility conditions and estimated construction costs. Staff has negotiated a Professional Services Agreement with Teague Nall and Perkins, Inc. in the amount of \$152,200 to include a preliminary design with a focus on vertical and horizontal roadway alignment, stream crossing options & considerations and associated costs. Funding is available in the Holford's Prairie Capital project.

RECOMMENDATION:

That the City Council approve the Professional Services Agreement as set forth in the caption above.

- 4. Approval of Change Order No. 1 to the Design Services Contract for the Trinity River Canoe and Kayak Launches; and Authorization for the City Manager to Execute the Change Order.**

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ADMINISTRATIVE COMMENTS:

On March 16, 2015, the City Council awarded a contract to Jacobs Engineering Group Inc. for the design of two canoe and kayak launches on the Trinity River in the amount of \$166,300. Recent discussions were held with the Corps of Engineers to determine requirements and permitting process. A Mussel Permit, Corridor Development Certificate Permit, and a Site Development Permit are all required, totaling \$57,000.

RECOMMENDATION:

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

- 5. Approval of the Annual Arbitrage Rebate Reports From FirstSouthwest Reflecting no Arbitrage Liability.**

ADMINISTRATIVE COMMENTS:

The City's financial advisor, FirstSouthwest, has completed all arbitrage calculations for 2016 to comply with Internal Revenue Service Arbitrage Regulations. The Federal Tax Reform Act of 1986 requires local governments to report and rebate interest earnings related to tax exempt bond proceeds which exceed interest allowed or paid on the bonded debt. The reports show no arbitrage liability as of September 30, 2016. Arbitrage liabilities are recalculated every year, and payment of liabilities is only required if the issues have a positive liability on five-year anniversary or final maturity dates.

RECOMMENDATION:

That the City Council approve the Annual Arbitrage Rebate Reports from FirstSouthwest as set forth in the caption above.

- 6. Approval of a Letter Supporting a Request for the Disposition of Real Property to the Texas Department of Transportation (TxDOT) From Jim Murray, Hard Sun 100, LLC, for a Portion of the East Main Street (FM 1171) Right-of-Way Adjacent to 119 East Main Street; and Authorizing the City Manager to Sign the Letter of Support and Letters of Support for Additional Disposition Requests Along Main Street Between Charles Street and Kealy Avenue.**

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ADMINISTRATIVE COMMENTS:

The front façade of the former Lewisville Feed Mill at 119 East Main Street encroaches into the East Main Street (FM 1171) right-of-way by approximately 1.6 feet. A request for the disposition of real property has been submitted to TxDOT by the property owner. Specifically, this is a request that TxDOT release the encroached area to the property owner to allow the building to remain as it currently sits. To release the property, TxDOT requires a letter from the City confirming support of the request. Additional requests for disposition of real property are expected from other property owners along Main Street in the core of Old Town. Staff is also requesting authorization to sign support letters for all Old Town Buildings that were originally and similarly built into the FM 1171 right-of-way.

RECOMMENDATION:

That the City Council authorize the City Manager to sign the letter of support and other letters of support for additional disposition requests along Main Street between Charles Street and Kealy Avenue as set forth in the caption above.

G. REGULAR HEARINGS:

- 7. Consideration of a Variance to the Lewisville City Code, Section 2-201, Fee Schedule, Regarding a Waiver of Fees for Personnel to Erect and Dismantle Tents Associated With the 2017 American Cancer Society Relay for Life Event, Located at the Lewisville High School-Harmon Campus, and Consideration of a Request for City In-Kind Support for the Same Event, as Requested by Christina Gockley, Community Manager, Relay For Life American Cancer Society.**

ADMINISTRATIVE COMMENTS:

The 2017 Relay For Life of Lewisville/Flower Mound event will be held from Friday May 19, 2017, and ending at midnight. A request is being made to a) provide City in-kind support of eight (8) tents and staff time to erect and dismantle tents related to the event; and b) to waive any associated fees for the event including fees for personnel to erect and dismantle tents. This event was held last year at the Harmon- Lewisville High School, 1250 W Round Grove Rd, Lewisville, TX 75067, and drew over 20 teams, over 600 participants, and raised over \$60,000.

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RECOMMENDATION:

That the City Council approve the request for City In-Kind support for the 2017 American Cancer Society Relay for Life event as set forth in the caption above.

- H. **REPORTS:** Reports about items of community interest regarding which no action will be taken.
- Quarterly Investment Report From October 1, 2016 – December 31, 2016
- 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**

The City Council reserves the right to adjourn into closed session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Section 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices) and 551.087 (Economic Development).