



Wylie City Council

Minutes

City Council Meeting

Tuesday, August 9, 2016 – 6:00 p.m.
Wylie Municipal Complex – Council Chambers
300 Country Club Road, Bldg. 100
Wylie, TX 75098

CALL TO ORDER

Announce the presence of a Quorum.

Mayor Eric Hogue called the meeting to order at 6:00 p.m. City Secretary Ehrlich took roll call with the following City Council members present: Mayor pro tem Keith Stephens, Councilman David Dahl, Councilwoman Candy Arrington, Councilwoman Diane Culver, Councilman William Whitney III, and Councilman Jeff Forrester.

Staff present were: City Manager, Mindy Manson; Fire Chief, Brent Parker; Police Chief, Anthony Henderson; City Engineer, Chris Holsted; Development Services Director, Renae Ollie; Finance Director, Linda Bantz; City Secretary, Carole Ehrlich; Public Information Officer, Craig Kelly; and various support staff.

INVOCATION & PLEDGE OF ALLEGIANCE

Mayor Hogue gave the invocation and City Manager Manson led the Pledge of Allegiance.

PRESENTATIONS

- Presentation to Wylie Fire Rescue with the 2016 Grant for WFR's Pre-plan Program by FM Global

Aaron Diener, representing FM Global, presented a check in the amount of \$1,250 to Wylie Fire Rescue. Chief Parker and members of WFR accepting the grant stated it would be used to purchase equipment for the WFR pre-planning program. WFR uses the program to pre-plan all commercial buildings in the City and to review drawings, update contact information, and locate electric panels, water valves and other hazardous materials in the event of a fire.

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.

There were no citizens present wishing to address Council.

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 July 26, 2016 Regular Meeting of the Wylie City Council. *(C. Ehrlich, City Secretary)*
- B. Consider, and act upon, Resolution No. 2016-19(R) authorizing the City Manager of the City of Wylie, Texas, to execute a Memorandum of Understanding between Collin County and the City Of Wylie for Use and Storage of Collin County's Mobile Incident Command Post. *(B. Parker, Fire Chief)*
- C. Consider, and act upon, Resolution No. 2016-20(R) authorizing the City Manager to execute a Memorandum of Agreement between the Wylie Independent School District and the City of Wylie to jointly cooperate in order to furnish clinical education to students enrolled in the Wylie Independent School District's Emergency Medical Technician Curricula Offerings. *(B. Parker, Fire Chief)*
- D. Consider, and act upon, approval of a Preliminary Plat for New Haven at Wylie Addition, creating one lot on 3.126 acres, generally located on the northeast corner of Brown Street and Westgate Way. *(R. Ollie, Development Services Director)*
- E. Consider, and act upon, Ordinance No. 2016-13 amending Ordinance No. 2015-30 (2015-2016 Budget) for the purpose of distributing funds that were previously budgeted for hail storm damage repairs to the proper departments and accounts; providing for repealing, savings and severability clauses; and providing for an effective date of this ordinance. *(L. Bantz, Finance Director)*

Mayor Hogue requested Consent Item C be removed from the Consent Items and be considered individually. Consensus of the Council was to remove Consent Item C from the Consent Agenda.

Council Action

A motion was made by Councilman Forrester, seconded by Councilman Whitney to approve Consent Items A, B, D, and E as presented. A vote was taken and the motion passed 7-0.

REGULAR AGENDA

- C. Consider, and act upon, Resolution No. 2016-20(R) authorizing the City Manager to execute a Memorandum of Agreement between the Wylie Independent School District and the City of Wylie to jointly cooperate in order to furnish clinical education to students enrolled in the Wylie Independent School District's Emergency Medical Technician Curricula Offerings. *(B. Parker, Fire Chief)*

Mayor Hogue announced Councilwoman Arrington had completed a Conflict of Interest form per Chapter 171 of the Local Government Code and would not be participating in the discussion or vote of this item.

Councilwoman Arrington left the room.

