

LEWISVILLE CITY COUNCIL

REGULAR SESSION

SEPTEMBER 19, 2016

Present:

Rudy Durham, Mayor (Absent)

Council Members:

TJ Gilmore, Mayor Pro Tem
Leroy Vaughn, Deputy Mayor Pro Tem (Absent)
R Neil Ferguson
Brent Daniels
Brandon Jones

City Staff:

Donna Barron, City Manager
Eric Ferris, Assistant City Manager
Claire Swann, Assistant City Manager
Melinda Galler, Assistant City Manager
Julie Heinze, City Secretary
Lizbeth Plaster, 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 Pro Tem Gilmore at 6:00 p.m. on Monday, September 19, 2016, 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 Facility/Event Policy

(Agenda Item A)

Assistant City Manager Melinda Galler presented the attached PowerPoint Presentation for City Council consideration.

Discussion was held regarding the Entrepreneurial Center and the allowance of alcohol at this facility. City Manager Donna Barron advised that City staff would have a discussion with the facilitators of this Center to determine their protocol and if something needed to be added to the contract regarding alcohol. Further discussion was held that they do not allow smoking in any of their facilities and this building could be added to the policy, as well as including smokeless tobacco.

City Manager Donna Barron advised that this policy would come back at a near future City Council meeting for City Council's approval.

WORKSHOP SESSION – 6:00 P.M.

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

(Agenda Item B)

Mayor Pro Tem Gilmore reviewed Agenda Item A, Invocation. There was no discussion on this item.

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

Mayor Pro Tem Gilmore reviewed Agenda Item C, Public Hearing: Consideration of an Ordinance Granting a Special Use Permit for Heavy Equipment – Outdoor Rental/Sales/Display/Service on an Approximately 3.591-Acre Lot Legally Described as Lot 1, Block A of the Johnson Addition, Located on the North Side of Bennett Lane Approximately 350 Feet East of Ridgeview Drive, at 553 Bennett Lane, Zoned Light Industrial District (LI); as Requested by G&A Consultants, on Behalf of Bob Guevremont, Vista Ridge Concrete Pumping, LLC, the Property Owner (Case No. SUP-2016-08-08). There was no discussion on this item.

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

Mayor Pro Tem Gilmore reviewed Agenda Item E-1, Approval of the Finance Policy 3.0 VI, Investment Policy. There was no discussion on this item.

Mayor Pro Tem Gilmore reviewed Agenda Item E-2, Approval of a Contract With Cigna Healthcare for Individual and Aggregate Stop Loss Insurance in the Amount of \$1,561,841; and Authorization for the City Manager to Execute all Necessary Documents. There was no discussion on this item.

Mayor Pro Tem Gilmore reviewed Agenda Item F-3, Consideration of a Variance to the Lewisville City Code, Section 2-201, Fee Schedule, Regarding a Waiver of Athletic Field Rental Fees and Temporary Event Permit Fees Associated With the Battle of the Badge Benefit Softball Tournament. There was no discussion on this item.

Mayor Pro Tem Gilmore reviewed Agenda Item F-4, Consideration of a Variance to the Lewisville City Code, Section 2-201, Fee Schedule, Regarding a Waiver of Pavilion Rental Fees and Temporary Event Permit Fees Associated With the Annual World Scouting Jamboree-on-the-Air. There was no discussion on this item.

Mayor Pro Tem Gilmore reviewed Agenda Item F-5, Consideration of an Ordinance Amending the FY 2015/2016 Adopted Budget. There was no discussion on this item.

WORKSHOP SESSION – 6:00 P.M.

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

(Agenda Item B)

Mayor Pro Tem Gilmore reviewed Agenda Item F-6, Consideration of an Ordinance Adopting the FY 2016/2017 Operating Budget. There was no discussion on this item.

Mayor Pro Tem Gilmore reviewed Agenda Item F-7, Consideration of an Ordinance Adopting the FY 2016-2017 Tax Rate. There was no discussion on this item.

