

## **ALLEN CITY COUNCIL**

### **REGULAR MEETING**

**DECEMBER 12, 2017**

#### **Present:**

Stephen Terrell, Mayor

#### **Councilmembers:**

Gary L. Caplinger, Mayor Pro Tem

Kurt Kizer

Carl Clemencich

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

Rebecca Vice, Assistant to the City Manager

Peter G. Smith, City Attorney

#### **Workshop Session**

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With a quorum of the Councilmembers present, the Workshop Session of the Allen City Council was called to order by Mayor Terrell at 6:33 p.m. on Tuesday, December 12, 2017, in the City Council Conference Room of the Allen City Hall, 305 Century Parkway, Allen, Texas.

- 1. Update Regarding the Design for the Central Fire Station Renovation.**
- 2. Committee Updates from City Council Liaisons.**
- 3. Questions on Current Agenda.**

With no further discussion, the Workshop Session of the Allen City Council was adjourned at 7:05 p.m. on Tuesday, December 12, 2017.

#### **Call to Order and Announce a Quorum is Present**

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With a quorum of the Councilmembers present, the Regular Meeting of the Allen City Council was called to order by Mayor Terrell at 7:08 p.m. on Tuesday, December 12, 2017, in the Council Chambers of the Allen City Hall, 305 Century Parkway, Allen, Texas.

#### **Pledge of Allegiance**

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#### **Public Recognition**

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**1. Citizen's Comments.**

- Joey Herald, 1018 Michelson Lane, expressed his gratitude for nine and a half years of service on the Allen City Council.
- Mark Schallhorn, Keep Allen Beautiful Board, was recognized for being named 'Volunteer of the Year' at the State of Texas Alliance for Recycling's Annual Texas Environmental Leadership Awards.

**2. Recognition of Community Partners and Have Supported Allen USA Celebration and Other Signature City of Allen Community Events for the Last 5 Years or More.**

- Texas Health Presbyterian Allen
- Andrews Distributing Co.
- Harley Davidson of Dallas in Allen
- Chick Fil A
- Market Street
- Hilton Garden Inn
- Watters Creek at Montgomery Farm

**Consent Agenda**

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**MOTION:** Upon a motion made by Councilmember Brooks and a second by Mayor Pro Tem Caplinger, 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 November 28, 2017, Regular City Council Meeting.**

**4. Adopt a Resolution Authorizing the City Manager to Execute an Interlocal Agreement for Mutual Access to cloudLibrary Digital Resources.**

**RESOLUTION NO. 3540-12-17(R):** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALLEN, COLLIN COUNTY, TEXAS, APPROVING THE TERMS AND CONDITIONS OF THE ATTACHED INTERLOCAL AGREEMENT FOR MUTUAL ACCESS TO CLOUDLIBRARY DIGITAL RESOURCES; DELINEATING RULES AND RESPONSIBILITIES; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

**5. Authorize the City Manager to Execute a Contract with Musco Sports Lighting, LLC, in the Amount of \$117,943 for the Construction of Reed Park East Tennis LED Lighting.**

**6. Award Bid and Authorize the City Manager to Execute a Contract with Joel Brown & Co. in the Amount of \$116,570 for the Municipal Court/Parks and Recreation (MCPAR) Building Public Restroom and Fire Department Remodel Project.**

**7. Award Bid and Authorize the City Manager to Execute the Purchase of Pond Fountains and Pond Aerators for The Courses at Watters Creek from Lone Star Fountains, Inc., in the Amount of \$84,017.**

8. **Authorize the City Manager to Execute a Contract with Halff Associates, Inc., in the Amount of \$58,750 for Landscape Architectural Consulting Services for an Update to the Citywide Trail Master Plan.**
9. **Authorize the City Manager to Execute a License and Facilities Agreement with Saint Andrews Park, LLC, and Saint Andrews Park Homeowners Association, Inc., Related to Maintenance of Non-Standard Street Lights.**
10. **Authorize the City Manager to Negotiate and Execute a Public Improvement Participation Agreement with Ridgeview Development d/b/a Ridgeview Home, LLC, Regarding Sanitary Sewer Improvements.**
11. **Accept Resignation Letter from Joey Herald and Declare a Vacancy in Place No. 3 on the Allen City Council.**

The motion carried.

