

ALLEN CITY COUNCIL

REGULAR MEETING

SEPTEMBER 22, 2020

Present:

Debbie Stout, Mayor

Councilmembers:

Gary L. Caplinger, Mayor Pro Tem

Kurt Kizer

Carl Clemencich

Lauren Doherty

Chris Schulmeister

Baine Brooks

City Staff:

Eric Ellwanger, City Manager

Eric Strong, Deputy City Manager

Tim Dentler, Assistant City Manager

Rebecca Vice, Assistant City Manager

Shelley B. George, City Secretary

Teresa Warren, Director, Public and Media Relations

Lauren Field, Deputy City Secretary

Pete Smith, Attorney

Workshop Session

With a quorum of the Councilmembers present, the Workshop Session of the Allen City Council was called to order by Mayor Stout at 6:05 p.m. on Tuesday, September 22, 2020, in the Council Chambers of the Allen City Hall, 305 Century Parkway, Allen, Texas.

- 1. Preview of the New Citizen Request Mobile App.**
- 2. POW/MIA Remembrance Ceremony.**
- 3. Committee Updates from City Council Liaisons.**
 - Public Art Committee
 - Board of Adjustment/Sign Control Board
 - Community Development Corporation
- 4. Questions on Current Agenda.**

With no further discussion, the Workshop Session of the Allen City Council was adjourned at 6:40 p.m. on Tuesday, September 22, 2020.

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 7:00 p.m. on Tuesday, September 22, 2020, in the Council Chambers of the Allen City Hall, 305 Century Parkway, Allen, Texas.

Pledge of Allegiance

Public Recognition

1. Citizen Comments.

Timothy Kable, 1073 Kenilworth Street, Allen, Texas, spoke regarding low water pressure at his residence and neighborhood.

2. Presentation of Proclamations by the Office of the Mayor.

- Presentation of a Proclamation to Ryan and Kimberly Richardson, of Carson's Crusaders Foundation, Proclaiming September 22, 2020, as *Carson Richardson Day*.
- Presentation of a Proclamation to the VFW Post 2195 Proclaiming September 18, 2020, as *POW/MIA Recognition Day*.

Consent Agenda

MOTION: Upon a motion made by Councilmember Clemencich and a second by Mayor Pro Tem Caplinger, the Council voted seven (7) for and none (0) opposed to adopt all items on the Consent Agenda as follows:

3. Approve Minutes of the September 8, 2020, Regular City Council Meeting.

4. Appoint Kevin Hoffman, MD, as the Health Authority for the City of Allen in Accordance with Section 121.033 of the Texas Health and Safety Code.

5. Adopt a Resolution Appointing Members to Fill Expiring and Vacant Terms on the Board of Directors for Tax Increment Financing (TIF) Reinvestment Zone No. 1 (Garden District).

RESOLUTION NO. 3777-9-20(R): A RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, APPOINTING THE BOARD OF DIRECTORS OF THE ALLEN TAX INCREMENT FINANCING REINVESTMENT ZONE NO. 1; AND PROVIDING FOR AN EFFECTIVE DATE.

6. Adopt a Resolution Reappointing Members to Fill Expiring Terms on the Board of Directors for Tax Increment Financing (TIF) Reinvestment Zone No. 2 (Central Business District).

RESOLUTION NO. 3778-9-20(R): A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, APPOINTING THE BOARD OF DIRECTORS OF THE ALLEN TAX INCREMENT FINANCING REINVESTMENT ZONE NO. 2; AND PROVIDING FOR AN EFFECTIVE DATE.

7. **Adopt a Resolution Amending the City's Investment Policy Governing the Investment of Municipal Funds.**

RESOLUTION NO. 3779-9-20(R): A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, APPROVING AN AMENDED POLICY FOR THE INVESTMENT OF MUNICIPAL FUNDS; AND PROVIDING AN EFFECTIVE DATE.

8. **Adopt a Resolution Amending Authorized City Representatives to Conduct Transactions and Inquiries with TexPool.**

RESOLUTION NO. 3780-9-20(R): A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, AMENDING PRIOR DESIGNATIONS OF INVESTMENT OFFICERS OF THE CITY AND AUTHORIZING INDIVIDUALS TO INVEST, TRANSFER, WITHDRAW, DEPOSIT, GIVE INSTRUCTIONS ON BEHALF OF THE ORGANIZATION, OR MANAGE FUNDS FOR THE CITY OF ALLEN; AND PROVIDING AN EFFECTIVE DATE.

