

ALLEN CITY COUNCIL

REGULAR MEETING

APRIL 9, 2019

Present:

Stephen Terrell, Mayor

Councilmembers:

Gary L. Caplinger, Mayor Pro Tem

Kurt Kizer

Carl Clemencich

Lauren Doherty

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

Peter G. 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 6:33 p.m. on Tuesday, April 9, 2019, in the City Council Conference Room of the Allen City Hall, 305 Century Parkway, Allen, Texas.

- 1. Introduction of Deborah Angell Smith, Board of Adjustment Chairperson.**
- 2. Introduction of Ben Trahan, Planning and Zoning Commission Chairperson.**
- 3. Introduction of Deborah Michnick, Animal Shelter Advisory Board Chairperson.**
- 4. Update Regarding the 2019 City of Allen Water Conservation and Water Resources Management Plan.**
- 5. Committee Updates from City Council Liaisons.**
- 6. Questions on Current Agenda.**

With no further discussion, the Workshop Session of the Allen City Council was adjourned at 7:02 p.m. on Tuesday, April 9, 2019.

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 7:08 p.m. on Tuesday, April 9, 2019, in the Council Chambers of the Allen City Hall, 305 Century Parkway, Allen, Texas.

Pledge of Allegiance

Public Recognition

1. Citizens' Comments.

Alex Evans, 1823 Lake Travis Drive, Allen, Texas, spoke regarding the Department of Homeland Security ICE criminal investigation at CVE Technology Group.

Adelia Scaife, 403 W. Coats Drive, Allen, Texas, spoke regarding her submission of a petition opposing the City Center Project in the Central Business District.

2. Recognition of the Credit Union of Texas for their Partnership, Generous Contribution and Commitment to Excellence in Allen, Texas.

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

- Present a Proclamation to Allen's Whataburger Restaurant, Unit 984, in Recognition of winning GOLD at the 2019 Whatagames by Proclaiming 2019 as "Allen Whataburger Year."
- Present a Proclamation to Shellie Taylor, City of Allen Public Safety Communication Manager, Proclaiming April 7-13, 2019, as "Public Safety Telecommunicators Week."
- Present a Proclamation to Niccole Frazier, City of Allen Victim Advocate, Proclaiming April 7-13, 2019, as "Crime Victims' Rights Week."
- Present a Proclamation to Deborah Michnick, City of Allen Animal Control Supervisor, Proclaiming April 7-13, 2019, as "Bite Prevention Week."
- Present a Proclamation to Deborah Michnick, City of Allen Animal Control Supervisor, Proclaiming April 7-13, 2019, as "Animal Control Officer Appreciation Week."

4. Presentation of the Board of Adjustment/Building and Standard Commission/Sign Control Board's Annual Report by Chair Deborah Angell Smith.

5. Presentation of the Planning and Zoning Commission's Annual Report by Chair Ben Trahan.

6. Presentation of the Animal Shelter Advisory Committee's Annual Report by Chair Deborah Michnick.

Consent Agenda

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

7. Approve Minutes of the March 12, 2019, Regular City Council Meeting.

8. **Adopt a Resolution Approving a Homeland Security Grant Program for a Public Works Emergency Response Team Equipment Cache.**

RESOLUTION NO. 3651-4-19(R): A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ALLEN, TEXAS, APPROVING THE TERMS AND CONDITIONS OF THE 2018 HOMELAND SECURITY GRANT PROGRAM FUNDS; AUTHORIZING THE EMERGENCY MANAGEMENT COORDINATOR TO SERVE AS THE AUTHORIZED OFFICIAL FOR GRANT MANAGEMENT PURPOSES; AND PROVIDING AN EFFECTIVE DATE.

9. **Authorize the City Manager to Approve the Purchase of Video Image Vehicle Detection (VIVD) Equipment for Traffic Signals from Iteris, Inc., through the Buyboard Cooperative Purchasing System in the Amount of \$164,000.**
10. **Authorize the City Manager to Purchase Water Line Materials from Thompson Pipe Group - Pressure, Inc., in the Amount of \$110,876 for the Allenwood Drainage Improvements Project.**
11. **Award Bid and Authorize the City Manager to Execute Annual Contracts with Customer Direct Apparel, LLC, Ad-Wear and Specialty of Texas Inc., Cavender's, and Northern Imports DBA Work Wear Safety Shoes for the Direct Purchase of Uniform Apparel and Footwear in the Annual Amount of \$110,000 with the Option for Two, One-Year Renewals.**
12. **Motion to Reappoint Mr. James Kerr to the North Texas Municipal Water District Board as a Representative for the City of Allen for a Two-Year Term Effective June 1, 2019, through May 31, 2021.**

The motion carried.

Regular Agenda

13. **Conduct a Public Hearing and Adopt an Ordinance to Amend the Development Regulations of Planned Development No. 26 Shopping Center by Adding Daycare as a Permitted Use and Adopting a Concept Plan for the Property Generally Located South of W. McDermott Drive and East of S. Alma Drive (and Commonly Known as 205 S. Alma Drive). [Golden Learning - Daycare]**

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. 3652-4-19: 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, RELATING TO THE USE AND DEVELOPMENT OF LOT 6R, BLOCK A, ALLEN VILLAGE, LTD., PRESENTLY ZONED AS PLANNED DEVELOPMENT PD NO. 26 SHOPPING CENTER "SC" BY AMENDING THE DEVELOPMENT REGULATIONS TO AUTHORIZE A DAYCARE AS A PERMITTED USE ON THE PROPERTY AND TO ADOPT A CONCEPT PLAN; 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 Clemencich, the Council voted seven (7) for and none (0) opposed to adopt Ordinance No. 3652-4-19, as previously captioned, to amend the Development Regulations of Planned Development No. 26 Shopping Center and adopt a Concept Plan for Lot 6R, Block A, Allen Village LTD., for Golden Learning. The motion carried.