**Regular Agenda**

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12. **Conduct a Public Hearing and Adopt an Ordinance to Amend the Development Regulations of Planned Development No. 40 Corridor Commercial and Adopt a Concept Plan, Special Event/Temporary Use Exhibit, Sign Plan, and Building Elevations for 11.944± Acres Generally Located South of State Highway 121 and West of Watters Road. [Allen Harley Davidson - Motor Cycle Sales and Service]**

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. 3541-12-17:** 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 DEVELOPMENT AND USE REGULATIONS FOR 11.944± ACRES OUT OF THE SEABORN AND CLEMENTS SURVEY, ABSTRACT NO. 879, INCLUDING A PORTION OF LOT 1, BLOCK A, COTTONWOOD CREEK BAPTIST CHURCH ADDITION, WHICH PROPERTY IS LOCATED IN AND SUBJECT TO THE REGULATIONS OF PLANNED DEVELOPMENT NO. 40 FOR CORRIDOR COMMERCIAL "CC"; AND ADOPTING A CONCEPT PLAN, SPECIAL EVENT/TEMPORARY USE EXHIBIT, SIGN PLAN, AND BUILDING ELEVATIONS; 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 Mayor Pro Tem Caplinger and a second by Councilmember Brooks, the Council voted six (6) for and none (0) opposed to adopt Ordinance 3541-12-17, as previously captioned, to amend the Development Regulations of Planned Development No. 40 Corridor Commercial and to adopt a Concept Plan, Special Event/Temporary Use Exhibit, Sign Plan, and Building Elevations for 11.944± acres; generally located south of State Highway 121 and west of Watters Road, for Allen Harley Davidson. The motion carried.

**Other Business**

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**13. Calendar.**

- December 25 and 26 - City Hall Closed for Christmas Eve and Christmas Day Holidays
- December 26 - Council Meeting Canceled
- January 1, 2018 - City Hall Closed for New Year's Day Holiday
- January 9, 2018 - Next Regular Council Meeting

**14. Items of Interest.**

- Council wished Happy Birthday to Bradley George and Mayor Pro Tem Caplinger's mother.
- The Allen Eagles Football playoff game is on Saturday, December 16, in Waco, Texas.
- Council recognized Boy Scout Troop 1914 in attendance as a requirement for earning a merit badge.

The Regular meeting recessed at 7:52 p.m.

**Executive Session**

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In accordance with the Texas Government Code, the Allen City Council convened into Executive Session at 8:00 p.m. on Tuesday, December 12, 2017. In the Council Conference Room, 305 Century Parkway, Allen, Texas, in order discuss matters pertaining to:

Confidential Legal Advice from the City Attorney Pursuant to Section 551.071 of the Texas Government Code on Agenda Item:

**11. Accept Resignation Letter from Joey Herald and Declare a Vacancy in Place No. 3 on the Allen City Council.**

The Executive Session adjourned at 8:28 p.m. on Tuesday, December 12, 2017.

**16. Reconvene and Consider Action on Items Discussed During the Executive Session.**

The Allen city Council reconvened into the Regular Meeting at 8:30 p.m. on Tuesday, December 12, 2017. No action was taken the item discussed during the Executive Session.

**Adjournment**

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**MOTION:** Upon a motion made by Councilmember Clemencich 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 8:30 p.m. on Tuesday, December 12, 2017. The motion carried.

These minutes approved on the 9<sup>th</sup> day of January 2018.

**APPROVED:**

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**Stephen Terrell, MAYOR**

**ATTEST:**

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**Shelley B. George, TRMC, CITY SECRETARY**