Wylie City Council

NOTICE OF MEETING

Regular Meeting Agenda

March 14, 2017 – 6:00 pm
Wylie Municipal Complex
Council Chambers/Council Conference Room
300 Country Club Road, Building #100

Eric Hogue.....Mayor
Keith Stephens .....Mayor Pro Tem
Diane Culver.....Place 2
Jeff Forrester .....Place 3
Candy Arrington .....Place 4
William Whitney III .....Place 5
David Dahl .....Place 6
Mindy Manson.....City Manager
Richard Abernathy ..... City Attorney
Carole Ehrlich ..... City Secretary

In accordance with Section 551.042 of the Texas Government Code, this agenda has been posted at the Wylie Municipal Complex, distributed to the appropriate news media, and posted on the City website: www.wylietexas.gov within the required time frame. As a courtesy, the entire Agenda Packet has also been posted on the City of Wylie website: www.wylietexas.gov.

The Mayor and City Council request that all cell phones and pagers be turned off or set to vibrate. Members of the audience are requested to step outside the Council Chambers to respond to a page or to conduct a phone conversation.

The Wylie Municipal Complex is wheelchair accessible. Sign interpretation or other special assistance for disabled attendees must be requested 48 hours in advance by contacting the City Secretary's Office at 972.516.6020.

Hearing impaired devices are available from the City Secretary prior to each meeting.

CALL TO ORDER

Announce the presence of a Quorum

INVOCATION & PLEDGE OF ALLEGIANCE

CITIZENS COMMENTS ON NON-AGENDA ITEMS

Residents may address Council regarding an item that is not listed on the Agenda. Residents must fill out a non-agenda form prior to the meeting in order to speak. Council requests that comments be limited to three (3) minutes. In addition, Council is not allowed to converse, deliberate or take action on any matter presented during citizen participation.

CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

A. Consider, and act upon, approval of the Minutes of February 28, 2017 Regular Meeting of the Wylie City Council. *(C. Ehrlich, City Secretary)*

B. Consider, and act upon, Resolution No. 2017-07(R) authorizing the appointment of Don High as Municipal Court Prosecutor for the City of Wylie effective April 1, 2017 setting terms and stipend of service. *(L. Davis, Municipal Court)*

C. Consider, and act upon, approval and final acceptance of the reconstruction of FM 1378 (Country Club Road) from S. Parker Road to N. Parker Road and authorize final payment to Ed Bell Construction Company in the amount of $118,206.77, and accept the project as complete. *(C. Holsted, Asst. City Manager)*

D. Consider and place on file, the monthly Revenue and Expenditure Report for the Wylie Economic Development Corporation as of January 31, 2017. *(S. Satterwhite, WEDC Director)*

E. Consider, and act upon, approval of a Preliminary Plat for Holiday Inn Express Wylie Addition, creating two commercial lots on 5.901 acres, generally located south of FM 544 and west of Sanden Boulevard. *(R. Ollie, Development Services Director)*

REGULAR AGENDA

1. Hold a Public Hearing and consider, and act upon, an amendment to PD 2006-01 to allow R7.0 and R8.4 zoning categories for single-family residential development on approximately 104.15 acres, generally located between McCreary Road and Springwell Parkway approximately 1200 feet south of FM544. ZC 2017-01 *(R. Ollie, Development Services Director)*

Executive Summary

The applicant is requesting to amend PD 2006-01 to allow R7.0 and R8.4 single family zoning categories on approximately 105 acres of land. The land is generally located south of FM 544 between McCreary Road and Springwell Parkway, directly south of the property that includes Target and Kohl's.

2. **Consider and act upon approval of Ordinance No. 2017-10 amending the Code of Ordinances, Ordinance No. 2005-07, as amended, Appendix C (Wylie Comprehensive Fee Schedule, Section I (Water and Sewer Fees), Subsection A (Water and Sewer Service Deposit), Subsection G (Temporary Connection Charge) and Subsection H (Special Service Connection Fee); Section IV (Engineering Fees), Subsection A (Water and Sewer Impact Fees), Subsection B (Thoroughfare Impact Fees), Subsection D (Engineering Inspection Fees); Section VII (Police Department), Subsection A (Police Department Fees); Section VIII (Public Library), Subsection A (Library Fees); Section IX (Parks and Recreation), Subsection E (Bart Peddicord Community Center Fees); Section X (Water and Sewer Tap Fees); Section XI (Fire Department), Subsection C (Permit Fees); and adding a new Section XIII (Cash Payments).** *(C. Holsted, Asst. City Manager)*

Executive Summary
Staff has reviewed the Comprehensive Fee Schedule and recommends modifications.

3. Consider, and act upon, Resolution No. 2017-08(R) authorizing the appointment of Terry Douglas as Associate Municipal Court Judge for the City of Wylie effective April 1, 2017 setting terms and stipend of service.

Executive Summary
Article IV, Section 3c of the City of Wylie Charter states "*the city council shall, in the absence or disability of the appointed judge of the municipal court, appoint an acting judge to serve during such absence or disability. The acting judge may be compensated by the city council for his performance of required duties*."

READING OF ORDINANCE

Title and caption approved by Council as required by Wylie City Charter, Article III, Section 13-D.

WORK SESSION

- **Discussion of potential issuance of Certificates of Obligation to fund needed Utility Fund capital projects.** *(L. Bantz, Finance Director)*

RECONVENE INTO REGULAR SESSION

EXECUTIVE SESSION

Recess into Closed Session in compliance with Section 551.001, et.seq. Texas Government Code, to wit:

Sec. 551.071. CONSULTATION WITH ATTORNEY; CLOSED MEETING. A governmental body may not conduct a private consultation with its attorney except:

(1) when the governmental body seeks the advice of its attorney about:

(A) pending or contemplated litigation; or

(B) a settlement offer; or

(2) on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter.

- **Consultation with attorney regarding property generally located at SH 78 and Birmingham**

RECONVENE INTO OPEN SESSION

Take any action as a result from Executive Session.

4. Consider, and act upon, Resolution No. 2017-09(R), authorizing the waiver of penalties and interest pursuant to section 33.011 of the Texas Property Tax Code, for property generally located at 250 S. State Highway 78. *(C. Holsted, City Engineer)*

Executive Summary

During the tax years of 2009-2013, the City of Wylie was not identified as a taxing unit on the property at 250 S. State Highway 78. As a result, taxes were not billed for or paid to the City of Wylie for the property. The property owner has requested that the penalties and interest which have accrued against the property be waived.

ADJOURNMENT

If during the course of the meeting covered by this notice, the City Council should determine that a closed or executive meeting or session of the City Council or a consultation with the attorney for the City should be held or is required, then such closed or executive meeting or session or consultation with attorney as authorized by the Texas Open Meetings Act, Texas Government Code § 551.001 et. seq., will be held by the City Council at the date, hour and place given in this notice as the City Council may conveniently meet in such closed or executive meeting or session or consult with the attorney for the City concerning any and all subjects and for any and all purposes permitted by the Act, including, but not limited to, the following sanctions and purposes:

CERTIFICATION

I certify that this Notice of Meeting was posted on March 10, 2017 at 5:00 p.m. as required by law in accordance with Section 551.042 of the Texas Government Code and that the appropriate news media was contacted. As a courtesy, this agenda is also posted on the City of Wylie website: www.wylietexas.gov.

Carole Ehrlich, City Secretary **Date Notice Removed**