9. **Award Bid and Authorize the City Manager to Execute a Contract with Air Conditioning Innovative Solutions, Inc., for the City Hall Server Room Heating, Ventilation, and Air Conditioning Project in the Amount of \$130,459.**

10. **Authorize the City Manager to Execute a Change Order with Duro-Last, Inc., for Roof Replacement at the Allen Event Center in the Amount of \$56,966.52.**

The motion carried.

Regular Agenda

11. **Adopt a Resolution Authorizing the Creation of an Emergency Utility Assistance Program to Provide Relief for Allen Residents Facing Financial Hardship Due to COVID-19 and Authorize the Use of CARES Act Community Development Block Grant (CDBG) Funds for the Emergency Utility Assistance Program.**

RESOLUTION NO. 3781-9-20(R): A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, AUTHORIZING THE CREATION OF THE COVID-19 EMERGENCY UTILITY ASSISTANCE PROGRAM TO PROVIDE RELIEF FOR ALLEN RESIDENTS FACING FINANCIAL HARDSHIP DUE TO COVID-19; AUTHORIZING THE USE OF CARES ACT COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS (CDBG-CVFUNDS) FOR THE EMERGENCY UTILITY ASSISTANCE PROGRAM; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

MOTION: Upon a motion by Councilmember Doherty and a second by Councilmember Clemencich, the Council voted seven (7) for and none (0) opposed to adopt Resolution No. 3781-9-20(R), as previously captioned, authorizing the creation of an Emergency Utility Assistance Program to provide relief for Allen residents facing financial hardship due to COVID-19, and authorizing the use of CARES Act Community Development Block Grant (CDBG) funds for the Emergency Utility Assistance Program. The motion carried.

12. **Conduct a Public Hearing and Adopt an Ordinance to Amend the Development Regulations of Planned Development PD No. 92 Corridor Commercial "CC" and to Adopt a Zoning Exhibit, Concept Plan, Building Elevations, and Driveway Exhibit for Starcreek Commercial, Block C,**

Lot 2, Generally Located at the Southeastern Corner of the Intersection of Ridgeview Drive and Watters Road. [Watters Ridge Allen]

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

The following individual spoke in favor of the item:

Collin Flynn, 6657 Virginia Parkway #100, McKinney, Texas 75071.

The following individual spoke in opposition to the item:

William Mitchell, 872 Starcreek Parkway, Allen, Texas 75013.

The following individuals did not speak but wished to record their support of the item:

Dwayne Zinn, 1720 W. Virginia Parkway, McKinney, Texas 75069; and,

Ray M. Joseph, 7920 Preston Road #100, Plano, Texas 75024.

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

ORDINANCE NO. 3782-9-20: 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 AMENDING THE REGULATIONS OF PLANNED DEVELOPMENT “PD” NO. 92 CORRIDOR COMMERCIAL “CC” RELATING TO THE USE AND DEVELOPMENT OF LOT 2, BLOCK C, STARCREEK COMMERCIAL, AND ADOPT A CONCEPT PLAN, BUILDING ELEVATIONS, AND DRIVEWAY EXHIBIT; PROVIDING FOR 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 Mayor Pro Tem Caplinger and a second by Councilmember Doherty, the Council voted seven (7) for and none (0) opposed to adopt Ordinance No. 3782-9-20, as previously captioned, to amend the Development Regulations of Planned Development “PD” No. 92 Corridor Commercial CC and to adopt a Concept Plan, Building Elevations, and Drive Exhibit for a property generally located at the southeastern corner of the intersection of Ridgeview Drive and Watters Road. The motion carried.

Mayor Stout moved to Agenda Item 14.

Other Business

14. Calendar.

- October 13-30 – Early Voting for the November 3 General Election.

15. Item of Interest.

- Council wished happy birthday to Councilmember Brooks’ mother.

Mayor Stout announced the Executive Session then recessed the Regular Agenda at 8:05 p.m.

Executive Session

In accordance with the Texas Government Code, the Allen City Council convened into Executive Session at 8:16 p.m. on Tuesday, September 22, 2020, in the Basement Meeting Room, 305 Century Parkway, Allen, Texas, in order to discuss matters pertaining to:

16. Personnel Pursuant to Section 551.074 of the Texas Government Code

Discuss Appointments to the Board of Adjustment, Building and Standards Commission, Community Development Corporation, Economic Development Corporation, and Planning and Zoning Commission.

17. Economic Development Deliberation Pursuant to Section 551.087 of the Texas Government Code

Discussion of Potential Economic Incentives for Properties Along the 121 Corridor.

The Executive Session adjourned at 9:58 p.m. on Tuesday, September 22, 2020.

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

The Allen City Council reconvened into the Regular Meeting at 10:02 p.m. on Tuesday, September 22, 2020. The following action was taken on items discussed during Executive Session.