Council Action

A motion was made by Councilwoman Culver, seconded by Councilman Forrester to adopt Resolution No. 2016-19(R) authorizing the City Manager to execute a Memorandum of Agreement between the Wylie Independent School District and the City of Wylie to jointly cooperate in order to furnish clinical education to students enrolled in the Wylie Independent School District's Emergency Medical Technician Curricula Offerings. A vote was taken and the motion passed 6-0-1 with Councilwoman Arrington abstaining. (Conflict of Interest filed)

Tabled Item from 6-28-2016

Remove from table and consider

Council Action

A motion was made by Mayor Pro tem Stephens, seconded by Councilman Whitney to remove consideration of Item #1 from the table and consider. A vote was taken and the motion passed 7-0.

1. **Hold a Public Hearing and consider, and act upon, amending regulations to Zoning Ordinance 2008-47, Article 6, Section 6.3 Downtown Historic District (DTH) as it relates to design guidelines and standards within the Downtown Historic District. ZC 2016-07 (R. Ollie, Development Services Director)**

Council Discussion

Mayor Hogue announced that in accordance with the Rules and Procedures for Council Meetings, if an item is tabled, it must be brought back to the Council within three Council meetings in order to keep track of the item. This item is requested by staff to be re-tabled to September 27th Regular Council Meeting, in order to allow time for a Work Session to be conducted with the Historic Review Commission. At its June 28, 2016 meeting, the Council directed staff to establish a work session with the Historic Review Commission to provide reasonable guidelines for the Downtown Historic District.

Council Action

A motion was made by Councilwoman Culver, seconded by Councilman Dahl to re-table Zoning Case 2016-07 to the September 27, 2016 Regular City Council Meeting. A vote was taken and the motion passed 7-0.

2. **Conduct the 1st Public Hearing for the annexation of approximately 5.23 acres of land situated in the Francisco De La Pina Survey, Abstract No. A0688, Tract 126, Collin County, Texas, located 1023 Kreymer Lane (1023 Private Road 5259). (R. Ollie, Development Services Director)**

Staff Comments

Development Services Director Ollie addressed Council stating that this annexation is at the request of the property owner and applicant of a 5.23 acre tract. The subject tract is contiguous to existing city limits on the northern side, while properties to the south, east, and west are within unincorporated Collin County.

At its August 2nd meeting, the Planning Commission voted 5-1 to recommend approval to rezone the properties to the north from AG/30 to Single-Family 10/24. This item will be on the August 23rd Council agenda. The applicant desires to bring the subject tract into the City and eventually combine it with the northern properties within city limits and develop it as a single family residential community.

Scheduled Public Hearings, notices, and adoption are as follows:

Notice published for Public Hearings	July 20, 2016 and August 3, 2016
First Public Hearing	August 9, 2016
Second Public Hearing	August 23, 2016
Adoption of Ordinance	September 13, 2016

Public Hearing

Mayor Hogue opened the first public hearing on the above annexation at 6:18 p.m. asking anyone present wishing to address Council to come forward.

There were no citizens wishing to address Council.

Mayor Hogue closed the public hearing at 6:19 p.m.

No action was required on this item.

- 3. **Consider, and act upon, Resolution No. 2016-21(R) of the City Council of the City of Wylie, Texas, accepting the proposed property tax rate for fiscal year 2016-2017, accepting the calculation of the effective tax rate, establishing dates for public hearings on the proposed property tax rate, and providing for the publication as provided by the Texas Local Government Code, Section 140.010. (L. Bantz, Finance Director)**

Staff Comments

Finance Director Bantz addressed Council stating that the City is required by law to follow certain meeting and notice (publication) guidelines identified in the "Truth in Taxation" guide. In accordance with the "Truth in Taxation" laws of the State of Texas, the effective and rollback tax rates and other information must be published and two public hearings must be held if an entity's proposed tax rate exceeds the lower of either the effective tax rate or the rollback tax rate. This year's effective tax rate is \$0.795191 and the rollback tax rate is \$0.829955.

