



Wylie City Council

Minutes

Regular Meeting

March 12, 2019 – 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 6:04 p.m. The following City Council members were present: Councilman Matthew Porter, Councilman Jeff Forrester, Councilman Timothy T. Wallis, and Councilman David Dahl. Mayor *pro tem* Keith Stephens and Councilwoman Candy Arrington were absent.

Staff present included: City Manager Mindy Manson; Assistant City Manager Chris Holsted; Police Officer Jeff Callan; Development Services Director Renaé Ollie; Chief Building Official Bret McCullough; Public Information Officer Craig Kelly; Parks and Recreation Director Robert Diaz; Finance Director Melissa Beard; Fire Chief Brent Parker; Public Works Director Tim Porter; Project Engineer Wes Lawson; Library Director Rachel Orozco; Human Resources Director Lety Yanez; WEDC Executive Director Sam Satterwhite; City Secretary Stephanie Storm, and various support staff.

INVOCATION & PLEDGE OF ALLEGIANCE

Councilman Dahl gave the invocation and Councilman Porter led the Pledge of Allegiance.

PRESENTATIONS

- **Employee Milestone Anniversary**

Mayor Hogue and City Manager Manson presented milestone anniversary honors to the following employees:

Mike Atkison, Police Lieutenant – 30 years of service

Randy Hooker, Police Sergeant – 20 years of service

Jacob Perry, Patrol Officer – 10 years of service

CITIZEN 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.

Samuel Shipley addressed Council regarding the remodel of the Public Safety Building.

Michael White, Casey White, Margaret Eubanks, Troy Gibson, Jeremiah Bennett, and Bill Lewis addressed Council with concerns regarding water drainage from Lewis Ranch Estates.

Melissa Kenfield addressed Council regarding social media standards for city council members.

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 26, 2019 Regular Meeting of the Wylie City Council. (S. Storm, City Secretary)**
- B. Consider, and act upon, the vendor application for Austen's Autistic Adventures fundraiser event to be held at Olde City Park on March 23, 2019. (R. Diaz, Parks & Recreation Director)**
- C. Consider, and act upon, Resolution No. 2019-07(R) to ratify the purchase of Xylem Flygt water and wastewater equipment for repairs to Pump #3 located at the Rush Creek Lift Station, and to approve the purchase of water and wastewater equipment for upgrades to the Rush Creek Lift Station, from Xylem Flygt a sole-source provider, in the estimated amount of \$74,509.00; authorizing the City Manager to execute any necessary documents. (G. Hayes, Purchasing Manager)**

Councilman Forrester requested that Consent Item A be removed from Consent and considered individually. Consensus of the Council was to remove Item A from Consent and consider individually.

Council Action

A motion was made by Councilman Forrester, seconded by Councilman Dahl, to approve items B and C on the Consent Agenda as presented. A vote was taken and the motion passed 5-0 with Mayor *pro tem* Stephens and Councilwoman Arrington absent.

REGULAR AGENDA

- A. Consider, and act upon, approval of the Minutes of February 26, 2019 Regular Meeting of the Wylie City Council. (S. Storm, City Secretary)**

Council Comments

Councilman Forrester stated in the February 26, 2019 City Council minutes, Regular Agenda Item No. 3, the motion should reflect that the City Council table the adoption of Resolution No. 2019-06(R) instead of postpone the adoption of Resolution No. 2019-06(R).

Council Action

A motion was made by Councilman Forrester, seconded by Councilman Porter, to approve Consent Agenda Item A with the stated correction. A vote was taken and the motion passed 5-0 with Mayor *pro tem* Stephens and Councilwoman Arrington absent.

REGULAR AGENDA

1. **Hold a Public Hearing and consider, and act upon, a change of zoning from Agricultural-30 (AG-30) to Planned Development-Single Family (PD-SF), to allow for single-family development, not to exceed 57 residential lots on 16.52 acres, generally located west of E. Stone and south of E. Brown Street, and more specifically at 2605 E. Stone Road. ZC 2019-02** (*R. Ollie, Development Services Director*)

Staff Comments

Development Services Director Ollie addressed Council requesting to withdraw the item due to a notification error.

