



REGULAR CITY COUNCIL MEETING AGENDA

MARCH 1, 2022

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 Business Spotlight – Fajita Pete’s
4. Honors and Recognition: Tarrant County Fire Marshal Recognition
5. Honors and Recognition: Texas Historical Commission Award of Excellence in Preserving History
6. 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 driveway access to FM 1938 and other construction related matters for a future subdivision located on property addressed as 208 Randol Mill Avenue and located at the northern terminus of Maranatha Way.
 - c. Seek advice of the city attorney regarding potential roadway improvements on FM 1709 in the area of Southlake Marketplace.

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d. Seek advice of the city attorney on property damage claim relating to building permit review.

2. Section 551.074: Deliberation regarding real property

a. Discuss right of way/easement acquisition for FM 1938/Continental Boulevard intersection improvements on southeast corner of FM 1938/Continental Boulevard.

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

3. **REPORTS:**

A. Mayor's Report

B. City Manager's Report

1. Spring Break Recreation/Library Programs

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 February 15, 2022, regular City Council meeting.

B. Approve minutes from the February 15, 2022, City Council Winter Workshop.

C. ZA22-0007, Plat Revision for Lots 3R1 and 4, Block 16, Southlake Town Square Ph. IV, being a revision of Lot 3R, Block 16, Southlake Town Square Ph. IV, an addition to the City of Southlake, Tarrant County, Texas, and located at 601 State St., Southlake, Texas. Current Zoning: "DT" Downtown District. SPIN Neighborhood #8.

D. Variance to the Subdivision Ordinance No. 483, as amended, Section 4.011 - Expiration of Plats, in order to extend the validity of the Plat Showing for Lots 25 and 26, O.W. Knight No. 899 Addition on property described as Tract 6C, Obediah W. Knight Survey, Abstract No. 899, Southlake, Tarrant County, Texas and Tract 1A5B, J.W. Hale Survey, Abstract No. 803, Southlake, Tarrant County, Texas, and located at 1000 Breeze Way, Southlake, Texas. Current Zoning: "SF-20A" Single Family Residential District. SPIN Neighborhood #9.

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- E. Approve a License Agreement with the Dallas Fort Worth (DFW) International Airport to allow the installation of noise monitoring equipment and fencing on City owned property located at 100 E. Dove Road (Southlake Fire Station #3 – North Park Vicinity).
- F. Approve Supplement Agreement No. 1 with Kimley-Horn and Associates, Inc. to provide additional engineering services associated with the relocation and accommodation of existing the sanitary sewer facilities for the SH 114 Frontage Road and ramp improvements project in an amount not to exceed \$70,000.
- G. Approve Resolution No. 22-006, authorizing the City Manager to execute global opioid settlement documents.
- H. Approve Resolution No. 22-007, termination of the public health emergency, related to COVID-19, Disaster Declaration signed on March 18, 2020.
- I. Approve Resolution No. 22-008, Certifying unopposed candidates for the May 7, 2022, General Election.
- J. Approve Resolution No. 22-009, Cancelling the May 7, 2022, General Election.

REGULAR AGENDA:

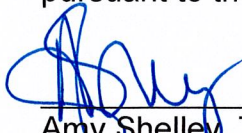
- 5. Public Forum. *(The Public Forum will not begin prior to 7:00 p.m. This is the public's opportunity to address the City Council about non-agenda items. During this proceeding, the City Council will not discuss, consider, or take action on any item presented. We respectfully ask that anyone stepping forward to speak during Public Forum to please limit remarks to three minutes or less.)*
- 6. Ordinances, second readings, public hearings, and related items:
 - A. Resolution No. 22-005, (ZA22-0004), Specific Use Permit for a Mass Gathering for Run4Elise on property being described as Lot 1, Block 1, Gateway Church – 114 Campus, an addition to the City of Southlake, Tarrant County, Texas, and located at 700 Blessed Way, Southlake, Texas. Current Zoning: NR-PUD, Non-Residential Planned Unit Development District. SPIN Neighborhood #4. **PUBLIC HEARING**
 - B. ZA22-0008, Development Plan and Site Plan for Verizon expansion on property described as Tracts 1C1A, 1C1B, 1C2 and 1F, James B. Martin Survey, Abstract No. 1134, City of Southlake, Tarrant County, Texas, and located at 747 W. S.H. 114, Southlake, Texas. Current Zoning: "NR-PUD",

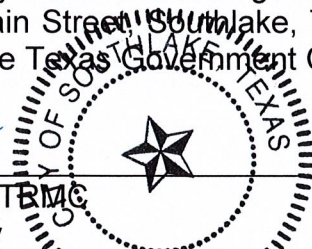
Non-Residential Planned Unit Development District. SPIN Neighborhood #1. **PUBLIC HEARING**

- C. ZA22-0009, Site Plan for Lakeside Presbyterian on property described as Lot 13R1, J. G. Allen No. 18 Addition, an addition to the City of Southlake, Tarrant County, Texas, and located at 2701 W. Southlake Blvd., Southlake, Texas. Current Zoning: "CS" Community Service District. SPIN Neighborhood #11. **PUBLIC HEARING**
7. Ordinances, first readings, and related items: *(There are no items on this agenda.)*
8. Resolutions: *(There are no items on this agenda.)*
9. Other items for consideration:
- A. SV21-0027, Sign Variance for EVO located at 1450 Plaza Place, Southlake.
- B. SV21-0028, Sign Variance for Nike By Southlake located at 167 Grand Avenue, Southlake.
- C. SV22-0001, Sign Variance for Lens Crafters located at 1251 E. Southlake Blvd., Suites 331 and 333, Southlake, Texas.
- D. SV22-0003, Sign Variance for Mesero and Cork and Pig located at 1431 and 1471 E. Southlake Blvd, Southlake, Texas.
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, February 25, 2022, by 5:00 p.m., pursuant to the Texas Government Code, Chapter 551.


Amy Shelley, TMC
City Secretary



If you plan to attend the 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. 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.
2. Lester J. Strait v. Savannah Court Partnership, et.al.; Cause No. 342-281936-15.
3. Lester J. Strait v. Savannah Court Partnership, et.al.; Cause No. 342-295089-17.
4. Pedram and Karol Farahnak v. City of Southlake Board of Adjustment and Brian and Melissa Reukema
5. City of Southlake v. Town of Westlake, Texas; Cause No. 2020-007041.
6. Constance Westfall v. Jose Luna, et al; Cause No. 4:15-cv-00874-0.
7. Myra Nunez v. City of Southlake; Cause No. 048-330936-21.

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 551.089: Deliberation regarding security devices or security audits. The City Council may discuss or deliberate regarding security assessments or deployments relating to information resources technology; network security information as described by Section 2059.055(b); the deployment, or specific occasions for implementation, of security personnel, critical infrastructure, or security devices; or results of security audits.

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.