

ALLEN CITY COUNCIL

REGULAR MEETING

AUGUST 23, 2016

Present:

Stephen Terrell, Mayor

Councilmembers:

Gary L. Caplinger, Mayor Pro Tem

Kurt Kizer

Ross Obermeyer

Joey Herald (absent)

Robin L. Sedlacek

Baine Brooks

City Staff:

Peter H. Vargas, City Manager

Shelli Siemer, Assistant City Manager

Eric Ellwanger, Assistant City Manager

Shelley B. George, City Secretary

Teresa Warren, Director, Public and Media Relations Office (absent)

Rebecca Vice, Assistant to the City Manager

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 Terrell at 6:35 p.m. on Tuesday, August 23, 2016, in the Council Conference Room of the Allen City Hall, 305 Century Parkway, Allen, Texas.

- Budget Workshop Follow Up Discussion
- Committee Updates from City Council Liaisons
- Questions on Current Agenda

With no further discussion, the Workshop Session of the Allen City Council was adjourned at 6:59 p.m. on Tuesday, August 23, 2016.

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 Terrell at 7:03 p.m. on Tuesday, August 23, 2016, in the Council Chambers of the Allen City Hall, 305 Century Parkway, Allen, Texas.

Pledge of Allegiance

Public Recognition

1. Citizens' Comments.

- Matt Koehrsen, 1102 Haley Court, Allen, Texas, an Allen K-9 Police Officer and Vice President of the Allen Police Association, spoke in support of Agenda Item 5.

2. Presentation by Collin County Commissioner Cheryl Williams and Commissioner Chris Hill Regarding Future Mobility in Collin County.

Consent Agenda

MOTION: Upon a motion made by Councilmember Obermeyer 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:

3. Approve Minutes of the August 9, 2016, Regular City Council Meeting.

4. Adopt an Ordinance Amending Chapter 8 of the Code of Ordinances Adding Sections 8-17, Restricting the Sale of Alcoholic Beverages by Package Liquor Stores to Inside Service Only.

ORDINANCE NO. 3414-8-16: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, AMENDING CHAPTER 8 OF THE CODE OF ORDINANCES OF THE CITY OF ALLEN, TEXAS, BY ADDING SECTION 8-17 RESTRICTING THE SALE OF ALCOHOLIC BEVERAGES BY PACKAGE LIQUOR STORE TO INSIDE SERVICE ONLY; PROVIDING A REPEALING CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000) FOR EACH OFFENSE; AND PROVIDING FOR AN EFFECTIVE DATE.

5. Authorize the City Manager to Execute the Purchase of Ballistic Vests, Ballistic Helmets with Face Shields, Peacekeeper Shields, Batons and Accessories from Red The Uniform Tailor in the Amount of \$75,441.

6. Award Bid and Authorize the City Manager to Execute a Contract with TB2 Services, Inc., dba Aire Dynamics, in the Amount of \$358,529 to Upgrade Energy Management Controls Equipment and Technology at Various City Facilities.

7. Receive the Capital Improvement Program (CIP) Status Reports.

8. Receive the Summary of Property Tax Collections as of July 2016.

The motion carried.

Regular Agenda

9. Conduct a Public Hearing and Adopt an Ordinance Amending Portions of the Allen Land Development Code Relating to Section 6.06.11 "Solar Panels".

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

The following individuals spoke in support of the item:

Eileen Canavan, 1431 Rogers Court, Allen, Texas;
Pete March, 1201 Sonoma Drive, Allen, Texas;
Gordon J. Illausky, 310 Fairfax Drive, Allen; and
David Tanner, 1216 Cordova Drive, Allen, Texas.

The following individuals spoke in opposition of the item:

Carol Hohmann, 902 Ashley Lane, Allen, Texas;
Clarissa Molina, 305 Bardwell Drive, Allen, Texas;
Christina Dias, 1409 Salado Drive, Allen, Texas;
Chris Rivera, 302 N. Bonham Drive, Allen, Texas;
Heidi Reese, 1428 Sara Court, Allen, Texas;
Stephanie Lehew Gugliotta, 918 Falcon Drive, Allen, Texas;
Lauren Doherty, 713 Longwood Drive, Allen, Texas;
Larry Howe, 1717 Cathedral Drive, Plano, Texas, 75023;
Dan Lepinski, P.O. Box 821542, North Richland Hills, Texas, 76182;
Jay Squyres, 3208 Village Crest Court, Flower Mound, Texas, 75022; and
Kendall Gleason, 1507 Gardenia Drive, Allen, Texas.

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

Laura McDermott, 1116 Belvedere Drive, Allen, Texas;
Steven McDermott, 1116 Belvedere Court, Allen, Texas;
Steven J. Pettey, 610 Huntington Lane, Allen, Texas; and
Cinde Pettey, 610 Huntington Lane, Allen, Texas.