Mayor Pro Tem Gilmore reviewed Agenda Item F-8, Consider and Act Upon Adoption of a Resolution Authorizing the Acquisition of Easements for the Construction, Access, and Maintenance of a Water Transmission Line From the Southwest Corner of and Across Lewisville Landfill, Block “A” on Valley Ridge Boulevard to Midway Pump Station at 2110 Midway Road and to Undertake all Associated Utility Improvements (The “Project”); Authorizing the Appointment of an Appraiser and Negotiator as Necessary; Authorizing the City Manager (or Her Designee) to Establish Just Compensation for the Easement Rights to be Acquired; Authorizing the City Manager (or Her Designee) to Take Steps Necessary to Acquire the Needed Easement Rights in Compliance With all Applicable Laws and Resolutions; and Authorizing the City Attorney (or Her Designee) to Institute Condemnation Proceedings to Acquire the Easement if Purchase Negotiations are not Successful; Providing for Repealing, Savings, and Severability Clauses; and Providing for an Effective Date. There was no discussion on this item.

Mayor Pro Tem Gilmore reviewed Agenda Item F-9, Consideration of an Ordinance Amending the Lewisville Code of Ordinances, Chapter 2, Article VIII, Section 2-201 Fee Schedule. Mayor Pro Tem Gilmore pointed out that there had been a scribes error on page 24, line 14 of the proposed fee schedule ordinance, the volumetric rate for water rates was shown as \$3.04; however, the correct rate was \$3.05. He advised that when the motion was made, this would need to be included to allow for the change. There was no further discussion on this item.

Mayor Pro Tem Gilmore reviewed Agenda Item G, Reports. There was no discussion on this item.

Mayor Pro Tem Gilmore 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 6:13 p.m. on Monday, September 19, 2016.

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 Pro Tem Gilmore at 7:00 p.m. on Monday, September 19, 2016, in the Council Chambers of the Lewisville City Hall, 151 West Church Street, Lewisville, Texas.

Invocation

(Agenda Item A)

At the request of Mayor Pro Tem Gilmore, Councilman Ferguson gave the invocation.

Pledge to the American and Texas Flags

(Agenda Item B)

At the request of Mayor Pro Tem Gilmore, Councilman Daniels gave the pledge to the American and Texas flags.

**Public Hearing: Consideration of Ordinance
No. 4311-09-2016 (Z) Granting a Special Use
Permit for Heavy Equipment – Outdoor
Rental/Sales/Display/Service on an
Approximately 3.591-Acre Lot Legally
Described as Lot 1, Block A of the Johnson
Addition, Located on the North Side of
Bennett Lane Approximately 350 Feet East
of Ridgeview Drive, at 553 Bennett Lane,
Zoned Light Industrial District (LI); as
Requested by G&A Consultants, on Behalf of
Bob Guevremont, Vista Ridge Concrete
Pumping, LLC, the Property Owner (Case
No. SUP-2016-08-08)**

(Agenda Item C)

Vista Ridge Concrete Pumping is currently located at 597 East Purnell Street, but the business has outgrown that site and is looking to expand its operations onto the subject site. This site will be used to service its vehicles and provide additional storage and display of the vehicles for rent. The applicant is proposing to make improvements to the existing building, parking, landscaping and screening. On August 16, 2016, the Planning and Zoning Commission recommended unanimous approval (5-0) of the SUP.

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

Nika Reinecke, Director of Economic Development and Planning and Randi Rivera, G&A Consultants, Inc., were present to answer any questions posed by the City Council.

Public Hearing: Consideration of Ordinance No. 4311-09-2016 (Z) Granting a Special Use Permit for Heavy Equipment – Outdoor Rental/Sales/Display/Service on an Approximately 3.591-Acre Lot Legally Described as Lot 1, Block A of the Johnson Addition, Located on the North Side of Bennett Lane Approximately 350 Feet East of Ridgeview Drive, at 553 Bennett Lane, Zoned Light Industrial District (LI); as Requested by G&A Consultants, on Behalf of Bob Guevremont, Vista Ridge Concrete Pumping, LLC, the Property Owner (Case No. SUP-2016-08-08) (cont'd)

(Agenda Item C)

Mayor Pro Tem Gilmore opened the public hearing.