Bantz explained the proposed 2016-17 budget is based on a tax rate of \$0.8489 per \$100 valuation which is a \$.02 reduction in the current tax rate. Any change in the proposed tax rate will require revision of the proposed budget. The City Council is required to vote on the proposed tax rate and publish required information at least seven (7) days prior to the first scheduled public hearing on August 23, 2016. A second public hearing is scheduled for September 6, 2016. The Council may not adopt the tax rate at these hearings. At each hearing, it must announce the date, time, and place of the meeting at which it will adopt the tax

rate. This meeting must take place no less than three (3) days and no more than fourteen (14) days after the second public hearing. The City Council's vote on the tax rate is scheduled for September 13, 2016.

Mayor Hogue thanked the Finance Department staff for their hard work in preparing the budget.

Council Action

A motion was made by Mayor pro tem Stephens, seconded by Councilwoman Culver to adopt Resolution No. 2016-21(R) of the City Council of the City of Wylie, Texas, accepting the proposed property tax rate for fiscal year 2016-2017, accepting the calculation of the effective tax rate, establishing dates for public hearings on the proposed property tax rate, and providing for the publication as provided by the Texas Local Government Code, Section 140.010. A vote was taken and the motion passed 7-0.

4. **Consider, and act upon, Ordinance No. 2016-14 authorizing the City Manager to amend Ordinance No. 2007-12 and Ordinance No. 2009-30 and Updating the Fire Development Fees to be Assessed by the City of Wylie, Texas; Modifying Certain Regulations Relating to Fire Development fees; Providing a Penalty Clause, Savings/Repealing Clause, Severability Clause and an Effective Date; and Providing for the Publication of the Caption Hereof.** *(B. Parker, Fire Chief)*

Staff Comments

Fire Chief Parker addressed Council stating that the rationale behind the Fire Development Fee ("Fire Fee") is not to burden its current residents with the full financial cost of providing new fire stations, new fire equipment, and new emergency services equipment for new development, and placing a substantial portion of the burden onto the developers creating the additional demands on emergency services. The Fire Fee will allow the City of Wylie to maintain its current level of fire and emergency services to both old and new development.

The Fire Fee Ordinance was adopted to promote the legitimate government interest of providing fire protection and emergency services to all Wylie citizens while maintaining its current level of service. The City of Wylie requires a one-time payment of the Fire Fee for building a new structure or increasing the square footage of an existing structure by more than 50%. Based on the updated Fire Development Fee Study 2016, the actual projected fee cost has been reduced. The Fire Fee Ordinance allows dedication of land for fire stations or payment of the Fire Development Fee in lieu of such dedication.

Council Action

A motion was made by Mayor pro tem Stephens, seconded by Councilman Whitney to adopt Ordinance No. 2016-14 authorizing the City Manager to amend Ordinance No. 2007-12 and Ordinance No. 2009-30 and updating the Fire Development Fees to be assessed by the City of Wylie, Texas; modifying certain regulations relating to Fire Development Fees and providing a Penalty Clause, Savings/Repealing Clause, Severability Clause and an effective date; and providing for the publication of the caption hereof. A vote was taken and the motion passed 7-0.

5. **Consider, and act upon, Ordinance No. 2016-15 amending Article VI (stopping, standing, and parking) of Chapter 110 (traffic and vehicles) of the Wylie Code of Ordinances, creating section 101-189 Resident Only Parking Permit Areas; permitting parking in certain areas by permit only during those times set forth in the ordinance; establishing an offence; providing for a penalty for the violation of this ordinance; providing for repealing, savings and**

severability clauses; and providing for an effective date of this ordinance. (C. Holsted, City Engineer)

Staff Council Comments

City Engineer Holsted addressed Council stating that in March, a meeting was held with the residents on Palmdale Drive to discuss the issues with students from WEHS parking along the roadway. As a follow up to that meeting, a council work session was held on April 26th to discuss parking restrictions for portions of Cimarron Estates. Council directed staff to develop an ordinance restricting parking in portions of the Cimarron Estates Subdivision from 7:00 a.m. to 5:00 p.m. during school days.