Public Hearing

Mayor Hogue opened the public hearing on Item 1 at 6:47 p.m. asking anyone present wishing to address Council to come forward.

Greg Sims addressed Council objecting to the proposed development.

Mayor Hogue closed the public hearing at 6:49 p.m.

Council Action

A motion was made by Councilman Dahl, seconded by Councilman Forrester, to accept the withdrawal of Item 1. A vote was taken and the motion passed 5-0 with Mayor *pro tem* Stephens and Councilwoman Arrington absent.

2. **Consider, and act upon, accepting a donation to the City in the amount of \$7,500.00 from the American Legion Hale-Combest Post #315 for improvements to the Veterans Memorial at Olde City Park.** (*R. Diaz, Parks & Recreation Director*)

Staff Comments

Parks and Recreation Director Diaz addressed Council stating the American Legion Hale-Combest Post #315 would like to donate funds to the City to assist with park improvements to the Veterans Memorial at Olde City Park. The local post would like to replace the current 25-foot American flagpole with a 35-foot pole and add two additional 30-foot flagpoles for the State of Texas and POW-MIA flags. Staff is proposing to take the revenue from the donation and place it in the Parks Acquisition and Improvement Fund. The expenditures for the project would then be budgeted in the Parks Acquisition and Improvement Fund-Central Zone in the amount of \$7,500.00 for this project. There will not be any other funds in the Parks Acquisition and Improvement Fund used in this project.

Members from the American Legion Hale-Combest Post were present to present the \$7,500.00 donation to staff.

Council Action

A motion was made by Councilman Porter, seconded by Councilman Forrester, to accept the donation to the City in the amount of \$7,500.00 from the American Legion Hale-Combest Post #315 for improvements to the Veterans Memorial at Olde City Park. A vote was taken and the motion passed 5-0 with Mayor *pro tem* Stephens and Councilwoman Arrington absent.

- 3. Consider, and act upon, Ordinance No. 2019-08 amending Ordinance No. 2018-24 (2018-2019 Budget) for proposed budget amendments for fiscal year 2018-2019; providing for repealing, savings and severability clauses; and providing an effective date of this ordinance.**
(M. Beard, Finance Director)

Staff Comments

Finance Director Beard addressed Council stating staff is proposing to take the revenue from the \$7,500.00 donation from the American Legion Hale-Combest Post #315 and place it in the Parks Acquisition and Improvement Fund. The expenditures for the project would then be budgeted in the Parks Acquisition and Improvement Fund-Central Zone in the amount of \$7,500.00 for this project.

Council Action

A motion was made by Councilman Dahl, seconded by Councilman Porter, to approve Ordinance No. 2019-08 amending Ordinance No. 2018-24 (2018-2019 Budget) for proposed budget amendments for fiscal year 2018-2019; providing for repealing, savings and severability clauses; and providing an effective date of this ordinance. A vote was taken and the motion passed 5-0 with Mayor *pro tem* Stephens and Councilwoman Arrington absent.

- 4. Discussion and update regarding Open Meetings and Public Information requirements** *(M. Manson, City Manager)*

Staff Comments

City Manager Manson addressed Council stating at the February 26 Council meeting, concerns were raised during Citizen Participation regarding the City's compliance with state law on both open meetings and the provision of public information.

Manson stated the question was raised about a state law provision regarding the video recording of public meetings. Section 551.128(b-1) of the Texas Government Code requires the video and audio recording of meetings of the "elected governing body of a home-rule municipality" with a population of 50,000 or more. The City Council is the only City entity that is elected and the only entity whose meetings are required to have video recordings. The City is in compliance with state law.

Manson stated an additional question was raised regarding information provided in response to public information requests. Staff is diligent in ensuring that we follow state law and Attorney General (AG) opinions when it comes to both releasing the information that is required to be released and redacting the information that is required to be redacted. Based on the request and the AG rulings, information required by state law to be redacted included routing numbers, account numbers, loan numbers, personal email addresses, attorney-client privilege, employees' personal information, and information not responsive to the request.