MOTION: Upon a motion made by Councilman Ferguson and seconded by Councilman Daniels, the Council voted four (4) “ayes” and no (0) “nays” to close the public hearing. The motion carried.

City Attorney Lizbeth Plaster read the ordinance caption into the record as follows:

“An Ordinance of the Lewisville City Council, Amending the Zoning Ordinance by Granting a Special Use Permit for Heavy Equipment – Outdoor Rental/Sales/Display/Service on an Approximately 3.591-Acre Lot Legally Described As Lot 1, Block A, Johnson Addition, Located on the North Side of Bennett Lane Approximately 350 Feet East of Ridgeview Drive at 553 Bennett Lane and Zoned Light Industrial District (LI); Providing for a Repealer, Severability, and a Penalty; and Declaring an Emergency.”

MOTION: Upon a motion made by Councilman Ferguson and seconded by Councilman Jones, the Council voted four (4) “ayes” and no (0) “nays” to approve and adopt **Ordinance No. 4311-09-2016 (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 Councilman Jones and seconded by Councilman Daniels, the Council voted four (4) “ayes” and no (0) “nays” to approve and adopt all items on the Consent Agenda, as recommended and as follows:

1. Approval of the Finance Policy 3.0 VI, Investment Policy.
2. Approval of a Contract With Cigna Healthcare for Individual and Aggregate Stop Loss Insurance in the Amount of \$1,561,841; and Authorization for the City Manager to Execute all Necessary Documents..

The motion carried.

END OF CONSENT AGENDA

**Consideration of a Variance to the Lewisville
City Code, Section 2-201, Fee Schedule,
Regarding a Waiver of Athletic Field Rental
Fees and Temporary Event Permit Fees
Associated With the Battle of the Badge
Benefit Softball Tournament**

(Agenda Item F-3)

The Lewisville Police and Fire Departments, and other local fire and police departments compete while helping to raise money to help abused children in Denton County. The tournament will benefit the Children's Advocacy Center for Denton County. Battle of the Badge will take place on October 15, 2016 at the Toyota of Lewisville Railroad Park.

The City staff's recommendation was that the City Council approve the variance as set forth in the caption above.

MOTION: Upon a motion made by Councilman Jones and seconded by Councilman Ferguson, the Council voted four (4) “ayes” and no (0) “nays” to approve the a variance to the Lewisville City Code, Section 2-201, Fee Schedule, Regarding a Waiver of Athletic Field Rental Fees and Temporary Event Permit Fees associated with the Battle of the Badge Benefit Softball Tournament. The motion carried.

Consideration of a Variance to the Lewisville City Code, Section 2-201, Fee Schedule, Regarding a Waiver of Pavilion Rental Fees and Temporary Event Permit Fees Associated With the Annual World Scouting Jamboree-on-the-Air

(Agenda Item F-4)

The Lewisville Amateur Radio Association is planning to host a session for Scouts to join in on the annual World Scouting Jamboree-on-the-Air on October 15th. Jamboree-on-the-Air uses amateur radio (also called ham radio) to link Scouts and ham operators around the world. The event will have several radio stations set up that will allow the scouts to make contacts with other scouts around the world.

The City staff's recommendation was that the City Council approve the variance as set forth in the caption above.

MOTION: Upon a motion made by Councilman Ferguson and seconded by Councilman Jones, the Council voted four (4) "ayes" and no (0) "nays" to approve a variance to the Lewisville City Code, Section 2-201, Fee Schedule, Regarding a Waiver of Pavilion Rental Fees and Temporary Event Permit Fees associated with the Annual World Scouting Jamboree-on-the-Air. The motion carried.

