

ALLEN CITY COUNCIL

REGULAR MEETING

OCTOBER 12, 2021

Present:

Kenneth M. Fulk, Mayor

Councilmembers:

Baine Brooks, Mayor Pro Tem

Daren Meis

Carl Clemencich

Dave Cornette

Chris Schulmeister

Dave Shafer

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 (absent)

Teresa Warren, Director, Public and Media Relations

Rocio Gonzalez, Deputy City Secretary

Pete Smith, City Attorney

Workshop Session

With a quorum of the Councilmembers present, the Workshop Session of the Allen City Council was called to order by Mayor Fulk at 6:00 p.m. on Tuesday, October 12, 2021, in the Basement Meeting Rooms of Allen City Hall, 305 Century Parkway, Allen, Texas.

- 1. Review and Discuss Proposed Community Enhancement Programs.**
- 2. Overview of the Joint Radio System.**
- 3. Committee Updates from City Council Liaisons.**
- 4. Questions on Current Agenda.**

With no further discussion, Mayor Fulk adjourned the Workshop Session of the Allen City Council at 6:41 p.m. on Tuesday, October 12, 2021.

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 Fulk at 7:00 p.m. on Tuesday, October 12, 2021, in the City Council Chambers of Allen City Hall, 305 Century Parkway, Allen, Texas.

Pledge of Allegiance

Public Recognition

1. Citizen's Comments.

The following individuals spoke in support of a Dog Park being built by the City of Allen:

Marlene Seward, 1725 Broadmoor Drive, Allen, Texas;
Martha Pursley, 504 Bel Air, Allen, Texas;
Daisy Guamancela, 415 Timberbend Trail, Allen, Texas;
Ricardo Ramos, 415 Timberbend Trail, Allen, Texas;
Napoleon Garcia, 1316 E. Exchange Parkway, Allen, Texas; and
Bob Cubbage, 804 Fawn Valley Drive, Allen, Texas.

2. Present Plaques-of-Appealation to Former Members of the Various Boards and Commissions.

- Doug Galletti, Central Business District Design Review Committee, 2019-2021
- Kurt Kizer, Community Development Corporation, 2019-2021
- Victoria States, Parks and Recreation Board, 2019-2021
- LaReeda Rentie, Parks and Recreation Board, 2018-2021
- Susan Kacines, Keep Allen Beautiful Board, 2017-2021
- Craig Gillis, Board of Adjustment/Building & Standards Commission/Sign Control Board, 2014-2021
- Denise Gilbert, Public Art Committee, 2006-2021

Consent Agenda

Mayor Fulk removed Agenda Item 7 from the Consent Agenda.

MOTION: Upon a motion made by Councilmember Cornette and a second by Councilmember Shafer, the Council voted seven (7) for and none (0) opposed to adopt the remaining items on the Consent Agenda as follows:

- 3. Approve Minutes of the September 28, 2021, Regular City Council Meeting.**
- 4. Approve Minutes of the October 4, 2021, TRIAD Meeting.**
- 5. Adopt a Resolution Casting 109 Votes for Mr. Gary Rodenbaugh for Election to the Board of Directors for the Collin Central Appraisal District.**

RESOLUTION NO. 3865-10-21(R): A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, CASTING BALLOTS FOR THE BOARD OF DIRECTORS FOR THE COLLIN CENTRAL APPRAISAL DISTRICT IN ACCORDANCE WITH SECTION 6.03(g) OF THE STATE PROPERTY TAX CODE; DIRECTING THE CITY SECRETARY TO NOTIFY INTERESTED PARTIES OF SAID ACTION; AND PROVIDING AN EFFECTIVE DATE.

- 6. Adopt a Resolution Approving the City's Investment Policy Governing the Investment of Municipal Funds.**

RESOLUTION NO. 3866-10-21(R): A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, APPROVING AN INVESTMENT POLICY AND THE INVESTMENT OF MUNICIPAL FUNDS; AND PROVIDING AN EFFECTIVE DATE.