Staff Comments

Councilman Porter asked if City Council work sessions were exempt from the requirement. Manson replied that there are exceptions and work sessions are not required to be video recorded.

Mayor Hogue recessed the Council to move into a Work Session in the Council Conference Room at 7:06 p.m.

Mayor Hogue reconvened into the Work Session at 7:11 p.m.

WORK SESSION

- **Brown House Feasibility Study.** *(R. Diaz, Parks and Recreation Director)*

Parks and Recreation Director Diaz addressed Council stating Craig Melde, representing Architexas, and Brittany Shake and Joe Helmberger, representing Kimley-Horn, were present. Craig Melde, representing Architexas, addressed Council giving a historical overview, a site analysis, a site use plan, and a house use plan.

Melde addressed possible opportunities during the Brown House Site Plan presentation, which included: opening the southeast corner, adding street parking and improving extended corner pedestrian sidewalk to improve the connection with the Historic Downtown; improving on-site circulation and accessibility; combining alley with parking access and extending to Chamber of Commerce site; connecting with Chamber of Commerce site; creating a public park which would include a public and visitor place, water feature, and public toilets/storage; and creating a Period Garden.

Melde addressed possible uses during the Brown House Use Plan presentation, which included an event facility, a police sub-station, parks and recreation offices, a Wylie Welcome Center, and a small conference space.

Parks and Recreation Director Diaz reported currently the Brown House is supported by 4B funds, but if the building is utilized as a welcome center, hotel/motel funds could possibly be used. Manson responded to utilize hotel/motel funds is strictly limited; the two areas the Brown House would fall under are historic preservation and promotion/tourism of the City.

The consensus of the Council is to preserve the aesthetics and utilize the Brown House as a Wylie Welcome Center with no offices.

- **Discuss the five-year financial plan and provide feedback for future revisions.** *(M. Manson, City Manager)*

The consensus of the Council was to move discussion regarding this work session until the March 26 City Council meeting when the entire Council is present.

RECONVENE INTO REGULAR SESSION

Mayor Hogue reconvened into Regular Session at 8:27 p.m.

Mayor Hogue convened the Council into Executive Session at 8:27 p.m.

EXECUTIVE SESSION

Sec. 551.074. PERSONNEL MATTERS; CLOSED MEETING.

This chapter does not require a governmental body to conduct an open meeting:

- (1) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or
 - (2) to hear a complaint or charge against an officer or employee.
- (b) Subsection (a) does not apply if the officer or employee who is the subject of the deliberation or hearing requests a public hearing.

- **City Manager**

RECONVENE INTO OPEN SESSION

Take any action as a result from Executive Session.

Mayor Hogue reconvened into Open Session at 8:43 p.m.

5. **Consider, and act upon, the approval of the Employment Agreement between the City of Wylie, Texas and Chris Holsted, and authorize the Mayor to execute the agreement. (M. Manson, City Manager)**

Council Action

A motion was made by Councilman Forrester, seconded by Councilman Wallis, to approve an Employment Agreement between the City of Wylie, Texas and Chris Holsted, and authorize the Mayor to execute the agreement. A vote was taken and the motion passed 5-0 with Mayor *pro tem* Stephens and Councilwoman Arrington absent.

READING OF ORDINANCE


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

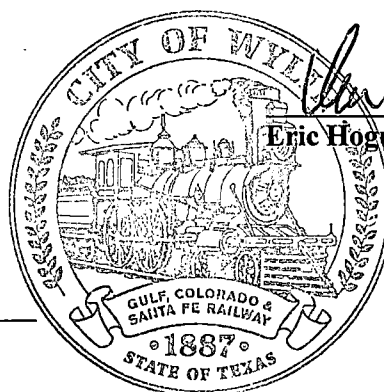
City Secretary Storm read the caption of Ordinance No. 2019-18 into the official record.

ADJOURNMENT

A motion was made by Councilman Porter, seconded by Councilman Dahl, to adjourn the meeting at 8:45 p.m. A vote was taken and the motion passed 5-0 with Mayor *pro tem* Stephens and Councilwoman Arrington absent.

ATTEST:


Stephanie Storm, City Secretary



Eric Hogue, Mayor