

ALLEN CITY COUNCIL

REGULAR MEETING

APRIL 28, 2020

Present:

Debbie Stout, Mayor

Councilmembers:

Gary L. Caplinger, Mayor Pro Tem

Kurt Kizer

Carl Clemencich (absent)

Lauren Doherty

Chris Schulmeister

Baine Brooks

City Staff:

Eric Ellwanger, City Manager

Eric Strong, Deputy City Manager (absent)

Tim Dentler, Assistant City Manager (absent)

Rebecca Vice, Assistant City Manager (absent)

Shelley B. George, City Secretary

Teresa Warren, Director, Public and Media Relations

Lauren Field, Deputy City Secretary (absent)

Pete Smith, City Attorney

Call to Order and Announce a Quorum is Present

With a quorum of the Councilmembers present, the Regular Meeting of the Allen City Council was called to order by Mayor Stout at 7:02 p.m. on Tuesday, April 28, 2020, in the Council Chambers of the Allen City Hall, 305 Century Parkway, Allen, Texas.

Pledge of Allegiance

Public Recognition

1. Citizen Comments.

Alex Evans, 1823 Lake Travis Drive, Allen, Texas, thanked Council for their efforts taken during the current COVID-19 crisis and asked that Council keep public update-to-date with plans to going forward.

Consent Agenda

MOTION: Upon a motion made by Mayor Pro Tem Caplinger and a second by Councilmember Brooks, the Council voted six (6) for and none (0) opposed to adopt all items on the Consent Agenda as follows:

2. **Approve Minutes of the March 24, 2020, Regular City Council Meeting.**
3. **Adopt Resolution Denying Oncor Electric Delivery Company's Application for Approval of a Distribution Cost Recovery Factor.**

RESOLUTION NO. 3740-4-20(R): A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, FINDING THAT ONCOR ELECTRIC DELIVERY COMPANY LLC'S APPLICATION FOR APPROVAL TO AMEND ITS DISTRIBUTION COST RECOVERY FACTOR TO INCREASE DISTRIBUTION RATES WITHIN THE CITY SHOULD BE DENIED; AUTHORIZING PARTICIPATION WITH ONCOR CITIES STEERING COMMITTEE; AUTHORIZING THE HIRING OF LEGAL COUNSEL AND CONSULTING SERVICES; FINDING THAT THE CITY'S REASONABLE RATE CASE EXPENSES SHALL BE REIMBURSED BY THE COMPANY; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL; AND PROVIDING FOR AN EFFECTIVE DATE.

4. **Adopt Resolution Authorizing City Manager to Apply for, Accept, Reject, Alter, or Terminate a Grant Through the North Central Texas Council of Governments' 2020 Transportation Alternatives Call for Projects for Construction of the Rowlett Creek Trail Segments.**

RESOLUTION NO. 3741-4-20(R): A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, APPROVING THE SUBMITTAL OF AN APPLICATION TO THE NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS' TRANSPORTATION ALTERNATIVES PROGRAM FOR PROJECT NOMINATIONS PROVIDED BY THE FEDERAL FIXING AMERICA'S SURFACE TRANSPORTATION (FAST) ACT; AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS NECESSARY TO COMPLETE THE APPLICATIONS; AND PROVIDING AN EFFECTIVE DATE.

5. **Adopt Resolution Authorizing City Representatives to Execute Related Bank Depository Documents.**

RESOLUTION NO. 3742-4-20(R): A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, DESIGNATING AUTHORIZED CITY REPRESENTATIVES FOR THE AMERICAN NATIONAL BANK OF TEXAS; AND PROVIDING AN EFFECTIVE DATE.

6. **Authorize City Manager to Execute an Agreement with Estrada Hinojosa & Company, Inc., for Financial Advisory Services.**
7. **Authorize the City Manager to Amend the Contract with SAFEBuilt Texas, LLC, as the Primary Vendor, (and Bureau Veritas North American LLC, as the Secondary Vendor) for Building Inspections Services by Increasing the Contract to an Annual Amount of \$263,885 for Fiscal Year 2019-2020, with the Option for Two, One Year Renewals of \$210,000 for Fiscal Years 2020-2021 and 2021-2022.**
8. **Award Bid and Authorize the City Manager to Execute a Contract with RBR Infrastructure & Road, LLC, for the 2020 Street and Alley Rehabilitation Project in the Amount of \$1,111,172.**

9. Award Bid and Authorize the City Manager to Execute a Contract with ACIS, Inc., for HVAC Mechanical Repairs at the Allen Event Center in the Amount of \$151,735.
10. Receive the Financial Report for the Quarter Ended March 31, 2020.
11. Receive the Capital Improvement Program (CIP) Status Report.
12. Receive the Summary of Property Tax Collections as of March 2020.

The motion carried.

Regular Agenda

13. Conduct a Public Hearing and Adopt an Ordinance for a Specific Use Permit SUP for a Dance/Martial Arts Studio Use for an Approximately 4,800 +/- Square Foot Portion of a Building Located on Lot 10, Block D, Bray Central One Addition; Generally Located North of McDermott Drive and Directly West of Central Expressway (and Commonly Known as 111 N. Central Expressway, Suite 116.) [Allen BJJ LLC]

Mayor Stout opened the public hearing and asked anyone wishing to speak for or against this item to do so at this time.

With no one speaking, Mayor Stout closed the public hearing.

ORDINANCE NO. 3743-4-20: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, AMENDING THE ALLEN LAND DEVELOPMENT CODE AND ZONING MAP, AS PREVIOUSLY AMENDED, BY GRANTING SPECIFIC USE PERMIT NO. 174 AUTHORIZING A 4,800± SQUARE FOOT PORTION OF A BUILDING LOCATED ON LOT 10, BLOCK D, BRAY CENTRAL ONE ADDITION, PRESENTLY ZONED AS AND LOCATED IN PLANNED DEVELOPMENT “PD” NO. 54 COMMERCIAL CORRIDOR “CC” ZONING DISTRICT TO BE USED FOR A DANCE/MARTIAL ARTS STUDIO USE; PROVIDING A CONFLICTS RESOLUTION CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE.

MOTION: Upon a motion by Councilmember Schulmeister and a second by Councilmember Brooks, the Council voted six (6) for and none (0) opposed to adopt Ordinance No. 3743-4-20, as previously captioned, for Specific Use Permit No. 174 for a Dance/Martial Arts Studio use. The motion carried.

Other Business

14. Calendar.
15. Item of Interest.
 - Councilmember Brooks thanked his fellow councilmembers, City staff, and residents for their efforts and kindness to others during this time.

Executive Session

The Executive Session was not held.

16. Reconvene and Consider Action on Items Resulting from Executive Session.

Adjournment

MOTION: Upon a motion made by Councilmember Brooks and a second by Councilmember Doherty, the Council voted six (6) for and none (0) opposed to adjourn the Regular Meeting of the Allen City Council at 7:13 p.m. on Tuesday, April 28, 2020. The motion carried.

These minutes approved on the 12th day of May 2020.

APPROVED:

Debbie Stout, MAYOR

ATTEST:

Shelley B. George, TRMC, CITY SECRETARY