Holsted noted approval of the proposed ordinance would establish a resident only parking permit area along Palmdale, Jamestown, and Glendale in the Cimarron Development from 7:00 a.m. to 5:00 p.m. on weekdays while school is in session. There is no charge for the permit; however, residents would be required to submit a residential parking permit application. Two guest permits would also be given to each resident.

Mayor pro tem Stephens had concerns regarding the regulations being a burden on the Police Department. Councilwoman Culver commented that she felt residents needed to be contacted prior to action on the ordinance. Councilman Dahl had a concern with tabling the item and the ordinance not being in effect by the time school started.

Mayor Hogue suggested the item be tabled so citizens living in the area could be contacted to give their opinion regarding the proposed regulations. The Mayor noted that this was a big change and wanted to hear from as many residents as possible. Councilman Whitney suggested a mailed survey that could be returned with "for" or "against" options.

Council Action

A motion was made by Councilman Whitney, seconded by Councilman Dahl to table Item #5 to the August 23, 2016 City Council Meeting in order to contact residents affected by this ordinance. A vote was taken and the motion passed 7-0.

6. **Consider, and act upon, Ordinance No. 2016-16 amending Ordinance 2007-36 and Article IV (Speed) of Section 110-133 (School Zones) of the Wylie Code of Ordinances, establishing a school zone for certain streets; establishing prima facie maximum speed limits during school hours in such zone; removing the school zone for certain street(s); providing for installation of signs and markings; regulating vehicular and pedestrian traffic; providing for a penalty for the violation of this ordinance, providing for repealing, savings and severability clauses; and providing for an effective date of this ordinance. (C. Holsted, City Engineer)**

Staff Comments

City Engineer Holsted addressed Council stating that the area west of Wylie High School has developed into a large retail center. As a result, students are crossing Woodbridge Parkway as they travel from the school to the development. Vehicular and pedestrian volumes were collected in this area, and between the hours of 8:15 a.m. and 2:30 p.m., 641 pedestrians crossed the roadway.

Holsted explained the WISD recommended a school zone and a pedestrian crossing be added to Woodbridge Parkway. Holsted explained approval of the proposed ordinance will establish a 20 mph school zone on Woodbridge Parkway from FM 544 to a point just south of the school.

The school zone will be in effect from 8:15 - 9:00, 12:40 -1:40, and 4:20 – 4:50. We will continue to monitor the area to determine if any adjustments need to be made.

Council Action

A motion was made by Councilman Whitney, seconded by Councilwoman Arrington to adopt Ordinance No. 2016-16 amending Ordinance No. 2007-36 and Article IV (Speed) of Section 110-133 (School zones) of the Wylie Code of Ordinances, establishing a school zone for certain streets; establishing prima facie maximum speed limits during school hours in such zone; removing the school zone for certain street(s); providing for installation of signs and markings; regulating vehicular and pedestrian traffic; providing for a penalty for the violation of this ordinance, providing for repealing, savings and severability clauses; and providing for an effective date of this ordinance. A vote was taken and the motion passed 7-0.

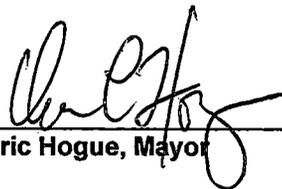
READING OF ORDINANCES

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

City Secretary Ehrlich read the captions to Ordinance No.'s 2016-13, 2016-14, and 2016-16 into the official record.

ADJOURNMENT

A motion was made by Councilman Dahl, seconded by Councilman Whitney to adjourn the meeting at 7:01 p.m. A vote was taken and the motion passed 7-0.


Eric Hogue, Mayor

ATTEST:


Carole Ehrlich, City Secretary

