



REGULAR CITY COUNCIL MEETING AGENDA

JANUARY 15, 2019

LOCATION: 1400 Main Street, Southlake, Texas 76092
Council Chambers in Town Hall

WORK SESSION: 5:30 P.M.

1. Call to order
2. Invocation: Clayton Reed
3. Southlake Chamber of Commerce Updates by Ian MacLean
4. Discuss all items on tonight's agenda. No action will be taken and each item will be considered during the Regular Session.

REGULAR SESSION: Immediately following the work session

1. Call to order.
2. A. **Executive Session:** Pursuant to the Open Meetings Act, Chapter 551, Texas Government Code, Sections 551.071, 551.072, 551.073, 551.074, 551.076, 551.087, 418.183(f), and 418.106(d) & (e). Refer to posted list attached hereto and incorporated herein. **Executive Session may be held, under these exceptions, at the end of the Regular Session or at any time during the meeting that a need arises for the City Council to seek advice from the city attorney as to the posted subject matter of this City Council meeting.**
 1. Section 551.071: Consultation with city attorney.
 - a. Seek advice of the city attorney regarding legal issues related to legislative items.
 - b. Seek advice of the city attorney regarding construction of Champions Club.
 - c. Seek advice of the city attorney regarding legal issues related to the regulation of the sale of Cannabidiol (CBD) related products in the City.
 2. Section 551.074: Deliberation regarding personnel matters:
 - a. Deliberate the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of the City Manager and City Secretary.

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B. **Reconvene:** Action necessary on items discussed in Executive Session.

3. **REPORTS:**

A. Mayor's Report

B. City Manager's Report

1. Financial Report (written)

CONSENT AGENDA: All items listed below are considered to be routine by the City Council and will be enacted with one motion. There will be no separate discussion of items unless a Councilmember or citizen so requests, in which event the item will be removed from the general order of business and considered in its normal sequence.

4. Consent:

A. Approve minutes from the December 4, 2018, regular City Council meeting.

B. Approve the minutes from the December 10, 2018, Joint City Council and Southlake Arts Council Worksession.

C. Approve Resolution No. 19-001, Calling a General Election for May 4, 2019.

D. Approve an annual purchase agreement with Martin Marietta Materials, Inc. for aggregate street materials through an Interlocal Agreement (ILA) with the City of Grapevine in an amount not to exceed \$75,000.

E. Approve an annual purchase agreement with Reynolds Asphalt & Construction Co. (RAC) for the purchase of asphalt through an Interlocal Agreement (ILA) with Tarrant County in an amount not to exceed \$500,000.

F. Authorize expenditures with Reynolds Asphalt & Construction Co. (RAC) for Pavement Resurfacing Services through an Interlocal Agreement (ILA) with the City of Grand Prairie in an amount not to exceed \$500,000 for a 15-month period.

G. Approve an Engineering Services Agreement (ESA) with Freese and Nichols to provide construction management services for the widening of N. White Chapel from Emerald Blvd. to Highland St., in an amount not to exceed \$450,000.

- H. Resolution No. 08-054A, Revision of the Community Event Participation Policy.
- I. Approve final concept and contract with artist Michael Warrick in an amount not to exceed \$90,000 for public art to be installed at the Zena Rucker and Tower roundabout.
- J. Ordinance No. 1205, 1st Reading, Appoint an Alternate Municipal Court Judge and authorize the Mayor to execute an agreement.
- K. Approve a professional services agreement with Weaver L.L.P. for audit services, in the amount not to exceed \$130,000.
- L. ZA18-0052, Plat Revision for Lots 3R1 and 3R2, Block 1, Parkway Office Center Addition on property described as Tract 6C, Thomas M. Hood Survey, Abstract No. 706, City of Southlake, Tarrant County, Texas and a portion of Lot 3, Block 1, Parkway Office Center Addition (also described as Lot 3A, Block 1, Parkway Office Center Addition), an addition to the City of Southlake, Tarrant County, Texas and located at 1700 N. White Chapel Boulevard and 190 W. State Hwy. 114, Southlake, Texas. Current Zoning: "S-P-1" Detailed Site Plan District. SPIN Neighborhood #3.
- M. Ordinance No. 480-YYYY, 1st Reading, an amendment to the City of Southlake Zoning Ordinance No. 480, as amended, revising current regulations in order to provide more flexibility for residential accessory buildings, including but not limited to setbacks, permitted building area, coverages and special exception uses. If approved at 1st Reading, the public hearing will be held on February 5, 2019.
- N. Appoint two members from City Council to work with City staff to develop the possible ordinance amendments related to Town Square.
- O. ZA18-0028, Site Plan for the Landmark Office Expansion on property described as Lot 15, Phase 1, Lake Wood Acres Addition, City of Southlake, Tarrant County, Texas and located at 750 N. Carroll Avenue, Southlake, Texas. Current Zoning: "O-1" Office District. SPIN Neighborhood # 7. (The applicant has requested that this item be remanded back to the Planning and Zoning Commission's February 7, 2019 meeting).
- P. Ordinance No. 480-740 (ZA18-006), 1st Reading, Zoning Change and Concept/Site Plan for Southwest Meadows on property described as Lot 1R1R2, Block 1, Sabre Group Campus Addition, an addition to the City of Southlake, Tarrant County, Texas and located at 1901 W. Kirkwood Blvd., Southlake, Texas. Current Zoning: "NR-PUD" Non-Residential Planned