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

James Orenstein, 1802 Rocky Creek Drive, Duncanville, Texas, 75137;
Mary Kuykendall, 1001 Bel Air, Allen, Texas;
Ann Crowe, 1512 Pine Bluff Drive, Allen, Texas;
Curtis T. Ellsworth, 1017 Lucy Lane, Allen, Texas;
Kevin Dias, 1409 Salado Drive, Allen, Texas;
Christina Dias, 1409 Salado Drive, Allen, Texas;
Ken Langley, 1317 Timbercreek Court, Allen, Texas;
Zakiyyn Ellington, 1624 Humbolt Drive, Allen, Texas; and
Mohammed Abdalla, 1822 Rockford Court, Allen, Texas.

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

ORDINANCE NO. 3415-8-16: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLINCOUNTY, TEXAS, AMENDING THE ALLEN LAND DEVELOPMENT CODE, ASPREVIOUSLY AMENDED, BY AMENDING IN ITS ENTIRETY SECTION 6.06.11 "SOLAR PANELS"; PROVIDING A CONFLICTS RESOLUTION CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND (\$2,000) DOLLARS FOR EACH OFFENSE; AND PROVIDING FOR AN EFFECTIVE DATE.

MOTION: Upon a motion made by Councilmember Sedlacek and a second by Mayor Pro Tem Caplinger, the Council voted six (6) for and none (0) opposed to adopt Ordinance No. 3415-8-16, as previously captioned, approving amendments to the Allen Land Development Code. The motion carried.

10. **Conduct a Public Hearing and consider a request to amend the Development Regulations and adopt a Concept Plan and Building Elevations for Lot 2R, Block 1, Allen Station Business Park #2, commonly known as 1379 Andrews Parkway; generally located north of Exchange Parkway and west of Andrews Parkway, and within the Planned Development PD-58 Light Industrial LI zoning district.**

Mayor Terrell 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 Terrell closed the public hearing.

ORDINANCE NO. 3416-8-16: 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 DEVELOPMENT REGULATIONS, ADOPTING A CONCEPT PLAN, AND ADOPTING BUILDING ELEVATIONS FOR LOT 2R, BLOCK 1, ALLEN STATION BUSINESS PARK #2 (COMMONLY KNOWN AS 1379 ANDREWS PARKWAY), CITY OF ALLEN, COLLIN COUNTY, TEXAS, WHICH PROPERTY IS LOCATED IN AND SUBJECT TO THE REGULATIONS OF PLANNED DEVELOPMENT NO. 58; 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 Obermeyer and a second by Mayor Pro Tem Caplinger, the Council voted six (6) for and none (0) opposed to adopt Ordinance No. 3416-8-16, as previously captioned, to amend the Development Regulations and adopt a Concept Plan and Building Elevations for Lot 2R, Block 1, Allen Station Business Park #2, generally located north of Exchange Parkway and west of Andrews Parkway, for Simply Storage. The motion carried.

11. **Conduct a Public Hearing on the Fiscal Year 2016-2017 Budget as Required by Article IV, Section 4.04 of the Allen City Charter.**

Mayor Terrell 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 Terrell closed the public hearing.

Mayor Terrell announced that the Allen City Council will vote on the FY2017 budget at the September 13, 2016, City Council meeting at 7:00 p.m. at Allen City Hall, 305 Century Parkway, Allen, Texas.

12. **Conduct a Public Hearing Regarding the Fiscal Year 2016-2017 City Tax Rate.**

Mayor Terrell 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 Terrell closed the public hearing.

MOTION: Upon a motion made by Councilmember Sedlacek and a second by Mayor Pro Tem Caplinger, the Council voted six (6) for and none (0) opposed to set the City Council meeting date of September 13, 2016, at 7:00 p.m. at Allen City Hall, 305 Century Parkway, Allen, Texas, to vote on the proposed tax rate of 52 cents per \$100 of the certified appraised value for the Fiscal Year 2016-2017 budget. The motion carried.

Other Business

13. Calendar.

- Council wished happy birthday to Councilmember Obermeyer.

14. Items of Interest.

- The Allen Eagles Football Team will play this Friday against Hoover, Alabama.

Executive Session

The Executive Session was not held.

Adjournment

MOTION: Upon a motion made by Councilmember Obermeyer and a second by Councilmember Brooks, the Council voted six (6) for and none (0) opposed to adjourn the Regular Meeting of the Allen City Council at 9:16 p.m. on Tuesday, August 23, 2016. The motion carried.

These minutes approved on the 13th day of September 2016.

APPROVED:

Stephen Terrell, MAYOR

ATTEST:

Shelley B. George, TRMC, CITY SECRETARY