



**REGULAR CITY COUNCIL MEETING AGENDA**

**JUNE 16, 2020**

**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 Ryan Peabody
4. CARES Act Expense Program
5. 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 for a future subdivision located on property addressed as 208 Randol Mill and located at the northern terminus of Maranatha Way.
    - c. Seek advice of the city attorney regarding the construction of Champions Club.
    - d. Seek advice of the city attorney regarding legal issues related to Plat Revision for Lots 3R3R1 and 3R3R2, Block 1, Steward Addition on property described as Lot 3R3, Block 1, Steward Addition, an

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addition to the City of Southlake, Tarrant County, Texas and located at 551 E. Dove Rd., (addressed as 551 and 561 E. Dove Rd.)

2. Section 551.074: Deliberation regarding personnel matters.
  - a. Deliberate the appointment of City board and commission members.
3. Section 551.087: Deliberation regarding economic development negotiations.
  - a. Discuss the terms and conditions of the economic development incentive program – Project No. 2014-01.

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

3. **REPORTS:**

- A. Mayor's Report
- B. City Manager's Report
  1. Southlake Fire Department Accreditation
  2. 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 June 2, 2020 regular City Council meeting.
- B. Resolution No. 20-025, revising Resolution No. 20-005, the order of the May 2020 General Election.
- C. Resolution No. 20-026, repealing Resolution No. 20-006, calling the Special (Bond) Election.
- D. Award the contract for the construction of SH 114 Water and Sanitary Sewer Relocation Project to Canary Construction, Inc. in an amount not to exceed \$905,168.
- E. Approve an annual purchase agreement for providing odor control treatment at the City's wastewater lift stations with Premier Magnesia, LLC. in an amount not to exceed \$120,000 for a 12-month period.

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- F. Approve Contract Award for Temporary Fencing and Portable Restrooms to United Site Services.
- G. Approve Metroport Teen Court Interlocal Agreement for FY2020.
- H. Resolution No. 20-028, approving the City Manager's designation of Acting City Managers.
- I. Confirmation of the City Manager's appointment of Daniel Cortez as the Director of Economic Development and Tourism.
- J. Resolution No. 20-029, regarding the City of Southlake participation in Tarrant County's Community Development Block Grant, Home Investment Partnership and Emergency Solutions Grant Consortium for the Three Program Year period, Fiscal Year 2021 through Fiscal Year 2023.

**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. Ordinance No. 1229, 2<sup>nd</sup> Reading, Appointing the Judge of the Municipal Court of Record and authorizing the Mayor to execute an agreement with the Municipal Judge. **PUBLIC HEARING**
  - B. Ordinance No. 1230, 2<sup>nd</sup> Reading, Approving and adopting the revised Annual Budget for Fiscal Year 2020. **PUBLIC HEARING**
  - C. Approval of amended Fiscal Year 2020 Southlake Crime Control and Prevention District Operating Budget. **PUBLIC HEARING**
  - D. ZA20-0026, Site Plan for Claffey Pools, on property described as Tract 3, Brumlow Industrial District, an addition to the City of Southlake, Tarrant County, Texas and located at 1625 Brumlow Avenue, Southlake, Texas. Current Zoning: "I-1" Light Industrial District. SPIN Neighborhood #8. **PUBLIC HEARING**
  - E. Resolution No. 20-023 (ZA20-0031), Specific Use Permit for a Corporate Office use in accordance with the "S-P-2" Generalized Site Plan District zoning under Ordinance No. 480-657D on property described as Lot 5,

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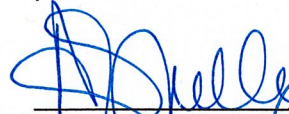
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Kimball Park, an addition to the City of Southlake, Tarrant County, Texas, located at 2112 E. State Hwy. 114, Southlake, Texas. Current Zoning: "S-P-2" Generalized Site Plan District. SPIN Neighborhood #4. **PUBLIC HEARING**

- F. Resolution No. 20-024 (ZA20-0032), Specific Use Permit for Drunken Cow on property described as Tract 1E01, Francis Throop Survey, Abstract No. 1511 and Lot 1, Block 1, Yates Corner Addition, an addition to the City of Southlake, Tarrant County, Texas, located at 2180 and 2190 E. Dove Road, and 1604 N. Kimball Avenue, Southlake, Texas. Current Zoning: "C1" Neighborhood Commercial District and "S-P-2" Generalized Site Plan District. SPIN Neighborhood #4. **PUBLIC HEARING**
- 7. Ordinances, first readings, and related items:
  - A. Ordinance No. 480-770 (ZA20-0030), 1<sup>st</sup> Reading, Zoning Change and Site Plan for Yates Corner on property described as Tract 1E01, Francis Throop Survey, Abstract No. 1511, Southlake, Tarrant County, Texas and located at 2190 E. Dove Rd., Southlake, Texas. Current Zoning: "C-1" Neighborhood Commercial District. Requested Zoning: "S-P-1" Detailed Site Plan District. SPIN Neighborhood #4.
- 8. Resolutions:
  - A. Resolution No. 20-027, Appointing members, chairs and/or vice chairs to various positions on the Building Board of Appeals, Parks and Recreation Board, Planning and Zoning Commission, Southlake Parks Development Corporation, Zoning Board of Adjustment and City Council representatives to positions on the Audit Committee.
- 9. Other items for consideration:
  - A. MSP20-0001, Master Sign Plan Amendment for Southlake Town Square generally located on the northeast corner of East Southlake Blvd. and Carroll Avenue, Southlake, TX.
  - B. MSP20-0002, Master Sign Plan for Delta Hotel by Marriott located at 1351 N. White Chapel Blvd., Southlake, Texas.
  - C. MSP20-0003, Master Sign Plan for Yates Corner Grocery Store located at 2190 E. Dove Rd., 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, June 12, 2020, by 5:00 p.m., pursuant to the Texas Government Code, Chapter 551.

  
Amy Shelley, TRMC  
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.
6. David Lesak v. John Stokes (City of Southlake) – Civil Action No. 4:18-CV-00295-O
7. Russell Smith v. Blas A Hernandez, and Southlake, Texas – Civil Action No. 4:19-cv-940

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.