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Unit Development District. Proposed Zoning: "S-P-2" Generalized Site Plan District. SPIN Neighborhood #1. (The applicant has requested to table this item indefinitely).

REGULAR AGENDA:

5. Public Forum. *(The Public Forum will not begin prior to 7:00 p.m. This is the public's opportunity to address the City Council about non-agenda items. During this proceeding, the City Council will not discuss, consider or take action on any item presented. We respectfully ask that anyone stepping forward to speak during Public Forum to please limit remarks to three minutes or less.)*
 - A. Recognition of Abigail Perez, 4th grade author at Walnut Grove Elementary School.

6. Ordinances, second readings, public hearings, and related items:
 - A. Ordinance No. 480-454a (ZA18-0034), 2nd Reading, Zoning Change and Concept/Site Plan for Central Market Curbside Pick Up on property described as Lots 1-6, Block 1, Shops of Southlake, an addition to the City of Southlake, Tarrant County, Texas, and located at 251 and 275 S. Carroll Ave. and 1201-1451 E. Southlake Blvd., Southlake, Texas. Current Zoning: "S-P-2" Generalized Site Plan District. Proposed Zoning: "S-P-2" Generalized Site Plan District. SPIN Neighborhood #8. **PUBLIC HEARING**

 - B. MSP18-0002, Amendment to the Master Sign Plan for Shops of Southlake as it pertains to Central Market located at 1425 E. Southlake Blvd., Southlake, Texas.

 - C. Ordinance No. 480-753 (ZA18-0032), 2nd Reading, Zoning Change and Development Plan for Oxford Place on property described as Tract 1B, Thomas Mahan Survey, Abstract No. 1049, Southlake, Tarrant County, Texas, and located at 1749 E. Highland St., Southlake, Texas. Current Zoning: "AG" Agricultural District. Proposed Zoning: "R-PUD" Residential Planned Unit Development District. SPIN Neighborhood #4. **PUBLIC HEARING**

 - D. ZA18-0049, Site Plan for Chick-fil-A Canopies on property described as Lot 4, Block 1, Perry/Allen Addition, an addition to the City of Southlake, Tarrant County, Texas and located at 2301 E. Southlake Blvd., Southlake, Texas. Current Zoning: "C-3" General Commercial District. SPIN Neighborhood #8. **PUBLIC HEARING**

- E. ZA18-0031, Site Plan for Stonebridge Park on property described as Lot 2R1, Block 1, Stonebridge Park Addition Southlake, Tarrant County, Texas, and located at 155 Stonebridge Lane, Southlake, Texas. Current Zoning: "S-P-2" Generalized Site Plan District. SPIN Neighborhood # 11. **PUBLIC HEARING**
 - F. ZA18-0056, Site Plan for Jack Johnson Elementary School on property described as Lot 13R1, F. Throop No. 1511 Addition, an addition to the City of Southlake, Tarrant County, Texas and located at 1301 N. Carroll Ave., Southlake, Texas. Current Zoning: "CS" Community Service District. SPIN Neighborhood # 3. **PUBLIC HEARING**
 - G. Resolution No. 18-051, ZA18-0050, Specific Use Permit for a Temporary Sales Facility on property described as Lot 1, Block 20, Garden District and Phase C Brownstones, an addition to the City of Southlake, Tarrant County, Texas and located at 351 Central Avenue, Southlake, Texas. Current Zoning: "DT" Down Town District. SPIN Neighborhood # 8. **PUBLIC HEARING**
 - H. Resolution No. 18-052 (ZA18-0053) Specific Use Permit for Fasst Performance Training to allow a Commercial School, including Trade School on property being described as Lot 3R, Block B, Hart Industrial Park, an addition to the City of Southlake, Tarrant County, Texas and located at 1605 Hart Street, Suite 180, Southlake, Texas. Current Zoning: "I-1" Light Industrial District. SPIN Neighborhood #8. **PUBLIC HEARING**
7. Ordinances, first readings, and related items:
- A. Ordinance No. 480-338G (ZA18-0058), 1st Reading, Zoning Change and Site Plan for Carroll ISD Senior High School Music Building and site improvements to include a variance to the Masonry Ordinance No. 557, as amended, on property described as Lot 1, Block 1, Carroll Senior High School Addition, an addition to the City of Southlake, Tarrant County, Texas and located at 1501 W. Southlake Blvd., Southlake, Texas. Current Zoning: "S-P-1" Detailed Site Plan District. Proposed Zoning: "S-P-1" Detailed Site Plan District. SPIN Neighborhood #10. If approved at 1st Reading, the public hearing will be held on February 5, 2019.
8. Resolutions:
- A. Resolution No. 18-050A, amendment to Resolution No. 18-050 to increase the number of appointees and create staggered appointment terms for the Mayor's Alliance for Unity and Culture.