Consideration of Ordinance No. 4312-09-2016 Amending the FY 2015/2016 Adopted Budget

(Agenda Item F-5)

The purpose of this ordinance is to amend the FY 2015-16 adopted budget to include all supplements and changes approved by Council throughout the year. A large percentage of these appropriations include the routine supplement completed each year for prior year encumbrances (purchases) that overlap into the next fiscal year. Others relate to actions taken to fund unbudgeted items during the year. This ordinance will also authorize four new fund supplements including: 1) Health Fund (\$500,000) due to higher actual health claims experience this fiscal year and to account for possible claims that may hit prior to the end of the year: 2) Insurance Risk Fund (\$300,000) transfer to the Health Fund to assist in covering the higher claims, 3) Utility Fund (\$334,395) due to increased water consumption as well as increased infiltration/treatment costs, and 4) Recreation Fund (\$5,000) to account for a donation received at the Library.

The City staff's recommendation was that the City Council approve the ordinance amending the FY 2015/2016 budget.

Consideration of Ordinance No. 4312-09-2016 Amending the FY 2015/2016 Adopted Budget (cont'd)

(Agenda Item F-5)

City Attorney Lizbeth Plaster read the ordinance caption into the record as follows:

“An Ordinance of the City Council of the City of Lewisville, Texas, Amending the Previously Adopted and Approved Budget Ordinance for the Fiscal Year October 1, 2015 to September 30, 2016; by Providing Supplemental Appropriations to the Various Funds; Providing an Effective Date; and Declaring an Emergency.”

MOTION: Upon a motion made by Councilman Daniels and seconded by Councilman Jones the Council voted four (4) “ayes” and no (0) “nays” to approve and adopt **Ordinance No. 4312-09-2016**, as captioned previously. The motion carried.

Consideration of Ordinance No. 4313-09-2016 Adopting the FY 2016/2017 Operating Budget

(Agenda Item F-6)

The proposed operating budget for all funds has been prepared by staff and reviewed by the City Council. Approval of this ordinance adopts an operating budget for all funds beginning October 1, 2016 and ending September 30, 2017. A draft budget document is available for public review at the City Secretary’s Office, the Library, and on the City website.

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

City Attorney Lizbeth Plaster read the ordinance caption into the record as follows:

“An Ordinance of the City Council of the City of Lewisville, Texas, Adopting and Approving a Budget for the City of Lewisville, Texas for the Year Beginning October 1, 2016, and Ending September 30, 2017; Providing for an Effective Date; and Declaring an Emergency.”

MOTION: Upon a motion made by Councilman Ferguson and seconded by Councilman Jones, the Council voted four (4) “ayes” and no (0) “nays” to approve and adopt **Ordinance No. 4313-09-2016**, as captioned previously. The motion carried.

**Consideration of Ordinance No. 4314-09-
2016 Adopting the FY 2016-2017 Tax Rate**

(Agenda Item F-7)

This action will adopt the City's annual ad valorem tax rate for all taxable property at \$0.436086 per \$100 of assessed valuation. The rate combines the following: Maintenance and Operations \$0.318766 and Principal and Interest on Debt \$0.117320 for a total tax rate of \$0.436086. While the proposed tax rate for FY 2016-2017 is the same as the 2015-2016 tax rate of \$0.436086, the proposed tax rate exceeds the effective tax rate of \$0.419014. Therefore, specific language is required in the ordinance, the vote on this ordinance must be a record vote and approved by at least 60 percent of the members of the governing body. For the City of Lewisville this would equal at least four voting members. The specific language of the motion to adopt the ordinance must be made in the following form: "I move that the property tax rate be increased by the adoption of a tax rate of \$0.436086, which is effectively a 4.0743 percent increase in the tax rate."

The City staff's recommendation was that the City Council approve the proposed ordinance adopting the FY 2016-2017 tax rate with the following motion: "I move that the property tax rate be increased by the adoption of a tax rate of \$0.436086, which is effectively a 4.0743 percent increase in the tax rate."

City Attorney Lizbeth Plaster read the ordinance caption into the record as follows:

"An Ordinance of the City Council of the City of Lewisville, Texas, Establishing the Tax Rate and Tax Levy for the City of Lewisville, Texas for the Year 2016-2017, Upon all Taxable Property in Said City in Conformity With the Laws of the State of Texas, and the Charter Provisions and all Ordinances of Said City; Providing a Repealer; Providing for Severability; Providing for an Effective Date; and Declaring an Emergency."