8. **Authorize the City Manager to Execute a Contract with Stantec Consulting Services, Inc., for Consultant Services for Preparation of a Downtown Plan in the Amount of \$125,000.**
9. **Authorize the City Manager to Approve Annual Beverage Purchases from Andrews Distributing for Parks and Recreation Used for Resale at Allen Event Center and The Courses at Watters Creek in the Amount of \$130,000.**
10. **Authorize the City Manager to Approve Annual Alcoholic Beverage Purchases Through FinTech.net for Parks and Recreation for Retail Sale at Allen Event Center and The Courses at Watters Creek in the Amount of \$206,312.**
11. **Authorize the City Manager to Approve Annual Food & Beverage Purchases from Ben E. Keith for Parks & Recreation Used for Resale at Allen Event Center and The Courses at Watters Creek in the Amount of \$245,000.**

The motion carried.

Mayor Fulk moved to Agenda Item 7.

7. **Adopt a Resolution and Authorize the City Manager to Accept, Reject, Alter or Terminate a Grant Through the Small Business Administration's Shuttered Venue Operators Grant Program for Payroll and Utility Assistance during the COVID 19 Pandemic.**

RESOLUTION NO. 3867-10-21(R): A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, HEREINAFTER REFERRED TO AS "APPLICANT," DESIGNATING CERTAIN OFFICIALS AS BEING RESPONSIBLE FOR, ACTING FOR, AND ON BEHALF OF THE "APPLICANT" IN DEALING WITH THE SMALL BUSINESS ADMINISTRATION, HERINAFTER REFERRED TO AS "GRANTOR," OR THE PURPOSE OF PARTICIPATING IN THE SHUTTERED VENUE OPERATORS GRANT PROGRAM, HEREINAFTER REFERRED TO AS THE "PROGRAM; CERTIFYING THAT THE "APPLICANT" IS ELIGIBLE TO RECEIVE PROGRAM ASSISTANCE; AND PROVIDING FOR AN EFFECTIVE DATE.

MOTION: Upon a motion made by Councilmember Shafer and a second by Councilmember Meis, the Council voted seven (7) for and none (0) opposed to adopt Resolution No. 3867-10-21(R), as previously captioned, authorizing the City Manager to Accept, Reject, Alter or Terminate a Grant Through the Small Business Administration's Shuttered Venue Operators Grant Program for Payroll and Utility Assistance during the COVID 19 Pandemic. The motion carried.

Regular Agenda

12. **Approve the Coordinating Committee's Recommendations for a Joint Radio System Expenditure for System Changes, Upgrades, Additional Use and Any Other Aspects of the Joint Radio System Pursuant to the Joint Radio System Agreement with the City of Plano to Purchase a Replacement of the Microwave Network that Connects the Various Towers in the Amount of \$1,748,353 and Allowing the City of Plano to Retain the City of Allen Annual Disbursements in the Amount of**

\$582,784 from the Subscriber Revenue Fund Under the Joint Radio System Agreement to Fund the City of Allen's One-Third Cost Share of Such Improvements.

MOTION: Upon a motion made by Councilmember Shafer and a second by Councilmember Clemencich, the Council voted seven (7) for and none (0) opposed to approve the Coordinating Committee's recommendations for a Joint Radio System Expenditure for system changes, upgrades, additional use and any other aspects of the Joint Radio System pursuant to the Joint Radio System Agreement with the City of Plano to purchase a replacement of the microwave network that connects the various towers in the amount of \$1,748,353 and allowing the City of Plano to retain the City of Allen annual disbursements in the amount of \$582,784 from the Subscriber Revenue Fund under the Joint Radio System Agreement to fund the City of Allen's one-third cost share of such improvements. The motion carried.

- 13. Award Bid and Authorize the City Manager to Execute a Contract with SYB Construction Co., Inc., for the Windridge Estates Phase 2 Water & Sanitary Sewer Replacement Project in the Amount of \$4,234,900.**

MOTION: Upon a motion made by Councilmember Clemencich and a second by Councilmember Cornette, the Council voted seven (7) for and none (0) opposed to authorize the City Manager to award bid and execute a Contract with SYB Construction Co., Inc., for the Windridge Estates Phase 2 Water & Sanitary Sewer Replacement Project in the Amount of \$4,234,900. The motion carried.