- B. Resolution No. 19-003, appointing members to the Mayor's Alliance for Unity and Culture.
9. Other items for consideration:
- A. Authorize an expenditures amendment with Wildstone Construction LLC., for Emergency Water and Wastewater Utility Infrastructure repairs in an amount not to exceed \$250,000.
 - B. Consider a Facilities Utilization Agreement for girls lacrosse.
10. Other items for discussion: *(There are no items on this agenda.)*
11. Adjournment

CERTIFICATE

I hereby certify that the above agenda was posted on the official bulletin boards at Town Hall, 1400 Main Street, Southlake, Texas, on Friday, January 11, 2019, by 5:00 p.m., pursuant to the Texas Government Code, Chapter 551.

Amy Shelley, TRMC
Deputy City Secretary

If you plan to attend this public meeting and have a disability that requires special needs, please advise the City Secretary's Office 48 hours in advance at 817-748-8016 and reasonable accommodations will be made to assist you.

EXECUTIVE SESSION

Section 551.071: Consultation with attorney. The City Council may conduct a private consultation with its attorney when the City Council seeks the advice of its attorney concerning any item on this agenda, about pending and contemplated litigation, or a settlement offer, or on a matter in which the duty of the attorney to the City Council under the Texas Disciplinary Rules of Professional Conduct of the State Board of Texas clearly conflicts with Chapter 551. This includes the following pending and/or contemplated litigation subjects:

1. James H. Watson v. City of Allen, et.al.; Civil Action No. 4:15-CV-00335-A.
2. Constance Westfall v. Jose Luna, Nathaniel Anderson, Venessa Trevino, Chris Melton, and Thomas Roberson, and the City of Southlake; Civil Action No. 4:15-CV-00874-O.
3. Chad Wilson and Martha Wilson, Individually and as next friend, for S.W. v. City of Southlake, Southlake Police Department and Randy Baker, Individually; Civil Action No. 4:16-cv-00057.
4. Lester J. Strait v. Savannah Court Partnership, et.al.; Cause No. 342-281936-15.
5. Lester J. Strait v. Savannah Court Partnership, et.al.; Cause No. 342-295089-17.

Section 551.072: Deliberation regarding real property. The City Council may conduct a closed meeting to deliberate the purchase, exchange, lease or value of real property.

Section 551.073: Deliberation regarding prospective gift or donation. The City Council may conduct a closed meeting to deliberate a negotiated contract for a prospective gift or donation to the City.

Section 551.074: Deliberation regarding personnel matters. The City Council may deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of public officers, including the City Manager, City Secretary, City Attorney, Municipal Judge and city boards and commission members. A complete list of the city boards and commissions is on file in the City Secretary's Office.

Section 551.076: Deliberation regarding security devices. The City Council may deliberate the deployment, or specific occasions for implementation of security personnel or devices.

Section 551.087: Deliberation regarding economic development negotiations. The City Council may discuss or deliberate regarding commercial or financial information received from a business prospect that the city seeks to have locate, stay, or expand in or near the city and which the City is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to a business prospect as described above.

Section 418.183(f): Texas Disaster Act. The City Council may deliberate information: 1) for purposes of preventing, investigating, or responding to an act of terrorism or related criminal activity and involving emergency response providers, their staffing, contact information and tactical plans; 2) that relates to the risk or vulnerability of persons or property, including infrastructure, to an act of terrorism; 3) that relates to the assembly of an explosive weapon, the location of a material that may be used in a chemical, biological or radioactive weapon, or unpublished information pertaining to vaccines or devices to detect biological agents or toxins; 4) that relates to details of the encryption codes or security keys for a public communication system; 5) that relates to a terrorism-related report to an agency of the United States; 6) that relates to technical details of particular vulnerabilities of critical infrastructure to an act of terrorism; 7) that relates to information regarding security measures or security systems intended to protect public and private property from an act of terrorism. The Texas Disaster Act specifically requires that a tape recording of the closed meeting be made.

Section 418.106(d) & (e): Local meetings to discuss emergency management plans regarding pipeline safety. The City Council may discuss emergency management plans involving pipeline safety and/or security of pipeline infrastructures or facilities when those plans or discussions contain such sensitive information.