14. Conduct a Public Hearing and Adopt an Ordinance for a Specific Use Permit for a Fitness and Health Center Use for the Approximately 5,970± Square Foot Portion of a Building Generally Located South of Bethany Drive and East of Greenville Avenue (and Commonly Known as 801 S. Greenville Avenue, Suite 108). [The Jym]

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. 3653-4-19: 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. 166 AUTHORIZING AN APPROXIMATELY 5,970± SQUARE FOOT PORTION OF THE BUILDING LOCATED ON LOT 1, BLOCK A, BETHANY CORNER ADDITION (COMMONLY KNOWN AS 801 S. GREENVILLE AVENUE, SUITE 108), PRESENTLY ZONED FOR PLANNED DEVELOPMENT NO. 4 SHOPPING CENTER "SC" TO BE USED FOR A FITNESS AND HEALTH CENTER 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 made by Councilmember Sedlacek and a second by Councilmember Brooks, the Council voted seven (7) for and none (0) opposed to adopt Ordinance No. 3653-4-19, as previously captioned, for Specific Use Permit No. 166 for Fitness and Health Center use for the Jym. The motion carried.

15. Consider All Matters Incident and Related to the Issuance and Sale of City of Allen, Texas, General Obligation Improvement and Refunding Bonds, Series 2019, Including the Adoption of an Ordinance Authorizing the Issuance of Such Bonds, Establishing Parameters for the Sale and Issuance of Such Bonds and Delegating Certain Matters to Authorized Officials of the City.

ORDINANCE NO. 3654-4-19: AN ORDINANCE AUTHORIZING THE ISSUANCE OF "CITY OF ALLEN, TEXAS, GENERAL OBLIGATION IMPROVEMENT AND REFUNDING BONDS, SERIES 2019"; LEVYING A CONTINUING DIRECT ANNUAL AD VALOREM TAX FOR THE PAYMENT OF SAID BONDS; AND RESOLVING OTHER MATTERS INCIDENT AND RELATED TO THE ISSUANCE, SALE, PAYMENT, AND DELIVERY OF SAID BONDS, INCLUDING ESTABLISHING PARAMETERS THEREFOR AND DELEGATING MATTERS RELATING TO THE SALE AND ISSUANCE OF BONDS TO AUTHORIZED CITY OFFICIALS.

MOTION: Upon a motion made by Councilmember Doherty and a second by Councilmember Sedlacek, the Council voted seven (7) for and none (0) opposed to adopt Ordinance 3654-4-19, as previously captioned, authorizing the issuance of "City of Allen, Texas, General Obligation Improvement and Refunding Bonds, Series 2019"; establishing the parameters for the sale and issuance of such bonds; and delegating certain matters to authorized officials of the City. The motion carried.

16. **Consider all Matters Incident and Related to the Issuance and Sale of City of Allen, Texas, Waterworks & Sewer System Revenue Bonds, Series 2019, Including the Adoption of an Ordinance Authorizing the Issuance of Such Bonds, Establishing Parameters for the Sale and Issuance of Such Bonds and Delegating Certain Matters to Authorized Officials of the City.**

ORDINANCE NO. 3655-4-19: AN ORDINANCE AUTHORIZING THE ISSUANCE OF "CITY OF ALLEN, TEXAS, WATERWORKS AND SEWER SYSTEM REVENUE BONDS, SERIES 2019"; PLEDGING THE NET REVENUES OF THE CITY'S COMBINED WATERWORKS AND SEWER SYSTEM TO THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS; AND RESOLVING OTHER MATTERS INCIDENT AND RELATED TO THE ISSUANCE, SALE, PAYMENT, AND DELIVERY OF SAID BONDS, INCLUDING ESTABLISHING PARAMETERS THEREFOR AND DELEGATING MATTER RELATING TO THE SALE AND ISSUANCE OF THE BONDS TO AUTHORIZED CITY OFFICIALS.

MOTION: Upon a motion made by Councilmember Sedlacek and a second by Mayor Pro Tem Caplinger, the Council voted seven (7) for and none (0) opposed to adopt Ordinance 3655-4-19, as previously captioned, authorizing the issuance of "City of Allen, Texas, Waterworks and Sewer System Revenue Bonds, Series 2019"; establishing the parameters for the sale and issuance of such bonds; and delegating certain matters to authorized officials of the City. The motion carried.

Other Business

17. **Calendar.**

- April 11 – Candidate Forum at Christian Care Memory Center hosted by Allen Area Patriots
- April 15 – Candidate Forum at Allen Public Library hosted by Allen ISD Council of PTAs

18. **Items of Interest.**

- Council recognized Boy Scouts from Troop 1299 in attendance as a requirement for their Citizenship in the Community and Communication badges.

Executive Session

The Executive Session was not held.

Adjournment

MOTION: Upon a motion made by Councilmember Doherty and a second by Councilmember Sedlacek, the Council voted seven (7) for and none (0) opposed to adjourn the Regular Meeting of the Allen City Council at 8:29 p.m. on Tuesday, April 9, 2019. The motion carried.

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APRIL 9, 2019**

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These minutes approved on the 23rd day of April 2019.

APPROVED:

Stephen Terrell, MAYOR

ATTEST:

Shelley B. George, TRMC, CITY SECRETARY