- 14. Conduct a Public Hearing and Adopt an Ordinance to Amend the Development Regulations of District G of Planned Development No. 108 with a Base Zoning of Mixed Use and to Adopt a Zoning Exhibit, Concept Plan, Building Elevations, Open Space Plan, Commercial Area Civic Spaces Plan, Commercial Area Enhanced Paving Exhibit, and Commercial Area Street "G" Cross Section for Approximately 35.740± Acres in the John Fyke Survey, Abstract No. 325, Generally Located at the Northeast Corner of the Intersection of Exchange Parkway and Watters Road. (Twin Creeks Watters)**

Mayor Fulk 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 Fulk closed the Public Hearing.

ORDINANCE NO. 3868-10-21: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, AMENDING THE ALLEN LAND DEVELOPMENT CODE ZONING REGULATIONS AND ZONING MAP, AS PREVIOUSLY AMENDED, BY AMENDING THE REGULATIONS RELATING TO THE USE AND DEVELOPMENT OF A 35.740± ACRE TRACT SITUATED IN THE J. FYKE SURVEY, ABSTRACT NO. 325, AND PRESENTLY LOCATED IN AND ZONED AS DISTRICT G OF PLANNED DEVELOPMENT "PD" NO. 108, ADOPTING A ZONING EXHIBIT, CONCEPT PLAN, BUILDING ELEVATIONS, OPEN SPACE PLAN, COMMERCIAL AREA CIVIC SPACES PLAN, COMMERCIAL AREA ENHANCED PAVING EXHIBIT, AND COMMERCIAL AREA STREET "G" CROSS SECTION; 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 made by Councilmember Schulmeister and a second by Councilmember Shafer, the Council voted seven (7) for and none (0) opposed to adopt Ordinance No. 3868-10-21, as previously captioned, to amend the Development Regulations of District G of Planned Development No. 108 with a base zoning of Mixed Use for approximately 35.740± acres of land, subject to the Zoning Exhibit, Concept Plan, Building Elevations, Open Space Plan, Commercial Area Civic Spaces Plan, Commercial Area Enhanced Paving Exhibit, and Commercial Area Street "G" Cross Section. The motion carried.

Other Business

15. Calendar.

- October 30, 2021- Arbor Day Celebration, Glendover Park, 9 a.m. – Noon

16. Items of Interest.

- Councilmember Schulmeister encouraged the public to attend the Annual Chocolate and Wine Fundraiser benefiting the Allen Library Endowment Fund on October 16 at 6:30 p.m. at the Blue House Too.
- Councilmember Cornette encouraged the public to attend “Whispers from the Past” activities presented by the Allen Heritage Guild on October 17 at 2:00 p.m. at the Allen Heritage Village.
- Mayor Pro Tem Brooks congratulated Gail Donaldson, Water Conservation Manager, and the Water Conservation Division as recipients of the EPA “2021 WaterSense Excellence” award.
- Mayor Pro Tem Brooks recognized Chief Building Official Mike Sizemore for being featured in the International Code Council Building Safety Journal sharing his prospective as a building code professional.
- Mayor Pro Tem Brooks announced that many Allen Police officers will debut pink badges throughout October for Breast Cancer Awareness Month.
- Councilmember Schulmeister congratulated Dan Bowman, Executive Director of Allen Economic Development Corporation, for being named as one of DFW’s 40 under 40 by the Dallas Business Journal.
- Council wished happy birthday to Councilmember Shafer.

Executive Session

The Executive Session was not held.

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

Adjournment

MOTION: Upon a motion made by Councilmember Cornette and a second by Councilmember Shafer, the Council voted seven (7) for and none (0) opposed to adjourn the Regular Meeting of the Allen City Council at 8:25 p.m. on Tuesday, October 12, 2021. The motion carried.

These minutes approved on the 26th day of October 2021.

APPROVED:

Kenneth M. Fulk, MAYOR

ATTEST:

Shelley B. George, TRMC, CITY SECRETARY