MOTION: Upon a motion made by Councilman Jones and seconded by Councilman Ferguson, the Council voted four (4) "ayes" and no (0) "nays" to move that the property tax rate be increased by the adoption of a tax rate of \$0.436086, which is effectively a 4.0743 percent increase in the tax rate by adopting **Ordinance No. 4314-09-2016**, as captioned previously. The motion carried.

Consider and Act Upon Adoption of Resolution No. 4315-09-2016 (R) Authorizing the Acquisition of Easements for the Construction, Access, and Maintenance of a Water Transmission Line From the Southwest Corner of and Across Lewisville Landfill, Block “A” on Valley Ridge Boulevard to Midway Pump Station at 2110 Midway Road and to Undertake all Associated Utility Improvements (The “Project”); Authorizing the Appointment of an Appraiser and Negotiator as Necessary; Authorizing the City Manager (or Her Designee) to Establish Just Compensation for the Easement Rights to be Acquired; Authorizing the City Manager (or Her Designee) to Take Steps Necessary to Acquire the Needed Easement Rights in Compliance With all Applicable Laws and Resolutions; and Authorizing the City Attorney (or Her Designee) to Institute Condemnation Proceedings to Acquire the Easement if Purchase Negotiations are not Successful; Providing for Repealing, Savings, and Severability Clauses; and Providing for an Effective Date

(Agenda Item F-8)

Associated with the scope of work for the project, easements will need to be acquired from two parcels. As required by Texas Property Code Section 21.0113, the City is required to first attempt to acquire the necessary acquisition(s) from the landowners voluntarily through the making of a bona fide offer prior to filing any eminent domain procedure. Funding is available in the Valley Ridge Capital Project.

The City staff’s recommendation was that the City Council consider and adopt the Resolution as set forth in the caption above by using the following motion, which is prescribed by Texas Government Code Section 2206.053(e):

“I move that the City of Lewisville, Texas adopt the Resolution described in Agenda Item No. 8 and authorize the use of the power of eminent domain to acquire for public use the property described and depicted in Attachment 1 attached to the Resolution, said description and depiction being incorporated into this motion for all purposes, for the construction, access, and maintenance of the Waterline and other associated utility improvements.”

Consider and Act Upon Adoption of

Resolution No. 4315-09-2016 (R) Authorizing the Acquisition of Easements for the Construction, Access, and Maintenance of a Water Transmission Line From the Southwest Corner of and Across Lewisville Landfill, Block “A” on Valley Ridge Boulevard to Midway Pump Station at 2110 Midway Road and to Undertake all Associated Utility Improvements (The “Project”); etc. (cont’d)

(Agenda Item F-8)

MOTION: Upon a motion made by Councilman Jones and seconded by Councilman Daniels, the Council voted four (4) “ayes” and no (0) “nays” to move that the City of Lewisville, Texas adopt the Resolution described in Agenda Item No. 8 and authorize the use of the power of eminent domain to acquire for public use the property described and depicted in Attachment 1 attached to the Resolution, said description and depiction being incorporated into this motion for all purposes, for the construction, access, and maintenance of the Waterline and other associated utility improvements by approving and adopting **Resolution No. 4315-09-2016 (R)**, Consider and Act Upon Adoption of a Resolution Authorizing the Acquisition of Easements for the Construction, Access, and Maintenance of a Water Transmission Line From the Southwest Corner of Lewisville Landfill, Block “A” on Valley Ridge Blvd. to Midway Pump Station at 2110 Midway Road and to Undertake all Associated Utility Improvements (The “Project”); Authorizing the Appointment of an Appraiser and Negotiator as Necessary; Authorizing the City Manager (or her Designee) to Establish Just Compensation for the Easement Rights to be Acquired; Authorizing the City Manager (or her Designee) to Take Steps Necessary to Acquire the Needed Easement Rights in Compliance With all Applicable Laws and Resolutions; and Authorizing the City Attorney (or her Designee) to Institute Condemnation Proceedings to Acquire the Easement if Purchase Negotiations are not Successful; Providing for Repealing, Savings, and Severability Clauses; and Providing for an Effective Date. The motion carried.