13. Appoint to Fill Expiring Terms and Vacancies on the Following Boards, Commissions, Committees and Corporations: Animal Shelter Advisory Committee, Board of Adjustment/Building and Standards Commission/Sign Control Board, Central Business District Design Review Committee, Community Development Corporation Board, Convention and Visitors Bureau Advisory Board, Economic Development Corporation Board, Keep Allen Beautiful Board, Library Board, Parks and Recreation Board, Planning and Zoning Commission, and Public Art Committee.

MOTION: Upon a motion by Councilmember Kizer and a second by Councilmember Brooks, the Council voted seven for (7) and none (0) opposed to nominate the following individuals as recommended by the Council Nominating Committee to the designated places on the respective Boards, Commissions, Committees and Corporations.

| <u>Animal Shelter Advisory Committee</u> | | <u>Expiration Date</u> |
|--|-------------------|------------------------|
| Place No. 2 (Staff Seat) | Ray Yarbrough | September 30, 2022 |
| Place No. 4 | Pamela Ackerman | September 30, 2022 |
| <u>Board of Adjustment/Building & Standards Commission/ Sign Board</u> | | <u>Expiration Date</u> |
| Place No. 2 | Alex Evans | September 30, 2020 |
| Place No. 4 | Danielle Westgard | September 30, 2022 |
| Alt. Place No. 2 | Joe Lundgren | September 30, 2022 |
| <u>Central Business District Design Review Committee</u> | | <u>Expiration Date</u> |
| Place No. 2 | Dwight Burns | September 30, 2022 |

| <u>Community Development Corporation</u> | | <u>Expiration Date</u> |
|--|----------------|------------------------|
| Place No. 2 | Matthew Foster | September 30, 2022 |
| Place No. 4 | Ron Alexander | September 30, 2022 |
| Place No. 6 | Tommy Baril | September 30, 2022 |

| <u>Convention and Visitors Bureau Advisory Board</u> | | <u>Expiration Date</u> |
|--|------------------|------------------------|
| Place No. 2 | Sharon Lakes | September 30, 2022 |
| Place No. 4 | Karen Yates | September 30, 2022 |
| Place No. 6 | Crystella McIvor | September 30, 2022 |

| <u>Economic Development Corporation</u> | | <u>Expiration Date</u> |
|---|--------------|------------------------|
| Place No. 1 (Council Seat) | Baine Brooks | September 30, 2023 |
| Place No. 3 | Emad Siddiqi | September 30, 2023 |

| <u>Keep Allen Beautiful</u> | | <u>Expiration Date</u> |
|-----------------------------|------------------|------------------------|
| Place No. 2 | Steve Chisolm | September 30, 2022 |
| Place No. 4 | Tomakia McIntosh | September 30, 2022 |
| Place No. 6 | Tabassum Ahmad | September 30, 2022 |

| <u>Library Board</u> | | <u>Expiration Date</u> |
|----------------------|----------------|------------------------|
| Place No. 2 | Maroba Zoeller | September 30, 2022 |
| Place No. 4 | Scott Phillips | September 30, 2022 |
| Place No. 6 | Adyna Akins | September 30, 2022 |

| <u>Parks and Recreation Board</u> | | <u>Expiration Date</u> |
|-----------------------------------|----------------|------------------------|
| Place No. 1 | Karen Simpson | September 30, 2021 |
| Place No. 2 | Geoben Johnson | September 30, 2022 |
| Place No. 4 | LaReeda Rentie | September 30, 2022 |
| Place No. 6 | John Holley | September 30, 2022 |

| <u>Planning and Zoning Commission</u> | | <u>Expiration Date</u> |
|---------------------------------------|----------------|------------------------|
| Place No. 2 | Elias Shaikh | September 30, 2022 |
| Place No. 4 | Jeff Burkhardt | September 30, 2022 |
| Place No. 6 | Michael Smiddy | September 30, 2022 |

| <u>Public Art Committee</u> | | <u>Expiration Date</u> |
|-----------------------------|----------------|------------------------|
| Place No. 2 | Sandy Wittsche | September 30, 2022 |
| Place No. 4 | Jane Bennett | September 30, 2022 |
| Place No. 6 | Steve Benson | September 30, 2022 |

The motion carried.

Adjournment

MOTION: Upon a motion made by Councilmember Brooks and a second by Councilmember Doherty, the Council voted seven (7) for and none (0) opposed to adjourn the Regular Meeting of the Allen City Council at 10:06 p.m. on Tuesday, September 22, 2020. The motion carried.

These minutes approved on the 13th day of October 2020.

APPROVED:

Debbie Stout, MAYOR

ATTEST:

Shelley B. George, TRMC, CITY SECRETARY