Consideration of Ordinance No. 4316-09-2016 Amending the Lewisville Code of Ordinances, Chapter 2, Article VIII, Section 2-201 Fee Schedule

(Agenda Item F-9)

As part of the annual budget process, changes to the fee schedule are reviewed based on an analysis of current charges as compared to cost recovery goals, authorized charges that may no longer be applicable, and new services or equipment that may require a new fee be added. These changes include items discussed at the Budget Workshop held on August 13th, as well as newly proposed modifications. Details for each recommended change are included in the back up information.

The City staff's recommendation was that the City Council approve the ordinance amending the Lewisville Code of Ordinances, Chapter 2, Article VIII, Section 2-201 Fee Schedule.

City Attorney Lizbeth Plaster read the ordinance caption into the record as follows:

“An Ordinance of the City Council of the City of Lewisville, Texas Amending the Lewisville Code of Ordinances, Chapter 2, Section 2-201 Fee Schedule With Various Fees Charged by Several Departments of the City; Providing a Repealer; Providing for Severability; Providing an Effective Date; and Declaring an Emergency.”

MOTION: Upon a motion made by Councilman Jones and seconded by Councilman Ferguson, the Council voted four (4) “ayes” and no (0) “nays” to approve and adopt **Ordinance No. 4316-09-2016**, as captioned previously, with the correction to the volumetric rate of \$3.05. The motion carried.

Reports

(Agenda Item G)

- Director of Parks and Leisure Services Robert Monaghan gave a status update on the paving scheduled for Lake Park. He advised it was still anticipated to be open October 1st. Mr. Monaghan also gave an update on upcoming Public Hearings for the public to attend regarding the Multi-Generational Center and encouraged all those interested to attend these meeting to express their desires for what they would like in this new center.
- Police Chief William Kerbow advised of upcoming Coffee With The Cops events being held in Lewisville
- Director of Communications and Tourism James Kunke reminded everyone about Western Days being held on September 23rd and 24th in Old Town.
- Public Services Director Keith Marvin advised that the lake levels were just below the conservation level.

Reports (cont'd)

(Agenda Item G)

- Finance Director Brenda Martin advised that the City had been awarded the Certificate of Achievement in Excellence in Financial Reporting for the 27th year in a row due to the work of the entire City employees.
- Councilman Daniels advised of the upcoming Battle of the Badge between local Fire and Police Departments to benefit the Children's Advocacy of Denton County. He further advised of the upcoming North Texas Giving Day on September 22nd and encouraged everyone to consider donating
- Councilman Jones reminded everyone that the Furr Ball was being held on November 19th at the MCL Grand Theatre. He encouraged anyone interested to purchase their tickets.
- Councilman Ferguson gave an update on upcoming events at the MCL Grand.
- Mayor Pro Tem Gilmore thanked the Police Officers present at the meeting for their service to the community.
- Mayor Pro Tem Gilmore advised that it was Library Card Sign Up Month and encouraged anyone without a library card to stop by the Library.

There were no additional reports at this time.

Mayor Pro Tem Gilmore adjourned the regular session of the Lewisville City Council into Closed Session at 7:21 p.m. Monday, September 19, 2016, 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 7:21 p.m. on Monday, September 19, 2016, City Council Conference Room of the Lewisville City Hall, 151 West Church Street, Lewisville, Texas, in order to discuss matters pertaining to the following:

Section 551.071 (Consultation with Attorney)

1. Legal Issues Related to outdoor Receptacles

Section 551.072 (Real Estate)

2. Property Acquisition

Section 551.087 (Economic Development):

3. Deliberation Regarding Economic Development Negotiations.

The Closed Session was adjourned at 8:14 p.m. on Monday, September 19, 2016.

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

(Agenda Item I)

Mayor Pro Tem Gilmore reconvened the Regular Session of the Lewisville City Council at 8:14 p.m. on Monday, September 19, 2016, in the Council Chambers of the Lewisville City Hall.

Mayor Pro Tem Gilmore 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 Councilman Ferguson and seconded by Councilman Jones, the Council voted four (4) “ayes” and no (0) “nays” to adjourn the Regular Session of the Lewisville City Council at 8:14 p.m. on Monday, September 19, 2016. The motion carried.

These minutes approved by the Lewisville City Council on the 3rd day of October, 2016.

APPROVED

Rudy Durham
MAYOR

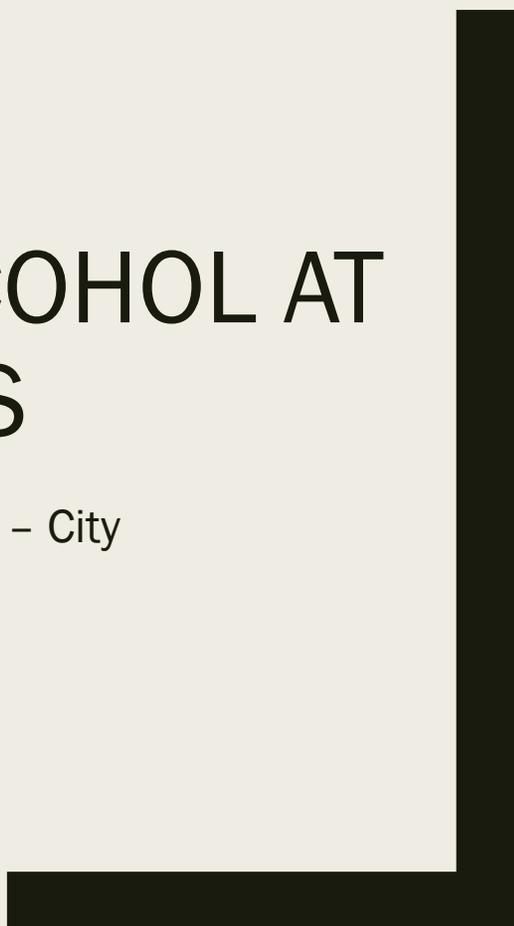
ATTEST:

Julie Heinze
CITY SECRETARY



USE OF TOBACCO/VAPING/ALCOHOL AT CITY FACILITIES

Revisions to Administrative Policy 4.0 – City
Facilities/Events



Smoking prohibitions under the current policy

- Within city-owned, operated, or managed facilities
- Within the courtyard of the Medical Center of Lewisville Grand Theater
- At outdoor recreation facilities
 - *Tennis complex, including courts and bleachers*
 - *Restrooms and Concession rooms*
 - *Within 10 feet of dugouts, team benches, playing fields and bleachers at Lake Park and Vista Ridge athletic complexes*
 - *Municipal pools*
- In city-owned vehicles and enclosed equipment

Proposed changes

- Include the use of electronic nicotine and vapor delivery devices in the definition of smoking
- Add a restriction for smoking within 15 feet of any door, operable window/vent or other opening to a place where smoking is prohibited
- Prohibit smoking at Wayne Ferguson Plaza

Use of smokeless tobacco

- Currently only prohibited at the MCL Grand and the municipal pools
- Recommendation is to prohibit smokeless tobacco in the following locations
 - *MCL Grand courtyard*
 - *Library*
 - *City Hall*
 - *Municipal Annex*
 - *Hedrick House*
 - *Animal Adoption Center*
 - *Lewisville recreation centers*
 - *Senior Center*

Use of Alcohol

- Currently permitted
 - *Community Room*
 - *Hedrick House*
 - *Lark Park Pavilions/Picnic Areas*
 - *Central Park Pavilions*
 - *City Hall Reception Floor*
 - *Lewisville Arts Center*
 - *Parks and streets for City events*
 - *Lewisville Rodeo Arena*
- Recommended facilities to be added
 - *Wayne Ferguson Plaza*
 - *Entrepreneurial Center*